

ELECTION MATTER / MOST IMMEDIATE

Rc.No.E-251889/COEC/LSE/2019

Office of the
Director General of Police/
Head of the Police Force,
Tamil Nadu, Chennai-04.

Dated: 09.10.2019

MEMORANDUM

Sub : Election – Ordinary Elections to the Local bodies of Tamil Nadu – Ordinary Elections, 2019 – Posting and Transfer of Officers – Guidelines issued – Details of transfers of officials along with compliance report – Called for – Regarding.

Ref : Letter No.3731/2019/ME 1, Dated 19.09.2019 of the Secretary, Tamil Nadu State Election Commission, Chennai.

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Attention of all Commissioners of Police/Superintendents of Police are invited to the references cited, wherein, the Secretary, Tamil Nadu State Election Commission has stated that the Ordinary Elections to the Local bodies of Tamil Nadu are due to be held.

2) In order to execute free, fair and peaceful conduct of elections in all the Districts of Tamil Nadu, the Tamil Nadu State Election Commission in its letter second cited (copy enclosed) has decided to prescribe certain norms to ensure that Officers who are connected or likely to be connected with the conduct of elections in the districts, have not served in their home Districts / Local Bodies / Places for a long duration and directed that no such officer connected with elections, directly or indirectly, should be allowed to continue in the same Local body/districts;

(i)(a) If she/he is posted in her/his home District / Local body; or

(b) If she/he has completed three years in that District/Local body during the last four years or would be completed three years on or before 30.09.2019.

Further the Tamil Nadu State Election Commission has directed to send the details of action taken in this regard to the Commission not later than 15.10.2019.

3) The instructions issued by State Election Commission regarding transfer and postings shall be applicable to the rank of Zonal IGs, Range DIGs, SsP, Commandants of State Armed Police, Addl.SPs, DSPs, Inspectors, Reserve Inspectors or equivalent ranks, who are responsible for security arrangement or deployment of police forces in the District at election time.

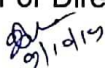
4) Hence, all Commissioners of Police/District Superintendents of Police are requested to take necessary action as per the guidelines of Tamil Nadu State Election Commission and send necessary proposal to the authorities concerned for effecting transfers.

5) In respect of the Sub-Inspectors of Police of Tamil Nadu Police (Both Category-I and Category-II), the Tamil Nadu State Election Commission have been requested to issue necessary modified orders that they (i.e. Sub-Inspectors of Police of Tamil Nadu Police (Both Category-I and Category-II)) may be allowed to remain posted within the home/same District, but they should be posted out from the Zones of Corporation, Municipality, Town Panchayat, Panchayat Union and Block as the case may be where their home town is located or where they have completed the tenure of three years during the last four years or completed 3 years as on 30.09.2019. Once the modified orders are received, further instructions with regard to the Sub-Inspectors of Police will be issued and the transfer and postings of Sub-Inspectors may be effected accordingly.

6) It is also directed that transfers/postings of officers covered under the above instructions shall be done by 15.10.2019 and an action taken report shall be sent to the concerned District Election Officers immediately, under intimation to Chief Office Election Cell (email id: coelectioncell@gmail.com). They will also furnish the list of Addl. Superintendents of Police/Deputy Superintendents of Police who are coming under the purview of above election norms to the Addl. Director General of Police (Administration) by name cover along with updated details of their places of service through Special messenger on or before 11.10.2019 without fail. They will furnish a certificate to the effect that no officer has been omitted in the details furnished. Range DIGs and Zonal IGPs may kindly ensure compliance.

7) Receipt of the memorandum shall be acknowledged.

Encl.: As above


For Director General of Police.


To

All Superintendents of Police in Districts (Through Zonal IGPs)
All Commissioners of Police in Cities,

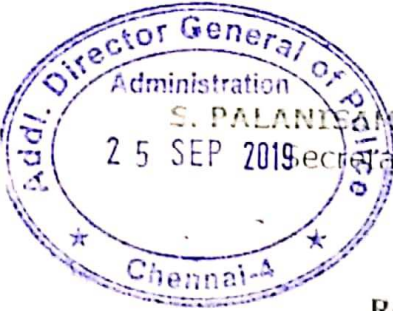
Copy to :

All Deputy Inspector General of Police of Ranges
All Inspectors General of Police in zones.
All Addl. Directors General of Police.
The Inspector General of Police, Intelligence, Chennai-4.
The Inspector General of Police, Administration, Chennai-4.
The Assistant Inspector General of Police, Administration, Chennai-4.

E - 251889

ORDINARY ELECTIONS, 2019
ELECTION IMMEDIATE

COMMON CIRCULAR C.22/2019



TAMIL NADU
STATE ELECTION COMMISSION
208/2, Jawaharlal Nehru Salai,
Arumbakkam, (opp. to CMBT),
Chennai-600 106.

Rc.No.3731/2019 /ME1, Dated 19.09.2019.

To

SAY

- All State Election Officers.
- All District Election Officers/District Collectors (except Chennai).
- The District Election Officer/Commissioner of Chennai Corporation.

IAP Weyan

Sir/Madam,

Indy
22/9/19

Sub: Ordinary Elections to the Local bodies of Tamil Nadu - Ordinary Elections, 2019 - Posting and Transfer of Officers - Instructions issued - Regarding.

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I am directed to state that the Ordinary Elections to the Local bodies of Tamil Nadu are due to be held. In order to ensure free, fair and peaceful conduct of elections in all the districts of Tamil Nadu, the Tamil Nadu State Election Commission in exercise of the powers vested under Article 243 K and 243 ZA of the Constitution and also under Section 239 of Tamil Nadu Panchayats Act, 1994 has decided to prescribe the following norms to ensure that Officers who are connected or are likely to be connected with the conduct of elections in the districts, should not serve in their home Districts / Local Bodies / places where they have served for long duration and directed that no such officer connected with elections, directly or indirectly, should be allowed to continue in the same Local body/districts:

AO/Genl
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- (i) (a) If she / he is posted in her / his home District / Local body; or
- (b) If she/he has completed three years in that District / Local body during the last four years or would be completing 3 years on or before 30.09.2019.

(ii) These instructions shall cover not only officers appointed for specific election duties like District Election Officers, Electoral Registration Officers, Returning Officers and Assistant Returning Officers, officers appointed as nodal officers of any specific election works but also district officers or any other officer of equal rank directly deployed for election works.

Discussed
with ADUP
Admin

I.G. General
Arula please.

..2..

Personal attention

Alhuda
for rls

22/9/19

Indy
26/9/19

(iii) These instructions shall also be applicable to the Police Department officers such as Range IGS, DIGs, Commandants of State Armed Police, SSPs, SPS, Addl. SPS, Sub-Divisional Head of Police, SDOs, Inspectors, Sub-Inspectors, RIs / Sergeant Majors or equivalent ranks who are responsible for security arrangements or deployment of police force in the district at election time

The following clarifications / relaxations issued in this regard as follows :-

a) The police officials, who are posted in functional departments like computerization, special branch, training etc., are not covered under these instructions.

b) Apart from these, the Police Officers of the level of Sub-Inspectors should not be posted in their home District / Local Body.

c) The Police Officers of the level of Sub-Inspectors should be transferred out of their police Sub-divisions if they have completed tenure of three years during last four years in that sub-division.

(iv) The Commission further desires that a detailed review may, therefore, be undertaken before the Ordinary Elections to Local Bodies, in all districts and all such officers be posted out of their home Local Bodies/Districts (District level Officers) where they have completed or will complete on the aforesaid date a tenure of three years out of the last four years, immediately. While moving such officers, care should be taken that they are not posted to their home Local Bodies/Districts.

(v) While calculating the period of three years, promotion to a post within the Local Body/District is also to be counted.

(vi) While carrying out this review it must be borne in mind that these instructions shall not only apply to all State level and District level officers connected with elections directly or indirectly or any other officer of equal rank directly deployed for election works but also to officials / officers posted in the State headquarters of the departments like Directorate of Rural Development, Commissionerate of Municipal Administration, Directorate of Town Panchayats and office of the Chennai Corporation.

(vii) The Commission also desires that the officers/officials against whom Commission / District Election Officer / State Election Officer has recommended disciplinary action or who have been charged for any lapse in any election or elections related work or any of officials identified with the lapses in the conduct / process of elections shall not be assigned any election related duty.

(viii) The Commission further desires that no officer/official against whom a criminal case is pending in any Court of Law, be associated with the election work or election related duty.

(3)

(ix) The individuals those try to circumvent the objective by proceeding on leave and physically not moving out of the Local Bodies/Districts from which they stand transferred has to be viewed seriously and that all such officials who stand transferred in pursuance of the instructions referred to above shall be asked to move physically out of the Local Bodies/Districts from which they stand transferred immediately on receipt of the transfer orders.

(x) Further, while implementing the above directions, the Commission desires that the State Election Officers / District Election Officers shall invariably scrutinize while posting the new persons in place of present incumbents who stand transferred as per this policy of the Commission. The copies of the transfer orders issued under these directions shall be given to the District Election Officers / State Election Officers concerned without fail by the authorities concerned.

(xi) The transfer orders in respect of officers / officials who are engaged in the electoral rolls preparation work, if any, shall be implemented only after final publication of the electoral rolls in consultation with the State Election Officers/District Election Officers.

(xii) Any Officer who is due to retire within coming six months will be exempted from the purview of the above mentioned directions of the Commission. Further such officers may not be engaged for performing election duties during the elections.

(xiii) It is further clarified that all the officials who are on extension of service or re-employed in different capacities will not be associated with any election related work except those with the Office of State Election Officers / District Election Officers and State Election Commission.

(xiv) If the services of any of the officials are essentially required on the consideration of his experience, non-controversial and unbiased attitude in Election related works, specific permission from the Tamil Nadu State Election Commission should be obtained for his retention, beyond the limits prescribed till the completion of Local body elections. However, only when it is absolutely necessary, individual references should be forwarded to the Commission after considering all aspects at the State Election Officer/District Election Officer's level with his / her specific recommendations.

2. Details of the action taken may be intimated to the Commission for its information immediately and in any case not later than 15th October 2019.

3. The above instructions may be brought to the notice of all concerned for compliance. Receipt of this letter may please be acknowledged.

Yours faithfully,
Sd/- S. Palanisamy,
Secretary.

/ Forwarded/By Order

Deputy Principal Election Officer
(Municipalities)

19/10/19