

F.NO.4/1/2011-NE.II
GOVT.OF INDIA
MINISTRY OF HOME AFFAIRS
NE DIVISION

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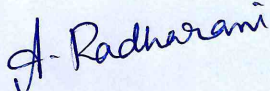
North Block, New Delhi
Dated, the 26th May, 2017

CIRCULAR INVITING COMMENTS/VIEWS OF PUBLIC/STAKEHOLDERS ON THE
ISSUE OF INCREASE IN SEATS IN SIKKIM LEGISLATIVE ASSEMBLY AND
RESERVATION OF SEATS FOR LIMBOO AND TAMANG COMMUNITY IN SIKIM
LEGISLATIVE ASSEMBLY

A proposal for making reservations for Limboo and Tamang Community in Sikkim Legislative Assembly is under consideration of the Ministry of Home Affairs.

2. A copy of the draft proposal in this regard is enclosed as Annexure.
3. It has been decided to invite views/suggestions of the concerned stakeholders on the draft proposal. The views/suggestions may be sent latest by 26th June, 2017 either through email at sone2@mha.gov.in or by hard copy addressed to Mrs. Uma Magesh, Under Secretary (NE-II), Room No.208B, North Block, New Delhi-110001

Encl : Annexure


(A. Radha Rani)
Deputy Secretary (NE-III)
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Annexure

In pursuance of the Hon'ble Supreme Court judgement dated 4th January, 2016 in WP (C) 90 of 2006, directing Ministry of Home Affairs to take a decision in the matter of "Reservation of Seats for Limboo & Tamang Community in Sikkim Legislative Assembly (SLA) meetings were held by this Ministry with all stakeholder departments viz; Legislative Department, Ministry of Law & Justice, Ministry of Tribal Affairs, Govt. of India and the State Government of Sikkim.

2. After required consultations, it was decided that amendments be made to increase the seats in the SLA from 32 to 40 and to provide 5 seats for Limboo and Tamang Tribal Communities of Sikkim. With this, the composition and representation of the SLA would be as follows :-

S No	Community	Seats in Sikkim Assembly present	Seats in the proposed Assembly
1	Bhutia-Lepchas	12	12
2	Limboo-Tamang	-	5
3	Sangha	1	1
4	Scheduled Castes	2	2
5	Other communities/General / Open	17	20
	Total	32	40

3. The above proposal requires amendments to Section 7 (1A) of the Representation of the People Act, 1950, whereby the total number of seats to be filled by persons chosen by direct elections shall have 40 members in place of the existing 32 members. There will be amendments to the Second Schedule to the Representation of the People Act, 1950, whereby total seats in SLA will be 40 in place of existing 32, reserving 5 seats for Limboo & Tamang, while retaining existing reservations for Bhutias, Lepchas, Scheduled Castes and Sanghas.

4. Further, Section 5A of the Representation of the People Act, 1951 will be amended to provide that, in case of a seat reserved for Limboo & Tamang tribe, he is to be a member of Limboo & Tamang tribe specified in the Representation of Sikkim Subjects Act, 1974 and elector or an Assembly Constituency in the State.
