



**The Orissa Legislative Assembly Members' Salary, Allowances and Pension Act, 1991**

Act 7 of 1992

**Keyword(s):**

Assembly, Speaker, MLA, Salary

**Amendments appended: 9 of 1994, 16 of 1995, 5 of 1997, 12 of 1998, 12 of 1999, 4 of 2003**

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## ORISSA ACT 7 OF 1992

**\*THE ORISSA LEGISLATIVE ASSEMBLY MEMBERS' SALARY, ALLOWANCES AND PENSION (AMENDMENT) ACT, 1991**

[Received the assent of the Governor on the 23rd January, 1992 first published in an extraordinary issue of the Orissa Gazette, dated the 30th January 1992]

AN ACT FURTHER TO AMEND THE ORISSA LEGISLATIVE ASSEMBLY MEMBERS' SALARY, ALLOWANCES AND PENSION ACT, 1954.

**B**<sub>E</sub> it enacted by the Legislature of the State of Orissa in the Forty-second Year of the Republic of India as follows:—

Short title            1. This Act may be called the Orissa Legislative Assembly Members' Salary, Allowances and Pension (Amendment) Act, 1991.

Amendment of section 2.        2. In the Orissa Legislative Assembly Members' Salary, Allowances and Pension Act, 1954, in section 2, for clause (b-1), the following clause shall be substituted, namely :—

Orissa Act  
19 of 1954

'(b-1) "Leader of the Opposition" means that Member of the Assembly who is, for the time being, the Leader in the Assembly of the party in Opposition to the Government having the greatest numerical strength, not being less than one-tenth of the total membership of the Assembly, and recognised as such by the Speaker.

*Explanation*—When there are two or more parties in opposition to the Government in the Assembly having the same numerical strength, the Speaker shall, having regard to the status of the parties, recognise any one of the Leaders of such parties as the Leader of the Opposition for the purpose of this Act, and such recognition shall be final and conclusive.

## ORISSA ACT 9 OF 1994

**\*THE ORISSA LEGISLATIVE ASSEMBLY MEMBERS' SALARY,  
ALLOWANCES AND PENSION (AMENDMENT) ACT, 1994**

[Received the assent of the Governor on the 2nd May 1994, first published in an extraordinary issue of the *Orissa Gazette*, dated the 9th May 1994.]

**AN ACT FURTHER TO AMEND THE ORISSA LEGISLATIVE ASSEMBLY MEMBERS'  
SALARY, ALLOWANCES AND PENSION ACT, 1954.**

**BE** it enacted by the Legislature of the State of Orissa in the Forty-fifth Year of the Republic of India as follows:—

Short title.

1. This Act may be called the Orissa Legislative Assembly Members' Salary, Allowances and Pension (Amendment) Act, 1994.

Amendment  
of  
section 4-B

2. In the Orissa Legislative Assembly Members, Salary, Allowances and Pension Act, 1954, in section 4-B,—

Orissa Act  
19 of 1954.

(a) for sub-section (1) excluding the Explanation thereto, the following shall be substituted, namely:—

“(1) With effect from the commencement of the Orissa Legislative Assembly Members' Salary, Allowances and Pension (Amendment) Act, 1994 there shall be paid a pension of seven hundred rupees per mensem to every person who has held office for a period of four years, whether continuous or not, as a member of the Assembly:

Provided that where any person has held office for a period exceeding five years, there shall be paid to him an additional pension of one hundred rupees per mensem for every year in excess of five years:

Provided further that where any person has held office as a member of Assembly twice for its duration as provided in clause (1) of article 172 of the Constitution, whether consecutively or not, and who is not entitled to any pension under the foregoing provisions of this sub-section, he shall, with effect from the commencement of the Orissa Legislative Assembly Members' Salary, Allowances and Pension (Amendment) Act, 1994, be entitled to a pension of seven hundred rupees per mensem”;

(b) in clause (ii) of the Explanation to sub-section (1) in sub-clause (b) for the words “five years,” the words “four years” shall be substituted;

(c) for sub-section (3), the following sub-section shall be substituted, namely:—

“(3) Where any person entitled to pension under sub-section (1) is entitled to any other pension, such person shall be entitled to receive the pension under sub-section (1) in addition to such other pension”; and

(d) in clause (b) of sub-section (5), for the words “five years”, the words “four years” shall be substituted.

\* For the Bill see *Orissa Gazette*, Extraordinary, dated the 5th April 1994 (No. 396)

ORISSA ACT 16 OF 1995

**THE ORISSA LEGISLATIVE ASSEMBLY MEMBERS' SALARY, ALLOWANCES AND PENSION (AMENDMENT) ACT, 1995**

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## ORISSA ACT 16 OF 1995

**\*THE ORISSA LEGISLATIVE ASSEMBLY MEMBERS' SALARY, ALLOWANCES AND PENSION (AMENDMENT) ACT, 1995**

[ Received the assent of the President on the 27th August 1995 first published in an extraordinary issue of the *Orissa Gazette*, dated the 28th August 1995 ]

AN ACT FURTHER TO AMEND THE ORISSA LEGISLATIVE ASSEMBLY MEMBERS' SALARY, ALLOWANCES AND PENSION ACT, 1954.

**B** it enacted by the Legislature of the State of Orissa in the Forty-sixth Year of the Republic of India as follows:—

Short title and commencement.

1. (1) This Act may be called the Orissa Legislative Assembly Members' Salary, Allowances and Pension (Amendment) Act, 1995.

(2) It shall come into force on the 1st day of August, 1995.

Amendment of section 3.

2. In the Orissa Legislative Assembly Members' Salary, Allowances and Pension Act, 1954 (hereinafter referred to as the principal Act), in the third proviso to section 3, for the words "four hundred fifty rupees", the words "six hundred and fifty rupees" shall be substituted. Orissa Act 19 of 1954.

Amendment of section 4.

3. In section 4 of the principal Act,—

(i) in clause (b), for the words "seventy-five rupees", the words "one hundred and fifty rupees" shall be substituted; and

(ii) in clause (d), for the words "three hundred and fifty rupees", the words "seven hundred and fifty rupees" shall be substituted.

Amendment of section 4-A.

4. In the principal Act, for section 4-A, the following section shall be substituted, namely:—

"4-A. There shall be paid to each Member a sum of rupees two thousand per mensem to defray the cost of travelling which is not connected with the business of the Assembly or a Committee thereof or a Committee or Body constituted by the State or Central Government by a Resolution or an order."

Amendment of section 4-AA.

5. In the principal Act, in section 4-AA, for the words "eighteen thousand rupees", the words "thirty-five thousand rupees" shall be substituted.

\*For the Bill, see *Orissa Gazette*, Extraordinary, dated the 29th July 1995 (No. 882)

## ORISSA ACT 5 OF 1997

**\*THE ORISSA LEGISLATIVE ASSEMBLY MEMBERS' SALARY, ALLOWANCES AND PENSION (AMENDMENT) ACT, 1997**

[Received the assent of the Governor on the 20th May 1997, first published in an extraordinary issue of the Orissa Gazette, dated the 26th May 1997]

AN ACT FURTHER TO AMEND THE ORISSA LEGISLATIVE ASSEMBLY MEMBERS' SALARY, ALLOWANCES AND PENSION ACT, 1954

**B**E it enacted by the Legislature of the State of Orissa in the Forty-eighth Year of the Republic of India as follows:—

Short title. 1. This Act may be called the Orissa Legislative Assembly Members' Salary, Allowances and Pension (Amendment) Act, 1997.

Amendment of Section 4. 2. In section 4 of the Orissa Legislative Assembly Members' Salary, Allowances and Pension Act, 1954, in clause (c),—

Orissa Act  
19 of 1954.

(i) in sub-clause (7), for the words "highest class available immediately below the Air-conditioned class", the words "Air-conditioned, Two Tier" shall be substituted; and

(ii) in sub-clause (ii), for the words "forty paise", the words "fifty paise" shall be substituted.

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\*For the Bill see *Orissa Gazette*, Extraordinary, dated the 5th April 1997 (No. 430).

ORISSA ACT 12 OF 1998

**THE ORISSA LEGISLATIVE ASSEMBLY MEMBERS' SALARY, ALLOWANCES  
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## ORISSA ACT 12 OF 1998

**\* THE ORISSA LEGISLATIVE ASSEMBLY MEMBERS' SALARY, ALLOWANCES AND PENSION (AMENDMENT) ACT, 1998**

[ Received the assent of the Governor on the 28th September 1998, first published in an extraordinary issue of the Orissa Gazette, dated the 8th October 1998 ]

**AN ACT FURTHER TO AMEND THE ORISSA LEGISLATIVE ASSEMBLY MEMBERS' SALARY, ALLOWANCES AND PENSION ACT, 1998**

**BE** it enacted by the Legislature of the State of Orissa in the Forty-ninth Year of the Republic of India as follows:—

Short title and commencement.

1. (1) This Act may be called the Orissa Legislative Assembly Members' Salary, Allowances and Pension (Amendment) Act, 1998.

(2) It shall come into force on the 1st day of August, 1998.

Amendment of section 3.

2. In the Orissa Legislative Assembly Members' Salary, Allowances and Pension Act, 1954 (hereinafter referred to as the principal Act),— Orissa Act 19 of 1954.

(i) for section 3 excluding the provisos thereto, the following section shall be substituted, namely:—

“3. There shall be paid and delivered a salary—

(a) at the rate of two thousand and five hundred rupees to every member other than the Leader of the Opposition, the Chief Whip and the Deputy Chief Whip ;

(b) at the rate of five thousand rupees to the Leader of the Opposition and the Chief Whip; and

(c) of four thousand rupees to the Deputy Chief Whip, net a month;” and

(i) the second and third provisos to section 3 shall be omitted.

Amendment of section 4.

3. In the principal Act, in section 4,—

(i) for the opening portion, the following shall be substituted, namely:—

“There shall be paid to every member the following allowances, except the allowances mentioned in clauses (a) and (d) in case of the Leader of the Opposition, the Chief Whip and the Deputy Chief Whip, at the rates specified against each:—”

(ii) in clause (a), for the words “nine hundred rupees”, the words “two thousand rupees” shall be substituted;

(iii) for clause (b), the following clause shall be substituted, namely:—

“(b) Daily allowance of—

(i) three hundred rupees a day for each day of actual residence at the place where the Assembly or a Committee meets or at a place to make an oath or affirmation as required by Article 188 of the Constitution of India; and

(ii) four hundred rupees a day for going outside the State to attend Conferences and Meetings and on Study Tours.”;

(iv) in sub-clause (ii) of clause (c), for the words “fifty paise”, the words “one rupee” shall be substituted;

(v) in the proviso to sub-clause (ii) of clause (c), for the words “at the same rate as admissible to a Government servant of the first grade on tour”, the words “at the rate of three rupees and fifty paise per kilometre” shall be substituted; and

(vi) in clause (d), for the words “seven hundred and fifty rupees”, the words “one thousand and five hundred rupees”, shall be substituted.

Amendment  
of  
section 4-A.

4. In the principal Act, in section 4-A, for the words "a sum of rupees two thousand", the commas and words "other than the Leader of the Opposition, the Chief Whip and the Deputy Chief Whip, a sum of rupees three thousand" shall be substituted.

Amendment  
of  
section 4-AA.

5. In the principal Act, in section 4-AA, for the words "thirty-five thousand rupees", the words "rupees one lakh" shall be substituted.

Amendment  
of  
section 4-B.

6. In the principal Act, in section 4-B,—

(i) for sub-section (1) excluding the second proviso and the Explanation thereto, the following shall be substituted, namely:—

"(1) With effect from the commencement of the Orissa Legislative Assembly Members' Salary, Allowances and Pension (Amendment) Act, 1998, there shall be paid a pension of two thousand rupees per mensem to every person who has held office for a period of two years, whether continuous or not, as a member of the Assembly:

Provided that where any person has held office for a period exceeding five years, there shall be paid to him an additional pension of two hundred rupees per mensem for every year in excess of five years:";

(ii) in the Explanation to sub-section (1), for clause (ii), the following clause shall be substituted, namely:—

"(ii) In computing the aforesaid period, the period preceding the 26th day of January, 1950 for which a person has held such office, shall not be taken into account." ; and

(iii) in clause (b) of sub-section (5) for the words "four years", the words "two years" shall be substituted.

## ORISSA ACT 12 OF 1999

**\*THE ORISSA LEGISLATIVE ASSEMBLY MEMBERS' SALARY, ALLOWANCES AND PENSION (AMENDMENT) ACT, 1999**

[Received the assent of the Governor on the 4th October 1999 first published in an extraordinary issue of the *Orissa Gazette*, dated the 8th October, 1999]

**AN ACT FURTHER TO AMEND THE ORISSA LEGISLATIVE ASSEMBLY MEMBERS' SALARY, ALLOWANCES AND PENSION ACT, 1954.**

Be it enacted by the Legislature of the State of Orissa in the Fiftieth Year of the Republic of India as follows: —

Short title. 1. This Act may be called the Orissa Legislative Assembly Members, Salary, Allowances and Pension (Amendment) Act, 1999.

Amendment of section 4-B. 2. In section 4-B of the Orissa Legislative Assembly Members' Salary, Allowances and Pension Act, 1954,—

Orissa Act  
19 of 1954.

- (i) in sub-section (1), for the words "two years", the words "one year" shall be substituted;
- (ii) in second proviso to sub-section (1), for the figure "1994" and the words "seven hundred rupees" the figure and words "1998" and "two thousand rupees" shall respectively be substituted. and
- (iii) in clause (b) of sub-section (5), for the words "two years" the words "one year" shall be substituted.

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\* For the Bill see *Orissa Gazette*, Extraordinary, dated the (No.)

ORISSA ACT 4 OF 2003  
**THE ORISSA LEGISLATIVE ASSEMBLY MEMBERS' SALARY, ALLOWANCES  
AND PENSION (AMENDMENT) ACT, 2002**

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**\* THE ORISSA LEGISLATIVE ASSEMBLY MEMBERS' SALARY,  
ALLOWANCES AND PENSION (AMENDMENT) ACT, 2002**

[ Received the assent of the Governor on the 25th January, 2003, first published in an extraordinary issue of the *Orissa Gazette*, dated the 1st February, 2003 (No. 163) ]

AN ACT FURTHER TO AMEND THE ORISSA LEGISLATIVE ASSEMBLY MEMBERS' SALARY, ALLOWANCES AND PENSION ACT, 1954.

BE it enacted by the Legislature of the State of Orissa in the Fifty-third Year of the Republic of India as follows :—

Short title. 1. This Act may be called the Orissa Legislative Assembly Members' Salary, Allowances and Pension (Amendment) Act, 2002.

Amendment of section 3. 2. In section 3 of the Orissa Legislative Assembly Members' Salary, Allowances and Pension Act, 1954 (hereinafter referred to as the principal Act),—

- (i) in clause (a), for the words "two thousand and five hundred rupees", the words "five thousand rupees" shall be substituted ;
- (ii) in clause (b), for the words "five thousand rupees", the words "six thousand rupees" shall be substituted ; and
- (iii) in clause (c), for the words "four thousand rupees", the words "five thousand rupees" shall be substituted.

Amendment of section 4. 3. In section 4 of the principal Act, —

- (i) in the opening portion, for the words, brackets and letters "clauses (a) and (d)", the words, brackets and letters "clauses (a), (d), (e) and (f)" shall be substituted ;
- (ii) in clause (a), for the words "two thousand rupees", the words "three thousand rupees" shall be substituted ;
- (iii) in clause (c),—
  - (a) in sub-clause (ii), for the words "one rupee", the words "one rupee and fifty paise" shall be substituted ; and
  - (b) in the proviso to sub-clause (ii), for the words "three rupees and fifty paise", the words "four rupees and fifty paise" shall be substituted ;
- (iv) in clause (d), for the words "one thousand and five hundred rupees", the words "two thousand rupees" shall be substituted ; and

Orissa Act  
19 of 1954.

(v) after clause (d), the following clauses shall be inserted, namely :—

(e) Books, journals and periodicals allowance at the rate of two hundred rupees per month.

(f) Electricity consumption allowance at the rate of five hundred rupees per month.”.

Amendment of  
section 4-A.

4. In section 4-A of the principal Act, for the words "rupees three thousand", the words "rupees four thousand" shall be substituted.

Amendment of  
section 4-B.

5. In section 4-B of the principal Act, in sub-section (1),—

(i) for the figure "1998" and the words "two thousand rupees" occurring in the opening portion, the figure "2002" and the words "three thousand rupees" shall respectively be substituted ;

(ii) in the first proviso, for the words "two hundred rupees per mensem for every year in excess of five years", the words "four hundred rupees per mensem for every year in excess of five years so, however, that, in no case, the total amount of the additional pension together with the pension, to be so paid, shall exceed ten thousand rupees per mensem" shall be substituted ; and

(iii) in the second proviso, for the figure "1998" and the words "two thousand rupees", the figure "2002" and words "three thousand rupees" shall respectively be substituted.