

Bye Election-2019
URGENT/TIME BOUND

Office of the District Election Officer (DC), Kangra at Dharamshala,

No: 3-D/S(ELN)-12/2019- 14228-14362 Dated: Dharamshala-176215 11th September, 2019
From:

District Election Officer (DC),
Kangra at Dharamshala.

To,

1. The Commissioner,
Municipal Corporation, Dharamshala.
2. All the Executive Engineers,
HPPWD Divisions & National HW, District Kangra.
3. All the Executive Engineer,
I&PH Divisions, District Kangra.
4. All the Executive Engineers,
HPSEBL Divisions, District Kangra.
5. The Deputy Director
-cum- Project Director, DRDA Kangra at Dharamshala.
6. All BDOs, District Kangra.
7. Executive Officers,
Cantonment Board. Yol Cantt
8. The Executive Officers, MC Jawalamukhi, Kangra, Nurpur,
Dehra, Nagrota & Palampur.
9. The Secretaries, NACs Jawali & Baijnath
10. All the Head of Offices,
in Kangra District (Through RO/EROs Concerned).

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16/09/19

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13/9/19

ADYDDE

Sub: Immediate action to be taken for enforcement of Model Code of Conduct after
announcement of Bye-Elections to 18-Dharamshala Assembly Constituency-reg.

Sir/Madam,

In continuation of this office letter no. 3-D/S(ELN)-12/2019-19718-46, dated 29th August, 2019 on the subject cited above, I am to say that bye-election to 18-Dharamshala Assembly Constituency is likely to be announced very soon by the Election Commission of India. For the effective enforcement of Model Code of Conduct during election, the Commission has directed vide its letter no. 437/6/1/ECl/INST/FUNCT/MCC/2019, dated 10th March, 2019 to take time bound action on the points contained in its letter and send 24 hours report, 48 hours report and 72 hours report after the enforcement of Model Code of Conduct.

You are, therefore, requested to take immediate action as per instructions contained in the Commission's letter and ensure furnishing of the reports by return/fax/e-mail within stipulated time frame after the enforcement of Model Code of Conduct of Conduct on the enclosed formats I to IV to this office for further submission to the Chief Electoral Officer, Himachal Pradesh.

You are, further, requested to ensure submission of Certificate(s) on removal of Hoardings, Banners, Posters etc. from Govt., Public and Private Property and list of work which has already been started on ground & list of fresh work which has not started on ground along with aforesaid reports after enforcement of MCC.

Yours faithfully,

for District Election Officer (DC),
Kangra at Dharamshala.
Dated: 11th September, 2019

Endst No: 3-D/S(ELN)-12/2019- 14228-14302

Copy to:-

1. The Returning Officer-cum-SDO (C), Dharamshala for information and similar necessary action. He is requested to distribute this letter to all the Head of Offices falling under your jurisdiction and ensure collection of reports from them as well as submission of the same in this office within time frame.
1. All the Electoral Registration Officers-cum-Sub-Divisional Officers (Civil) in District Kangra for information and similar necessary action. They are also requested to distribute this letter to all the Head of Offices falling under your jurisdiction and ensure collection of reports from them as well as submission of the same in this office within time frame.
2. The District Public Relation Officer, Kangra at Dharamshala for information and wide publicity.

for District Election Officer (DC),
Kangra at Dharamshala.

Endst-No. EDN-KGR-(E-7)-Misc/2017-18 ⁵⁵⁵⁵ Dated: 18 ⁰⁹/₂₀₁₉
copy forwarded in original to all the BEEOs
with the direction to ~~at~~ take further
necessary action accordingly without any
fail.


By, Director Elementary Ed
Kangra at Dharamshala

**VARIOUS ACTIVITIES AFTER MODEL CODE OF CONDUCT
(within 24 Hours)- INFORMATION THEREOF**

NAME OF DISTRICT:

DATE OF REPORT :

Sl. No.	Activities	Action Taken
1.	Removal of Hoardings, Photos of PM, CM, Ministers and Political leaders, calendars having photo of Political Leaders in Govt. Offices and certificate.	
2.	Removal of all references of those Ministers, Politicians available on Central/State Govt. Website who themselves are contesting bye-elections.	
3.	Notice under section 144 Cr. PC by DMs/DEOs	
4.	Letter to Printers by DEOs under Section 127-A of RP Act, 1951	
5.	Control Rooms	

District Election Officer (DC)

**VARIOUS ACTIVITIES AFTER MODEL CODE OF CONDUCT
(within 48 Hours)- INFORMATION THEREOF**

NAME OF DISTRICT:

DATE OF REPORT :

Sl. No.	Activities	Action Taken
1.	Defacement of public property & misuse of public space	

District Election Officer (DC)

**VARIOUS ACTIVITIES AFTER MODEL CODE OF CONDUCT
(within 72 Hours)- INFORMATION THEREOF**

NAME OF DISTRICT:

DATE OF REPORT :

Sl. No.	Activities	Action Taken
1.	Defacement of Private property & misuse of public space	
2.	Development/Construction related activities	
	i) List of work which has already been started on ground	
	ii) List of fresh work which has not started on ground	

District Election Officer (DC)

Removal of Hoardings, Banners, Posters etc. from Govt., Public and Private Property after enforcement of MCC

Name of the District:

Name of Report	Number of Items Removed						Grand Total
	Hoardings	Posters	Banners	Flags	Wall Writings	Others	
24 Hours (Removal from Govt. Property)							
48 Hours (Removal from Public Property)							
72 Hours (Removal from Private Property)							
Total of District							

District Election Officer

By Spl. Messenger/mail

ELECTION COMMISSION OF INDIA

NIRVACHAN SADAN, ASHOKA ROAD, NEW DELHI-110001

No. 437/6/1/ECI/INST/FUNCT/MCC/2019

Dated: 10th March, 2019

To

1. The Cabinet Secretary,
Government of India,
Rashtrapati Bhawan,
New Delhi.
2. The Chief Secretaries of all States and
Chief Secretaries/Administrators of Union Territories
3. The Chief Electoral Officers of
all States and Union Territories.

Subject: Immediate action to be taken for enforcement of Model Code of Conduct after announcement of General Elections to House of the People (Lok Sabha), 2019 and State Legislative Assemblies in the States of Andhra Pradesh, Arunachal Pradesh, Odisha and Sikkim and certain bye-elections - regarding.

Sir,

I am directed to state that the Election Commission has announced the schedule for holding General Election to House of the People (Lok Sabha), 2019 and State Legislative Assemblies in the States of Andhra Pradesh, Arunachal Pradesh, Odisha and Sikkim and certain bye-elections, operation of 'MODEL CODE OF CONDUCT' comes into effect with the announcement of elections by the Commission. In view of the general elections, the Commission has given following directions for effective enforcement of provisions of MCC:-

1. **Defacement of Property-** ECI instructions contained in letters, No. 437/6/INST/2015-CCS, dated 29th December, 2015. No. 437/6/INST/2012- CC&BE dated 18th January, 2012 and No. 3/7/2008 JS-II dated 7th October, 2008 , provide for prevention of defacement of property. The Commission has directed to ensure strict compliance of its instructions and to take time bound action as prescribed below-

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(a) **Defacement of Government property**- For this purpose a Government premise would include any Government office and the campus wherein the office building is situated. All wall writing, posters/papers or defacement in any other form, cutout/hoardings, banners, flags etc, on Government property shall be removed within 24 hours from the announcement of elections

(b) **Defacement of public property and misuse of public space**- All unauthorized political advertisement, in the form of wall writing/posters/papers of defacement in any other form, cutout/hoardings, banners flags etc, at public property and in public space like railway station, Bus stands, Airports, railway Bridges, Roadways, Govt. Buses, Electric/Telephone poles, municipal/local bodies' buildings etc., shall be removed within 48 hours from the announcement of elections by the Commission.

(c) **Defacement of private property**- All unauthorized political advertisement displayed at private property and subject to local law and court's directions, if any, shall be removed within 72 hours from the announcement of elections by the Commission.

2. **Misuse of official vehicle**- The ECI's Consolidated instructions contained in letter No. 464/INST/2014/EPS, dated 10th April 2014, among other things, provides that **there shall be a total ban on use of official vehicle by any political party, candidate or any other person connected with election (except officials performing any election related official duty) for campaigning, electioneering or election related travel during elections (subject to certain exception mentioned therein)**. The expression official vehicle means and shall include, any vehicle used or capable of being used for the purpose of transport, whether propelled by mechanical power or otherwise and will include trucks, lorries, tempos, jeeps, cars, auto rickshaws, e-rickshaws, buses, belonging to Central Government, State Government/UT Administrations, public undertakings of Central/State Government, Joint sector undertakings of Central/State Government, local bodies, municipal corporations, marketing boards, cooperative societies or any other body in which public funds, however small a portion of the total, are invested. **The CEOs/DEOs shall take necessary action for compliance of ECI instructions within 24 hours of the announcement of the elections.**


3. **Advertisement at the cost of public exchequer**- ECI instructions contained in letters, No. 437/6/1/2014-CC&BE, dated 5th March, 2014 provides that at the cost of public exchequer in the newspapers and other media and the misuse of official mass media during the election period for partisan coverage of political news and publicity regarding achievements

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particular, round the clock personnel should be deployed in the control room and their duty roster must be issued to avoid any evasion or confusion.

8. **IT Application-** All IT applications including official website and social media shall be operational with the announcement.
9. **Dissemination of information for Awareness of Voters and political parties.** Publicity of major election activity would be given through CEO/DEO/RO. For this purpose, all necessary information shall be disseminated through radio, tv, cinema, Government channel to display voter education material.
10. **Active cooperation from Educational Institution and Civil Societies-** Cooperation can be sought from educational institution and civil societies for giving wide publicity to the election related information to the general public and other stakeholders.
11. **Media Centre-** Effort should be made for awareness among the voters, political parties and other stakeholder through media center about election system including use of EVM/VVPAT.
12. **MCMC/DEMC-** ECI instruction contained in letter no. 491/MCMC/2014/Communication dated 24th March, 2014 provides that all registered political parties will approach the Media Certification and Monitoring Committees (MCMC) at District and State level, as the case may be, for pre-certification of their political advertisements proposed to be issued on electronic media. The Commission has directed to ensure strict compliance of its instructions contained in above said letter.
13. **Control Room-** The 24x7 control room at district level must be activated immediately and sufficient deployment of manpower and other logistics be ensured by the DEO/CEO. A control room with complaint Monitoring Centre would also be set up at ECI Secretariat during the entire election process.

Yours faithfully


(NARENDRA N. BUTOLIA)
PRINCIPAL SECRETARY

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with a view to furthering the prospects of the party in power shall be scrupulously avoided. No advertisements shall be issued in electronic and print media highlighting the achievements of the Govt. at the cost of public exchequer. If any advertisement has already been released for telecast/broadcast or publication in the print media, it must be ensured that the telecast/broadcast of such ads on electronic media is stopped forthwith and that no such ad is published in any newspapers, magazines, etc., i.e. in print media, from the date of announcement and it should be immediately withdrawn. **The CEOs/DEOs has to take immediate action to remove/stop any advertisement, in the print/electronic media, showing the achievements of the Government soon after the announcement of elections.**

4. **Photograph of political functionary at official website-** ECI instruction contained in letter No. 437/6/INST/2014-CC&BE dated 20th March, 2014 provides that all references of Ministers, Politicians or political parties available on central/state Government's official website, shall be removed. The CEOs have to take immediate action to remove/hide the photographs of any political functionary from official websites of state department.
5. **Development/construction related activities- within 72 hours** of announcement of elections, the CEO/DEO shall obtain the following list of works for reference in case of validating any complaint on violation of MCC:
 - (i) List of work which has already been started on ground.
 - (ii) List of fresh work which has not started on ground.
6. **Activities for Expenditure Monitoring and enforcement of MCC-** Flying squad, FST, video team, intensive checking for liquor/Cash/Contra banned drugs, flying squads of excise department to check illicit trafficking of Drug/Narcotics to be immediately activated after announcement.
7. **Complaint Monitoring System-** The poll going states shall have a complaint redressal mechanism based on website and call center. The toll free number of call center is 1950. Complaints can be registered by making calls to the toll free call center numbers or on the web site. Complainants will also be informed of the action taken by SMS and by the call center. Complainants can also see the details of the action taken on their complaints. This system should be operational within 24 hours of the announcement. All complaint should be dealt with promptly and properly. The 24x7 control Room at the district level must be activated and sufficient deployment of manpower and other logistics be ensured in