

Office of the Chief Electoral Officer Jammu and Kashmir

"Greater Participation for a Stronger Democracy"

NOTIFICATION

Dated : 14th September, 2018

Whereas, in accordance with Section 11-A of the Jammu & Kashmir Municipal Act, 2000, wards are to be reserved for Women, Scheduled Castes (SC) and Scheduled Tribes (ST) in the Municipal bodies of the State;

Whereas, based on the principles enclosed as Annexure herewith, total number of reserved wards, Category-wise, as well as identification of specific wards, for SC, ST, Women (Open Category) Women (SC Category) and Women (ST Category), were worked out for Municipal Committee Samba and notified vide Notice No: 2080/CEO/ME/2018/4885-89 dated 4th September, 2018, inviting objections/ suggestions;

Whereas, a few objections/ suggestions were received within the prescribed period and each of these were considered and reports were also sought from the Deputy Commissioner Samba;

Whereas, objections pertaining to reserving/ de-reserving of a particular ward for women or SC or ST or application of roster were found to be devoid of merit as the reservation has been made strictly following the provisions of the Act/Rules and the specified principles, with due reference to the population data furnished by the Deputy Commissioner;

Whereas, another issue which was raised by these objections was reservation of certain ward(s) that include area(s) that were reserved for that very category in 2005 too, when the last municipal elections were held, due to change in the number assigned to a ward owing to fresh delimitation necessitated by inclusion of certain areas in the municipal committee which led to increase in the number of wards from 13 to 17;

Whereas, report sought from the Deputy Commissioner, Samba regarding one to one correspondence for an included area between the ward numbers in 2005 and the ward numbers resulting from fresh delimitation, revealed that:

Category under which reserved	Ward Number as per notification of 2005	Corresponding Ward Number as per fresh delimitation 2018
Schedule Caste (SC)	9	8
	10	9
	12	11
Women	3	2
	6	5
	11	10

Whereas, taking note of this correspondence and requirement of rotation of wards in reservation, the reservation of wards notified vide 4th Sept has to undergo a change; and

Now, therefore, the reservation of wards for the Municipal Committee Samba shall be as under:

Total number of Wards	:	17
Number of wards reserved for Scheduled Castes (SC)	:	06
Out of wards reserved for SC, wards reserved for Women (SC)	:	02
Wards reserved for Women Open category	:	04

Details of wards reserved under various categories:

- a. Women Open : Ward Nos. 1, 4, 8 & 14
b. SC : Ward Nos. 6, 10, 12, 13, 16 & 17
c. Women SC : Ward Nos. 6 & 13

Sd/-
(Shaleen Kabra)IAS
Chief Electoral Officer,
J&K, Srinagar

Dated: 14-09-2018

No:-2080/CEO/ME/2018/5281-85
Copy to:-

1. Financial Commissioner, Housing & Urban Development Department, J&K Srinagar.
2. Divisional Commissioner, Jammu.
3. Deputy Commissioner Samba.
4. Director Information & Public Relations Department, J&K, Srinagar.
5. Principal Private Secretary to Chief Secretary, J&K for kind information of Chief Secretary.

(Anil Sargotra)KAS
Dy Chief Electoral Officer,
Central, J&K

ANNEXURE to Notice Dated: 14.09.2018

PRINCIPLES FOLLOWED TO DETERMINE THE TOTAL NUMBER AS WELL AS THE SPECIFIC WARDS TO BE RESERVED UNDER VARIOUS CATEGORIES

1. The number of wards reserved for various categories (SC, ST & Women) in the Municipal Body has been fixed on the basis of the prescribed ratio under the Act for each category and applying the principle of mathematical round off with the part fraction of 0.5 and above being rounded off to 1 and part fraction below 0.5 being ignored.
2. For Women, the Act provides for reservation of wards at the rate of 1/3rd of the total number of seats for each Municipal Body. This includes reservation for SC Women candidates and ST Women candidates at the rate of one-third of the number of seats reserved for Scheduled Castes and Scheduled Tribes respectively, in each Municipal Body. The number of Wards to be reserved for Women (Open Category), Women (SC Category) and Women (ST Category) for the Municipal Body has been fixed accordingly after applying the principle of mathematical rounding off as given in para 1 above.
3. The Jammu & Kashmir Municipal Act, 2000, amended from time to time provides that the number of wards to be reserved for Scheduled Castes and Scheduled Tribes in every Municipal Body have to be in proportion to the total population of the SCs and STs in the area falling under the Municipal Body. For this purpose, the population of SCs and STs in the Municipal area has been furnished by the Deputy Commissioner.
4. The identification of the Wards to be reserved by rotation for SCs and STs is on the basis of SC/ST population of the identified wards in descending order, after excluding the wards reserved in 2005 elections and such wards where their population percentage is less than that equivalent to one seat.
5. The allocation of specific wards to be reserved for Women (Open Category), Women (SC Category) and Women (ST Category) has been done on a three point roster system for each category separately of Women (Open Category), Women (SC Category) and Women (ST Category). The Roster points have been taken as follows:
 - (i) Seat reserved for Women;
 - (ii) Open Seat;
 - (iii) Open Seat;
6. This three point roster system has been applied for the Municipal Body for the wards in each category of Open, Scheduled Caste and Scheduled Tribes after listing them in increasing numeric order for each category. In case the roster leads to a ward which has been reserved in 2005 under the same category, the ward immediately next in serial has been reserved for that particular roster point.

Sd/-
(Shaleen Kabra)IAS
Chief Electoral Officer,
J&K, Srinagar