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अण्डमान तथा निकोबार प्रशासन
ANDAMAN AND NICOBAR ADMINISTRATION
सचिवालय/SECRETARIAT

NOTIFICATION

Port Blair dated the 11th February, 2020.

No.14/2020/F. No. 20-15/2017/Waqf (SW).— In Exercise of the Powers conferred under Rule 20 of Delegation of Financial Power Rules, 1978, read with Rule 228 of General Financial Rules, 2017, the Lieutenant Governor (Administrator), Andaman & Nicobar Islands, hereby makes the following Rules regulating the procedure and terms and condition for sanction and release of Grant-in-aid to the Andaman and Nicobar Islands Waqf Board, namely :—

1. Short title and commencement :—

- These Rules may be called the Andaman and Nicobar Islands (Grant-in-aid to Waqf Board) Rules, 2019.
- They shall come into force on the date of their publication in the Andaman and Nicobar Gazette.

2. Definitions :— In these Rules, unless the context otherwise requires —

- “Administration” means the Andaman and Nicobar Administration;
- “Board” means the Andaman and Nicobar Islands Waqf Board;
- “Chief Secretary” means the competent authority to sanction/release of Grant-in-aid.
- “Financial year” means the period beginning on and from the 1st day of April in a calendar year and ending on the 31st day of March of the following such year;

3. The purpose for which the Grant-in-Aid may be sanctioned to the Board :— Grant-in-Aid to the Board may be sanctioned for carrying out its administrative and day-to-day's works and for such other purpose or purposes as may be approved by the Govt. of India, Ministry of Minority Affairs (Waqf Division) New Delhi or the Chief Secretary.

4. Subject to the budgetary provision available in the sanctioned Budget Grant of the Administration, the entire amount of Grant-in-aid as may be sanctioned to the Board shall be treated as an ex-gratia payment.

5. Procedure for making application for Grant-in-Aid :—

- Based on its Budget Estimates/Revised Estimates as submitted by the Board to the Administration for a particular financial year, the Board shall make an application for grant/release of the Grant-in-Aid for such financial year to the Secretary (Waqf), of the Administration:

Provided that the Chief Secretary shall consider the application and sanction the Grant-in-aid only based on the budgetary provisions approved for the purpose in the overall Budget Grant of the Administration by the Govt. of India.

(ii) The application referred to in sub-rule—

(a) Shall be accompanied by a utilization certificate in respect of the Grant-in-aid sanctioned/released to the Board, together with necessary Performance-cum-Achievement Report and Audited Statement in respect of the preceding financial year.

6. Procedure for sanctioning Grant-in-Aid :— On receipt of an application made under Rule 5 for payment of Grant-in-Aid, the Secretary (Waqf) of the Administration or such other Officer as may be directed by the Chief Secretary shall make such enquiry as he thinks fit to be made into the statements contained in the application and into the utility of the purpose for which the Grant-in-Aid is applied for and forward the application along with his recommendation to the Chief Secretary who shall be the sanctioning authority of Grant-in-Aid to the Board:

Provided that wherever considered necessary, the Secretary (Finance) of the Administration shall be consulted, before the application is recommended to the Administration for sanction by the Secretary (Waqf) of the Administration.

7. Mode of payment of Grant-in-Aid :— The amount of Grant-in-Aid to the Board may be paid in two instalments, through online transfer in favour of the Board, subject to submission of Utilization Certificate and other conditions in the Rules.

8. Conditions of Grant-in-Aid :— The Grant-in-Aid sanctioned to the Board shall be subject to the following conditions, namely :—

a) Grant-in-Aid shall be released to the Board only for the administrative and day-to-day expenditure of the Board and for such other purpose or purposes as may be mentioned in the Administration's order sanctioning the release of the Grant-in-Aid and it shall not be allowed to be utilized for any other purpose or purposes whatsoever.

b) An audited statement of account showing the expenditure incurred during the financial year for which the Grant-in-Aid is sanctioned shall be furnished by the Board to the Administration as soon as possible after the close of the financial year and in any case by the 30th day of June of the following financial year:

Provided that a suitable auditor for auditing the accounts of the Board shall be appointed or caused to be appointed by the Administration.

c) The un-spent balance of the sanctioned amount of the Grant-in-Aid, if any, as on 31st March of the financial year for which the Grant-in-Aid is sanctioned, shall be refunded by the Board to the Government or carried forward to the next financial year with the approval of the Govt. of India or the Administration.

d) The Board shall properly maintain a record of assets, if any, acquired wholly or mainly out of the Grant-in-Aid sanctioned to it in the Register in Form GFR-12-A prescribed under the General Financial Rules, 2017 or as amended from time to time. An extract of this register shall be furnished by the Board to the Administration along with the audited statement of the accounts of the Board.

e) The amount of Grant-in-Aid to the Board may be paid in two or more instalments. The first instalment (50% of the total allocated amount) will be released in the month of April. The balance Grant-in-Aid may be released in one or more instalments after September depending upon the utilization subject to the conditions laid down in Rule 8.

The Board shall also not encumber, dispose of or utilize such assets for purpose or purposes other than those for which the Grant-in-Aid is sanctioned to it without the prior permission of the Administration.

The Board shall also furnish a performance-cum-achievement report to the Administration specifying therein the details of the achievements made with the Grant-in-Aid sanctioned to it as soon as possible after close of the financial year but in any case by 30th June of the relevant year following the financial year for which the Grant-in-Aid is released;

- f) The Board shall also furnish a utilization certificate to the effect that the amount of the Grant-in-Aid sanctioned to it has been utilized for the purposes for which it is sanctioned, as soon as possible after the close of the relevant year, but in any case not after 30th June following the financial year for which the grant is sanctioned to it; and failing which no subsequent grants will be sanctioned.
 - g) If any wrongful submission of utilization certificate is noticed, the unauthorized expenditure will be deducted from the subsequent grant.
 - h) Such other condition or conditions as may be specified by the Administration in the order sanctioning Grant-in-Aid to the Board.
 - i) The account will remain open for inspection by the officers/representatives from the office Comptroller and Auditor General of India/ Internal Audit/Government of India/ Union Territory Administration with or without notice. The Organization will have the accounts of the Grant-in-Aid audited from the appointed auditor by Board and submit the complete set of copies of the following Audited Statement of Accounts to the Secretary (Waqf) but in any case not after 30th June following the financial year.
9. (a) All things done or actions taken by the Board and the UT Administration before the commencement of these Rules shall be deemed to be things done or actions taken under these Rules.
- (b) If any difficulties arises in giving effect to the provisions of these Rules, the Administrator may subject to such condition and restrictions, if any as he may think to impose, dispenses with or relax or amend the provisions of any of these Rules.

Admiral D.K. Joshi
PVSM, AVSM, YSM, NM, VSM (Retd.),
Lieutenant Governor, Andaman & Nicobar Islands.

By order and in the name of the Lt. Governor, A & N Islands.

Sd./-
Deputy Secretary (Revenue)
A & N Administration