

Office of the
Mising Autonomous Council
Gogamukh :: Dhemaji

Proposed Amendment to the
MAC Act (as amended up to 2005), 1995
As unanimously passed by the General Council of MAC

1. The Preamble of the MAC Act as amended upto 2005 states that – *"Whereas it is expedient to provide for the establishment of the Mising Autonomous Council within the State of Assam with maximum autonomy within the framework of the Constitution, comprising of Satellite Areas and Core Areas for social, economic, educational, ethnic and cultural advancement of the Mising and other Scheduled Tribe communities residing therein".*

The Preamble should be amended and modified as follows "

"Whereas it is expedient to provide for the establishment of the Mising Autonomous Council within the State of Assam with maximum autonomy within the framework of the Constitution, comprising of satellite areas and Core Areas for social, economic, educational, ethnic and cultural advancement of the Mising, other Scheduled Tribes, Protected Classes and all other communities residing therein".

2. Section 6 (1) under Chapter-II of the MAC Act states that *"The General Council Shall consist of 40 (forty) members of which 36 (thirty six) shall be directly elected and 4 (four) shall be nominated by the Government with the concurrence of the Mising Autonomous Council from amongst the group of communities residing in the Council area and not otherwise represented in the General Council. Out of 40 (forty) seats ⁹[25 (twenty five)] seats shall be reserved for ⁹[Scheduled Tribes] and 6 (six) seats shall be reserved for women of any community."*

This may be amended as follows:

"The General Council Shall consist of 40 (forty) members of which 36 (thirty six) shall be directly elected and 4 (four) shall be nominated by the Government with the concurrence of the Mising Autonomous Council from amongst the group of communities residing in the Council area and not otherwise represented in the General Council. Out of 36 (thirty six) elected seats 20 (twenty) seats shall be reserved for Scheduled Tribes and 16 (sixteen) seats shall be open.

3. Sub-Section 5 and 6 of Section 19 under Chapter-III of the MAC Act which states –

6. Organise special recruitment drive into Army, Navy, and other para-military forces, Police Forces and other Central Government establishment for appointments of the persons belonging to the Mising Community."

The words `to the Mising Community' should be replaced by `of the MAC area'.

4. In Sub-section 7 of Section 19 under Chapter III of the MAC Act the words – *"preference being given to the Mising Community."* shall be DELETED.

5. Section 20.(1) under Chapter – III of the MAC Act which states "*Subject to the provisions of any other law for the time being in force, the General Council shall have the powers to collect within the council area such taxes as are payable under the law for the time being in force in the manner as may be prescribed. Provided that the tax or taxes as aforesaid shall be collected from such date as may be appointed by the Government by notification in this behalf in the official Gazette.*" Shall be DELETED.

6. Section 32.(1) under Chapter V of the MAC Act states "*The Village Council shall consist of 10 (ten) members of which 5 (five) seats shall be reserved for the Mising Community out of which at least one shall be a woman.*"

This section should be amended as follows:

"The Village Council shall consist of 10 (ten) members of open category out of which at least one shall be a woman."

7. In Sub-section (vi) of Section 44 under Chapter VI of the MAC Act the words – "preference being given to the Mising Community." shall be DELETED.

8. Section 45.(1) of the MAC Act which states "*Subject to the provisions of any other laws for the time being in force and subject to the previous approval of the General Council, the Village Council shall have the power to collect within the Village Council area such taxes as are payable under the law for the time being in force in the manner as may be prescribed.*

Provided that the tax or taxes as aforesaid shall be collected from such date as may be appointed by the Government by notification in this behalf in the official Gazette." Shall be DELETED.

9. Section 66 under Chapter – IX of the MAC Act which states "*All rights and interest of the non-tribal citizens and other ethnic groups other than the Mising community within the council area as exist at the commencement of this act, in matters pertaining to their language, literature, culture, religion, customs and traditions, trade and commerce, industry, land etc. shall be protected.*"

shall be amended as follows:

"All rights and interests of the non-tribal citizens and all other ethnic groups within the Council area as exist at the commencement of this Act, in matters pertaining to ownership and transfer of land, employment, trade & commerce, industry, language, culture, religion, customs & traditions and on matters pertaining to section 19 and 44 shall be protected."

(Sd/)
Chairman
Mising Autonomous Council
Gogamukh :: Dhemaji