

**Chapter2 - Section 4 (1)(b)(ii) of the Right to Information Act, 2005**

**Powers and Duties of all Elected Representatives and Employees**

**I. Powers and Duties of the Sarpanch**

The Powers and Duties of the Sarpanch are as follows:

**General Power(Section 64):**

- (i) To convene the meeting of the Panchayat
- (ii) To have access to the records of the Panchayat
- (iii) To exercise supervision and control over the acts of the officers and employees of the Panchayat
- (iv) To incur expenditure not exceeding rupees five thousand per month on any matter in an emergency and in the public interest
- (v) To recommend or not sanction any kind of leave to all the officers and employees of the Panchayat, including the Gram Sevak
- (vi) To place all the correspondence received from the Government, Director, and Chief Executive Officer before the meeting of the Panchayat
- (vii) To hold regular Gram Sabha and other meetings of the Panchayat
- (viii) To recover the tax, fees, and other dues from the defaulters of the Panchayat
- (ix) To place the audit report before the meeting of the Panchayat and ensure its due compliance
- (x) To stop any unauthorised construction erected in the Panchayat area notwithstanding anything contained in sub-section (3) of section 66 of the Goa Panchayat Raj Act, 1994 and place the matter immediately before the ensuing meeting of the Panchayat for taking a suitable decision
- (xi) To remove encroachment and obstruction upon public property, streets, drains, and open sites not being private property
- (xii) To ensure due compliance with the provisions of the Goa Panchayat Raj Act, 1994

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- (xiii) To comply with the directions/instructions issued by the Director, Chief Executive Officer, Deputy Director, or Block Development Officer
- (xiv) To convene a meeting with a notice of twenty-four hours if, in his opinion, the immediate execution of any work or doing of any act which requires the sanction of a committee or of the Panchayat is necessary for the public interest

### **Executive Powers(Section 47-A):**

- (xv) To implement the programme of welfare schemes and other developmental works
- (xvi) To execute and implement the resolution passed by the Panchayat on the matters not specified in section 47 of the Goa Panchayat Raj Act, 1994

### **II. Powers and Duties of the Deputy Sarpanch:**

The Deputy Sarpanch of the Panchayat shall exercise all the powers and perform all the duties and functions of the Sarpanch of the Panchayat whenever the Sarpanch is absent or is on leave or resigns from office or expires or is disqualified or is incapacitated from functioning or if a motion of no confidence is passed against him until the Sarpanch resumes his office or the post of Sarpanch is filled by election, as the case may be.

### **III. Powers, Duties and Responsibilities of Village Panchayat Secretary**

The Powers, Duties and Responsibilities of the Panchayat Secretary are as follows:

#### **General Powers(Section 113-A):**

- (i) To attend every meeting of the Panchayat, including Gram Sabha meeting, unless he is precluded from attending the meeting due to unavoidable circumstances
- (ii) To write the proceeding of every meeting in the minutes book
- (iii) To place all the correspondence received by him, especially various schemes of the Government, instructions issued by the Director and other authorities

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- (except those of confidential nature) before the Sarpanch and also for the information of all members during the meeting
- (iv) To receive all correspondence, scrutinize the same, and dispose of after having satisfied that the same are complete in all respects
  - (v) To finalize the agenda of every meeting in consultation with the Sarpanch
  - (vi) To report within seven days to the Block Development Officer any vacancy in the office of the Sarpanch or Deputy Sarpanch or a member caused due to death, resignation, or continuous absence for more than three consecutive ordinary meetings of the Panchayat
  - (vii) To report to the Block Development Officer any illegal act or misconduct or misuse or abuse of powers, any infringement of the provisions of this Act by the Sarpanch or Deputy Sarpanch or the members of the Panchayat as soon as the same comes to his knowledge
  - (viii) To report, as soon as possible, to the Block Development Officer if any member of the Panchayat attracts disqualification under section 10 of the Goa Panchayat Raj Act, 1994
  - (ix) To maintain all the registers prescribed under various Rules and other Registers as may be directed by the Block Development Officer
  - (x) To be responsible for safe custody of Panchayat funds, assets of Panchayat and all the Registers maintained by the Panchayat
  - (xi) To comply with the instruction issued by the Block Development Officers and superior authorities from time to time
  - (xii) To maintain cordial relations with the elected representative
  - (xiii) To ensure that the grants released by the Government under Grant-in-Aid for specific purposes are not spent by the Panchayat for any purpose other than the purpose for which it is sanctioned.

### **Executive Powers(Section 47 B):**

1. To issue the licences for construction, repairs, modification, and alteration so, also occupancy certificates in pursuance of the resolution of the Panchayat

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2. To initiate action for stopping and or demolishing an unauthorized structure/ /building constructed without the permission of the Panchayat after the resolution is passed to that effect
3. To execute the resolution passed by the Panchayat body
4. to execute the order passed by any Authority in any appeal or petition made before such Authority under the provisions of this Act or Rules framed thereunder if the Panchayat fails to execute the same within the time limit as specified in such order and in case no time limit has been specified, within one month of passing of such order.

### IV.Functions and Duties of Gram Sevak (Section 113-B):

The Gram Sevak shall perform the duties and functions entrusted to him from time to time by the Block Development Officer or the Director.

### V. Duties of Other Employees

As per rules to be added

Sr. No.	Name of the Employee	Designation	Duties/Responsibilities
1	Bala Popat Haldankar	V.P. Clerk	<ol style="list-style-type: none"><li>1. To receive all correspondence/letters from general public as well as Govt. Authority or any others and give acknowledgement wherever required.</li><li>2. Maintain / write inward and outward register.</li><li>3. To do all typing work through Typewriter or Computer.</li><li>4. To maintain all records file or register and also work allotted by V. P. Secretary on time to time.</li><li>5. To maintain R. B.D. Records.</li><li>6. To abstract the meeting proceeding / resolution copy.</li><li>7. In absence of V. P. Secretary to arrange flag</li></ol>

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			<p>hosting programme on specific day i.e. 26<sup>th</sup> January, 15<sup>th</sup> August &amp; 19<sup>th</sup> December.</p> <p>8. To prepare all types of Certificates/N.O.C. etc.</p> <p>9. To maintain all correspondence as well as records.</p> <p>10.If any information asked by general public under Right to Information Act, 2005 which records should be kept ready and such application should be placed to the P.I.O on same day.</p> <p>11.To collect all types of taxes &amp; fees and issue such receipt to the payee.</p> <p>12.In absence of V. P. Secretary handle general public and maintain good relation with general public as well as elected representative.</p> <p>13.No secrete or confidential matter of Village Panchayat should be disclosed to anyone.</p> <p>14.Any other works will be allotted on time to time as per direction of Higher Authority or as per the work load of Village Panchayat.</p> <p>15.Follow the all type of direction given by V. P. Secretary, V. P. Sarpanch or Higher Authority as per Panchayat Raj Act &amp; Rule.</p>
2	Paulo Pedru Fernandes	Peon	<p>1. To serve all types of notice to elected representative or general public as per direction given by the V. P. Secretary or Higher Authority.</p> <p>2. To clean and update V. P. Office.</p> <p>3. To maintain cordial relation between elected representative as well as general public and Higher</p>

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			<p>Authority.</p> <ol style="list-style-type: none"><li>4. In absence of V.P. Secretary follow the direction of V.P. Clerk.</li><li>5. Follow the all type of direction given by V. P. Secretary or V.P. Sarpanch or Higher Authority.</li><li>6. Any other works will be allotted on time to time.</li><li>7. Not to disclose any secrete or confidential matter of Village Panchayat to anyone.</li><li>8. To open Panchayat Office on all working days before 15 minutes of office time and close it on office scheduled time.</li><li>9. Not to misuse Panchayat letterheads, office all type of stamps and Office seal.</li><li>10.To keep all the files &amp; registers safely and properly in the locker/cupboard and should handle it with care.</li></ol>
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