



ABSTRACT

Tamil Nadu Government Business Rules, 1978 – Merger of Home and Prohibition and Excise Departments and transfer of subjects between Tamil Development, Religious Endowments and Information Department and Tourism and Culture Department – Amendment to First Schedule to Tamil Nadu Government Business Rules, 1978 – Orders – Issued.

PERSONNEL AND ADMINISTRATIVE REFORMS (A) DEPARTMENT

G.O.Ms.No.159

Dated : 15.11.2012.

**நந்தன, ஐப்பசி 30,
திருவள்ளூர் ஆண்டு 2043.**

Read:

G.O.(Ms).No. 2, Public (Spl.A) Department, dated: 02.01.2007.

ORDER:

In exercise of the powers conferred by clauses (2) and (3) of Article 166 of the Constitution of India, the Governor of Tamil Nadu hereby makes the following amendments to the Tamil Nadu Government Business Rules, 1978:-

AMENDMENTS

In the said rules, in the First Schedule, -

(i) **The Entry Prohibition and Excise in FIRST SCHEDULE to Tamil Nadu Government Business Rules, 1978 and the subjects there under shall be omitted.**

(ii) **for the heading HOME DEPARTMENT and the entries there under, the following heading and entries shall be substituted, namely:-**

HOME, PROHIBITION AND EXCISE DEPARTMENT

Home

State Subject -

Administration of Justice, Constitution and Organisation of all Courts except the Supreme Court.

Fees prescribed in all Courts except the High Court.

Sanction of petrol charges to the staff Car of the High Court Judges

Additional and Assistant Sessions Judges.

Age and Nationality.

Betting and Gambling except State Lotteries.

Borstal Institutions.

Certificate of age and qualification.

Civil Justice Report.

Coroners.

Criminal Appeals.

Criminal Justice Report.

Criminal Rules of Practice.

Discharged Prisoners' Aid Society.

Distribution of tyres and tubes.

Hackney Carriages Act.

Jail and Judicial Departments.

Jail and Sub-Jails.

Judicial and Executive functions - Separation of.
 Jurisdiction and powers of all Courts except the Supreme Court with reference to any of the matters in the State list.
 Justice of the peace.
 Law Officers other than those attached to the High Court.
 Tamil Nadu Fire Service.
 Nationalisation of Transport under the Motor Vehicles Act.
 Tamil Nadu Probation of Offenders Act.
 Magistrates.
 Motor Vehicles Act.
 Open Places (Prevention of Disfigurement) Act, 1959.
 Police, including Railway and Village Police.
 Presidency Magistrates and Courts.
 Prisoners.
 Prisoners Act and Rules.
 Public Services - Statutory Rules of the Services with which Home Department is concerned - Revision of and amendments to those rules.
 Remission and Commutation of sentences.
 Sanction of Prosecution of Government Servants.
 State Works and Buildings under the control of Police.
 Taxes on Motor Vehicles.
 Theatres excluding Tamil Nadu Theatre Corporation Limited; Dramatic Performances and Cinemas except sanctioning of films for exhibition.
 Town Nuisance Act.
 Vehicles other than mechanically propelled vehicles.
 Village Courts Act.

Concurrent Subjects -

Administrator-General and Official Trustee.
 Administrator-General's Act, 1913.
 Bankruptcy and Insolvency.
 Bigamy Prevention and Divorce Act.
 Child Marriage Restraint Act.
 Contempt of Court.
 Criminal Law including all matters included in the Indian Penal Code on the date of commencement of the Constitution.
 Criminal Lunatics including places for reception of treatment of such lunatics.
 Criminal Procedure including all matters included in the Codes of Criminal Procedure at the commencement of the Constitution.
 Habitual offenders.
 Indian Christian Marriage Act.
 Indian Poisons Act.
 Jurisdiction and powers of all Courts except the Supreme Court with respect to any of the matter in the concurrent list.
 Marriage and divorce.
 Mechanically propelled vehicles.
 Official Trustees Act, 1913.
 Petitions for mercy from sentence of death.
 Prisoners and accused persons - Removal from one State to another State.
 Registration of Births, Deaths and Marriages (Central Act).
 Royal Humane Society.

Union Subjects -

Admission into and emigration and expulsion from India.
 Cable Television.
 Arms, firearms, ammunition and explosives.
 Central Bureau of Intelligence and Investigation.
 Citizenship.
 Constitution and Organisation of the High Courts except provisions as to officers and servants of the High Courts.
 Control of entry into India from West Pakistan and Permit System Rule.

Extension of Jurisdiction of a High Court having its principal seat in any State to and exclusion of the Jurisdiction of any such High Court from any area outside that State.

Extradition.

Indians Overseas.

Inter-State migration.

Jurisdiction and powers of all courts except the Supreme Court with respect to any of the matters in the Union list.

Lotteries organized by the Government of India or other State Governments.

Passports and Visas.

Petroleum and petroleum products and other liquids and substances declared by Parliament to be dangerously inflammable.

Pilgrimages to places beyond India including Hedijez.

Police - Extension of the powers and jurisdiction of members of a police force belonging to any State to any area outside the State but, not so far as to enable the Police of one State to exercise power and jurisdiction in any area outside that State without the consent of the Government of the State in which such area is situated. Extension of powers and Jurisdiction of members of a police force belonging to any State to railway areas outside the State.

Sanctioning of cinematograph films for exhibition.

Prohibition and Excise

State Subjects -

Administration of the Tamil Nadu Prohibition Act and Enforcement of Prohibition

Criminal Appeals

Duties of excise on the following goods manufactured or produced in the State and countervailing duties at the same or lower rates on similar goods manufactured or produced elsewhere in India:-

(a) Alcoholic liquors for human consumption.

(b) Opium, Indian hemp and other narcotic drugs and narcotics; but not including medicinal and toilet preparations containing alcohol or any substance included in the item. Intoxicating liquors, that is to say, the production, manufacture, possession, transport, purchase and sale of intoxicating liquors.

Excise duties on tobacco and other goods manufactured or produced in India except those assigned to those State.

Licensing and control of distilleries.

Residuary matters concerned with State Excise Law.

Sanction of prosecution of Government servants.

Concurrent Subjects -

Drugs and narcotics, subject to the provisions of the entry in the Union List in respect of opium.

Preventive Detention under the Tamil Nadu Prevention of Dangerous Activities of Boot-leggers, Drug-offenders, Forest offenders, Goondas, Immoral Traffic Offenders, Sand offenders, Slum-Grabbers and Video Pirates Act, 1982 - Persons subjected to such detention.

Union Subjects -

Cess on Beedi.

Cultivation, manufacture and sale for export of opium.

Duties of excise on Medicinal and toilet preparations containing alcohol or opium, Indian hemp and other narcotic drugs and narcotics.

Molasses.

(iii) for the heading **TAMIL DEVELOPMENT – CULTURE AND RELIGIOUS ENDOWMENTS DEPARTMENT** and the entries there under, the following heading and entries shall be substituted, namely:-

TAMIL DEVELOPMENT , RELIGIOUS ENDOWMENTS AND INFORMATION DEPARTMENT

State Subjects -

Arivial Tamil Mandram
 Correspondence – Official Correspondence in Regional Languages.
 Cine worker Welfare Board
 Criminal Appeals.
 Kalaivanar Arangam
 Exhibition.
 Film and Television Technology
 Film Awards, Small Screen Award and Film subsidy.
 Government Presses.
 Implementation of Tamil Development Schemes.
 Tamil Etymological Dictionary Project, International Institute of Tamil studies.
 Information and Publicity and Press Release, Advertisements.
 Journalism and Training Therefor.
 Memorials and Arangam.
 MGR Government Film & Television Institute.
 Newspapers and Books – Copyright, Scrutiny and Registration.
 Official Language Policy.
 Stationery and Printing.
 Statues - Installation and Maintenance.
 Tamil Nadu Film Division
 Tamil Nadu Film Development Corporation Limited.
 Public Services – Statutory rules of the Services with which the department is concerned –
 Revision of and amendments to these rules.
 Sanction of prosecution of Government Servants.
 State Celebrations.
 State Works and buildings under the administrative control of the Hindu Religious and Charitable Endowments Department.
 Printing works of all State Government departments (Tamil Nadu Government Gazettes, Assembly Debates, Budget documents etc.)
 Matters relating to supply of uniforms to Government Departments.
 Tamil Arasu Publication.
 Tamil Nadu Payment of Pension to Tamil Scholars and Miscellaneous Provision Act, 1983.
 Tamil Nadu Film Development Corporation.
 Tamil University.
 Translations Wing.

Concurrent Subjects-

Authentic Tamil Spellings of Geographical names of Towns and Villages.
 Charities and Charitable Institutions, Charitable and Religious Endowments and Religious Institutions of Hindus and Jains.

Union subjects-

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(iv) for the heading “**INFORMATION AND TOURISM DEPARTMENT**” and the entries there under, the following heading and entries shall be substituted, namely:-

TOURISM AND CULTURE DEPARTMENT

State Subjects-

Institute of Catering Technology.
 Tourism
 Archaeology.

Arts and Crafts.

Criminal appeals

Financial Assistance to eminent artists in indigent circumstances.

Government College of Architecture & Sculpture, Mamallapuram.

Government College of Fine Arts, Chennai and Kumabakonam

Jawahar Bal Bhavan.

Museums.

Preservation of ancient manuscripts.

Public Services - Statutory Rules of the Services with which the department is concerned -

Revision of and amendments to these rules.

Sanction of Prosecution of Government Servants

Tamil Cultural Centres.

Tamil - Culture.

Tamil Nadu Eyal Esai Nataka Mandram.

Tamil Nadu Government Music Schools.

Tamil Nadu Folk Artistes Welfare Board.

Tamil Nadu Government Music College, Chennai, Coimbatore, Madurai and Thiruvaiyaru.

Tamil Nadu Oviyam-Nunkalai Kuzhu.

Concurrent Subjects-

Inter-State exchange of cultural troupes under the Government of India Scheme.

Lalitha Kala Academy (Central)

Visits - Cultural exchange Programme and Cultural activities programmes of Government of India.

Union Subjects -

Ancient Historical monuments of National importance.

Archaeology and Epigraphy of National importance.

The Indian Museum and any other similar institutions controlled or financed by Union Government.

(BY ORDER OF THE GOVERNOR)

**M. KUTRALINGAM,
PRINCIPAL SECRETARY TO GOVERNMENT.**

To

The Secretary, Home, Prohibition and Excise Department, Chennai-9.

The Secretary, Tamil Development, Religious Endowment and Information Department,
Chennai-9.

The Secretary, Tourism and Culture Department, Chennai-9.

All Secretaries to Government, Chennai-9.

All Departments of Secretariat, Chennai-9.(OP Sections)

The Secretary to Governor, Chennai-22.

The Secretaries to Chief Minister, Chennai-9.

Copy to:

Home, Prohibition and Excise Department, Chennai-9.

Tamil Development, Religious Endowment and Information Department, Chennai-9.

Tourism and Culture Department, Chennai-9.

The Senior Personal Assistant to all Ministers, Chennai-9.

The Private Secretary to Chief Secretary to Government, Chennai-9.

Chief Minister's Office, Chennai-9.

The Private Secretary to Principal Secretary to Government, Personnel and Administrative
Reforms Department, Chennai-9.

The Law (Personnel and Administrative Reforms-Scrutiny) Department, Chennai-9.

All Officers/Sections of Personnel and Administrative Reforms Department, Chennai-9.

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| FORWARDED | BY ORDER |

P. Kalaiselvi 16/11/2012
SECTION OFFICER.