๛ฐุฑฺฑิ ซ ติมสางสาขิ ที่ ฑิสสา เฉลรา มิ ซู เรา เ เ ยุสามิ ผูสา เวริสาซ์ วิ ซิ รายรสารา เ นู ฑานี ฑา ซา ซูสาขิ รรณ ติมสา 3090 ชสาม



Entitlement and Service Conditions Act for the Holders, Members and Commissioners of Constitutional Offices of Bhutan, 2010

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लेव लेचे_लेखारी/e/2090/~3

到意か 02/02/2010

নেইমান র্দুম'ট্রেমঝ

² 2. बेहेर्न्नेवर्व्वकेंगस क्षेत्रकेंग

- श्रे हे रच्चु मामी दिसरा ही द्वे के रास के मासा
- . कैंगरु स्वेते से हे से तहे मासी
- <. इगर्मेश्रायम्त्रम्इन्टकेवासः क्षेत्राबुत्रिकेन्।
- ५. कैंगशायनुतीर्धेनशानुनानुनाकेवासु

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PREAMBLE

Whereas, Article 31(2) of the Constitution of the Kingdom of Bhutan stipulates that the Chief Justice of Bhutan, Drangpons of Supreme Court, Chief Justice and Drangpons of High Court, Chief Election Commissioner, Auditor General and Chairpersons of Royal Civil Service Commission and Anti-Corruption Commission shall be holders of Constitutional Offices;

Whereas, Article 31(7) of the Constitution of the Kingdom of Bhutan requires that the salaries, tenure, discipline and other conditions of the Holders, Members and Commissioners of Constitutional Offices be prescribed by law;

Parliament of the Kingdom of Bhutan do hereby enact the Entitlement and Service Conditions Act for the Holders, Members and Commissioners of the Constitutional Offices of Bhutan 2010 on 22nd Day of the 4th Month of Iron Male Tiger Year of the Bhutanese Calendar corresponding to the 4th Day of June, 2010 at its 5th Session of the First Parliament as follows

ŋ

ને અમ્ ત્વુષા મો સ વિઅભ હતુ એ તે સ હતુ ગ્યા ત્વુપા મો વિઅભ શું સુંત રે ન્ડ્ર અમેત્ર અર્થ તે વ્લે અભ છે ત્વુ તુ અતે સ્ટન્ડ ને બ્લુપા મો વિઅભ શું સુંત રે ન્ડ્ર અમેત્ર અર્થ તે વ્લે અભ છે ત્વુ ત્વુ સ્વત્વે સ્વર્સ્ટ છે અર્થ વિઅભ છે ત્વુ ત્વ અતે વિઅભ શું કે દ્વા સ્વત્વ સે વ્લે ત્વે બે છે વ્લે ત્વે સ્વર્ણ સ્ટ્ર તે ત્વે વ્યુ સ્ટ્ર તે સ્વર્ણ સ્ટ્ર સ્ટે બે સ્ટે વ્યુ વ્યુ તે સ્વર્ણ તે સ્વર્ણ તે સ્વર્ણ તે સ્વર્ણ તે સ્વર્ણ તે સ્વર્ણ સ્ટ્ર સ્ટ્રે સ્ટ્ર સ્ટ્રે સ્ટ્ર સ્ટ

CHAPTER 1 PRELIMINARY

Title, Commencement and Extent

- 1. This Act shall:
 - a) Be called the Entitlement and Service Conditions Act for Holders, Members and Commissioners of Constitutional Offices Bhutan 2010;
 - b) Come into force on the 12th Day of 5th Month of Iron Male Tiger Year of the Bhutanese Calendar corresponding to the 23rd Day of June, 2010; and
 - c) Extend to the whole of Bhutan.

Repeal

2. This Act shall hereby repeal any provision of the laws, rules, regulations or executive orders which are inconsistent with it.

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- **ૻૻઌ૽ૺઽ** ૨. ૧૩ૡૡ૿ૺઅૹૡૼઽૺૻૺૻૻ૱ૡ૽ૼૼૹૼૡૣૻૹૣૡૡ૾ૺૡૹૡૹૺૻૡઽ૾ૺૻઽઽૻૡ૽૽ૡૺૹ૱ૡ૾૱ૻૡ૽ૺ ૡ૿૱ૹઽઽઽૻૡઙૡૻ૾ઌ૾૾ઌૻ ઌ૾ૺઽૻઌઌૢઽૻઽૼૡ૽ૼૺૣ
- म् त्युगामी अर्छिव र्थेन्स्य खुः छुन् न में
- ભે નરુવઃધ્વેઅસઃવર્ડે. ૨૮:ભુષાસાયાવ્યાવે ખુયાસાર્યે સુયાવે: જ્ઞું પ યવે દેસા 12 ભુવસા શું વે. 2010 જ્ઞું ૯ મવે દેસ 23 બસાવર્યો વગ્રુદ સું વસ્ટ્રર શું વ્યટ્સ વ્યું છે. વ્યવ્ય કો છે
- नउतःषिक्षयः तर्ने ग] तचुगागी इाषिक्षयः उवः ग्री में गवर्ष्यः तक्ष्मः त्रे द्व्यायाः त्रद्व्यायाः क्षुवः तहेवः कुंतेः विनः वन्यः न्द्रः युः गपिंगाकः ग्रेवः ग्री नउतः षिक्षयः २०१० उव्यायां वेनः नहेन् नु में

अर्ववग्गवयान्तः वर्षेविद्यग्याञ्चर्द्वया छन्दर्वन्।

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त्येतुः १ म

CHAPTER 2 APPOINTMENT AND TENURE

- 3. The appointment and tenure of Holders, Members and Commissioners of Constitutional Offices shall be governed by the Constitution and relevant laws.
- **4.** A person appointed as the Holder, Member and Commissioner of a Constitutional Office shall resign from his/her previous office with post service benefits.

CHAPTER 3 ELIGIBILITY, CODE OF CONDUCT AND IMMUNITY

Eligibility

- 5. No person shall hold a Constitutional Office unless the person is:
 - a) A natural born citizen of Bhutan;
 - b) Not married to a person who is not a citizen of Bhutan;

ఆད་ཆོད ५. ୩५१अ'२१र्षे२'ৼुग्चे'એ'લिगाण्धेव'व'आ'गर्हिगार्था ने'એव' साधिअर्थ'ठव'र्म्चे' में गवर्थ'२कर'ओर्ट्रेगाय'२ने'ण्पर'। गो रहायदेव'र्स्चेगाय'२ने'प्पर'। गो रहायदेव'र्स्चेगाय'२ने'प्पर'। गो रहायदेव'र्स्चेगाय'२ने'र्स्च्चेगाय'२'ओ'ख्रिर्द्राण्य'य'र्स्चेगाय'य'र्स्चे' गो रह्यगाय'र्द्र'से'र्स्चेव'से'र्ट्रेव'स्ट्रेगाय'र्ट्'स्व'र्म्च्चेयर्थास्वी

અર્નેસ્ગ मुझ्य इख़िस्रसण्डव श्चीर्यो मवस्य प्रकर से रहर प्रद्युरू से ख़ुब पहिंब रहुं इख़िस्रसण्डव श्ची धिया कंत यो यो गवस्य प्रस्त पर्झा पविया श्चा विवस्य प्रस्त किंसे दे स्वे स्वे प्रे स्वे प्रे स्वे प्रिया कंत यो यो गवस्य प्रस्त त्ये त्र स्व धेन र्धे प्री त्ये त्रि स्व त्य त्य त्यी ग्री

দর্শ্ধিস্পল্বশান্দশ্যব্ধশুঙ্গুৰা ₃. স্টেম্বিম্মান্ডবস্ট্রার্শীশাবম্যনেচ্চদার্মীন্দে বেদ্র্ব্যামী দ্ব্র্ব্বাবাহিব র্ন্তু:শী দর্শ্ধি নির্মান্দদায়বশান্তুরান্দি স্টেম্বিম্মান্টবার্মীন্দানেট্রিম্মার্ট্বন্দানেট্রিম্মান্ট্র্ব্যান্দার্ম্ব নির্মা

વેલું ત્ર મ

- c) Not convicted of criminal offence under any law of the country;
- d) Not in arrears of taxes or other dues to the Government;
- e) Not affiliated to any political party; or
- f) In the government or public service for a minimum of 20 years for the Members and Commissioners and 25 years for the heads of Constitutional Offices.

Qualification

6. The Holders, Members and Commissioners of the Constitutional Offices should have a minimum qualification of formal university degree and incase of Judiciary, they should have a minimum qualification of Bachelors of Law degree.

Code of Conduct

7. The Holders, Members and Commissioners of Constitutional Offices shall function as per the roles and responsibilities mentioned in the Constitution and relevant laws.

- अधिमनाउवामीर्गा मवनायकर मेर्टर यद्यमामे स्वायहेवाकुंगीना अ 2. <u>ଞ୍ଚି</u>ଷଷାର୍ଦ୍ଧରିକାର୍ଯ୍ୟିକ୍ୟରେ ଅନ୍ମିର୍ବ୍ୟାର୍ଯ୍ୟରେ ଅନ୍ମିର୍ବ୍ୟାନ୍ୟରେ ଅନ୍ମିର୍ବ୍ୟାର୍ଯ୍ୟରେ ଅନ୍ମିର୍ବ୍ୟାର୍ଯ୍ୟ ଅନ୍ମିର୍ବ୍ୟାର୍ଯ୍ୟ ଅନ୍ମିର୍ବ୍ୟାର୍ଯ୍ୟରେ ଅନ୍ମିର୍ବ୍ୟାର୍ଯ୍ୟରେ ଅନ୍ମିର୍ବ୍ୟାର୍ଯ୍ୟରେ ଅନ୍ମିର୍ବ୍ୟ र्दु: नृनः त्रष्ट्रीयः नेः चुः क्वें त्रध्वनः नृ में।
- गुवःर्श्चेनः सव्यागवगा
- ૡૺૹૻૻ૾૾૾ૢૢૼૡૻૻઌૻઌૻઌૻૡૻૹ૾૾ૢૻૡૻૹ૱૱૱ૡ૽ૻૡૻ૽૱ૡૻ૱ૡૻ૱૱૱૱૱૱૱૱૱૱૱૱૱૱૱૱૱ ୖୢଌ୶୶ୣୄଌ୶ୄୖୄୄଌୖୖ୶୕ଌ୵ୄ୕ୣୠ୕ୖ୷ୖୄ୶୶୷୷ୖ୲ଌ୶୶ୄୖ୷୲୶ୢୄୖ୶୲୷୶୲ୖ୶୶୲ଌ୕୵୕୵ଌ୷ व्ये देगान् में
- ৾ঀ৾৾৽৽৾৾৾৶ ૱ૡ૽ૻૹ૱૱૱ૺૡૼૡૡ૱ૡ૱૱૱ૡૡ૱૱ૡૡ૱૱ૡ૾ૡ 6
- ૡ૽ૺ૱૱૱૱૽ૢ૽ૢૻૡ૽ૼૼૺૼૡૺ૿૾ૼૡૼૡૢૼૡ૽૿૽ૼૼૼૡૼૡૢ[ૣ]ૡ૽ૼ૽ૼૼૻૼૼૼૼ૱ૡૢ[ૣ]ૡ૽ૼ૽ૼૻૼ૽_{ૺ૱ૡ}ૹૡૢૼઽૻઽઽ૱ઽ૱ઽ भू^{ग्}गर्भेगात् नः स्वयाल् औ
- الارجابية بولاية ماندية المحافظة المح
- શુશ્વઓનુ ઑ
- শ্রুসমী

Immunity

8. The Holders, Members and Commissioners of Constitutional Offices shall not be held liable for any act discharged in good faith in the administration of responsibilities and duties under relevant laws. However, the immunities granted shall not cover corrupt acts committed by them in connection with the discharge of their duties or cover other acts of accepting money or any other valuables in consideration to speak or to vote in a particular manner.

CHAPTER 4 SALARY, ALLOWANCE, BENEFITS AND ENTITLEMENTS

- 9. The Holders, Members and Commissioners of Constitutional offices shall be entitled to receive adequate salaries, allowances and benefits in order to ensure independence, prevent corruption and maintain the highest standards of ethics and integrity.
- 10. The salaries and allowances of the Holders, Members and Commissioners of Constitutional Offices shall not be varied to their disadvantage after appointment.

- इ'षेम्रमा उत्र मींगी मात्रमा पक्ष- में न्द्र राष्ट्र रा 10. र्वेगर्भान्दन्त्वुर पद्युर्भ कुं नर्भे नविगयान् विवयायया वित्यु यान्द्रनायते
- e. રાષ્ટ્રેય્યુઅઅંડતા શે માં માત્ર ત્વરુપ્ય છે. સુવાયદ્વ સંવ છે. સુવાયદ્વ સંવ છે. સુવાયદ્વ સંવ છે. સુવાયદ્વ સંવ છે. <u> निरायमेला सेन्दर स्टायर्देन्सः इत्यनेवान्त्यवर्षेत्रं ग्रींगवस्यकेनः</u>
- न्दुर्ण्यम्मन्दः जुरःव्धुरा विषवः वेनव्रका

ત્વેતું & મ

- रम्रेयायेन् मिर्मान्न् रामेयाने न्याक्रमा मर्ड्स्य रामे यामे रामेर् रामेया रामे रामे रामे रामे रामे रामे रामे र त्दी वृत्तः त्रष्ठ्यात्रा र्क्तुंगीयाः रत्तः श्रेति त्यावा सुरु त्या युनायते स्नुनया शुः त्व ૡૢઽૣૹ૽૾૱૱ૹ૾ૣૣૣૣૣૣૣૣૣૣૣૣૣૣૣૣઌૢૻૻ૱ૡૢૻ૱૱૱૱૱૱૱૱૱૱૱૱૱૱૱૱૱૱૱૱૱૱૱૱૱૱૱ સુરુ હા જાય સુધા તે તે દેવા છે. છે ર ભારત દેવા સર સ્વા છે. ખેબવા સું ખેવ ୢୖ୶ୖ୵ୄୄୄୠ୕୵୶୲୶୶୶୶୶୶୶୶୶୶୶୶୶୶୶୶
- ন্সাম্বাক্তা ٢.

- The salaries, allowances, benefits and other entitlements of the Holders, Members and Commissioners of Constitutional Offices shall be as per the Annexure.
- 12. Any revision or change in the Annexure may be done in accordance with the Constitution.
- 13. The Holders, Members and Commissioners of Constitutional Offices shall be provided with a chauffeur-driven transport.
- The Holders, Members and Commissioners of Constitutional Offices shall be entitled to receive such other benefits as deemed necessary from time to time.

CHAPTER 5 RESIGNATION AND REMOVAL

Resignation

15. The Holders, Members and Commissioners of Constitutional Offices may, before the expiry of their term, resign after giving notice in writing at least thirty days in advance.

24. স্তামীঅমাড্বসম্রীর্যীশাব্দমানেক্রনামীন্দে বেদ্রামামী স্পুবানেষ্টবাস্কু'শীমা স্তুন র্নিমান্টবান্মনেমা _{২০}নিস্থার্যীনাএমা এশার্ষিশান্ডান্ র্যানমান্ত্রেরি'নন্দ'নেধ্রীবাস্তীব টি শাবমান্ডবোন্সকর্নানিনেএমান্ র্যানিমান্ত্রের্টিশা

<u>র্ব্যু</u>দম্বল্য

भेतुः ५ म। द्येन्सालुन्दः महेवायाहरःघदश।

- ૧૯. ૨ લેમમાં અવસી મેં માવમાં વર્ષ્ય અડત સે દ્વારા પ્રાયુધ પ્રાયુધ સાથવા ત્રે વે માવવ સી તે મામ તલેવા કે સાળવા બેંદ્ર
- અવચ્ચન પુન્ય નવ કરે પ્રચા 23. સાલેશ્વયા કરે શો માં માર્વસ્થ વર્ષ્ઠ સંસું છું વરે દું ગાયે માય દુર વર્ષ્ઠ સંચ્યાવુર વાર્ષર આંધ ર્શું દું વરવર દું માં
- 99. স্থামীঅম্যাত্তবাল্লী শীশাবম্যানকনামী দেৱামানী প্লেবাবেল্লী বিশেষ বিশ্বমান্দনে ব্যে নি প্লবাদন কালব দিন্দা কালব দিন্দা কালব কালব বিশা

16. The power to accept such resignation shall be vested with the Druk Gyalpo.

Impeachment and Removal

- 17. Impeachment of Holders of Constitutional Offices shall be as per the Constitution.
- Removal of Members and Commissioners shall be as per the relevant laws.
- 19. The Holders, Members and Commissioners of Constitutional Offices shall not be entitled to retirement benefits in the event of impeachment or removal.

CHAPTER 6 MISCELLANEOUS

Amendment

20. The amendment of this Act by way of addition, variation or repeal shall be effected by a vote of simple majority of the respective Houses or of no less than two-thirds of the total members of Parliament present and voting on a motion submitted by one-third of the members of either House, provided that the amendment does not undermine the functions and effectiveness

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ત્યેતુ: ૯ મા

૮૯. ૨૪ૡ૿ૺઅચ અવસી મેં ગવચ વર્ઠ સે ૬૬ વસ્થય છે. સુવ વદેવ હું ગવચ ૬સુન ખનવ વર્ત્વ ગોં વ ગોનને વ્યોનન છે. ૧ ગોનચાલુવે કેના બચારી કેના સે અગેના

٧٤. વશુર્ચ એ નન્સ્ સુવ વદ્દે વર્તું ગોર્ન્સ વેલે ચન્ વર્લેય પેન્ વિશ્વ અન્નન્સ વર્લ્લય ન ગો

of the Holders, Members and Commissioners of Constitutional Offices.

Authoritative Text

21. The Dzongkha text shall be the authoritative text, if there is any difference in meaning between the Dzongkha and English text.

Annexure

salary, allowances, benefits and other entitlements

- i. Salary
- ii. Accommodation
- iii. Water and Electricity
- iv. Telephone
- v. In-country Travel DSA
- vi. Travel Abroad DSA
- vii. Leaves
- viii. Leave Encashment
- ix. Leave Travel Concession

e. କ୍ୟାଂଶ୍ବର୍ଭିନିଂନ୍ୟୁଦ୍ୟାନ୍ୟୁଣ୍ଣ

- <. <u>५. ५०. गर्श्वार्थ</u>तात्रहुरू।
- N. 501 मर्थिते रेगुरु।
- มูณานาสุราณ์รายิาลมูณาลยูญ
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- x. Gratuity
- xi. Provident Fund
- xii. Pension
- xiii. Discretionary Grant
- xiv. Expenses for Carriage and Personal Effects
- xv. Group Insurance Scheme

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- ૧૬ ભાલુમારા સુવર્ષ ૨૬ ભારે આ દેવા છે.
- १३. धुग्रायात्रायात्रात्रीवर् द्वेर वध्या
- 22. न्येन्सःखुत्रेःचुरुःर्धेगमा
- 22. पर्कें हेव वा रुपा
- १०. धुमार्यानरेतिमर्वित्यान्त्र्या

र्गेन्त्तिर्ग्वेन् क्रिन्देवः वन्त्रयस्य क्षेत्रस्य भाषाः स्टर्नेवः क्रुन्द्र क्रुन्त्य क्रुन्त्वा गविवर्नेवः क्षुन्त्रः प्येवः द्या । नवन्देन्देवः क्षुवः य्येवः र्वागवक्षः उवः नगा गी। । स्वनेन्देवः क्षुवः ग्रीयः युन्त्य्यदेः क्रुन्तः क्युन्तः उग ।

ৰ্ক্সব^{: ক্র}শ