

STATE REFORM CHECKLIST COMMUNITY PARTICIPATION LAW

DESIRED OBJECTIVES:

Note: JNNURM requires certain reforms to be undertaken by states/cities in Community Participation, with the objective of institutionalizing citizen participation as well as introducing the concept of the Area Sabha in urban areas. The larger objective is to involve citizens in municipal functions e.g. setting priorities, budgeting provisions, etc. The Community Participation Law refers to the appropriate provisions that need to be made in the State-level municipal statute (s) for the establishment of such a 3 or 4 tiered structure precisely as described above. These enactments will also need to ensure clear definition of functions, duties and powers of each of these tiers and provide for the appropriate devolution of funds, functions and functionaries as may be decided by the State government to these levels.

1. CURRENT STATUS

A) Please provide a list of the current decision-making/advisory platforms in the municipality:

Municipal Corporation of Hyderabad:

Municipality-level	Municipal Council		Standing Committee, Commissioner
	Other (specify)		
Ward-level	Ward(s) Committee	Number of Wards Committees	10
		Number of Wards	100
		Average population per Wards Committee	3,60,000
		Number of Wards Committee members/Wards Committee	100
		Method of selection of Wards Committee members	Elected member of the ward is a member of the wards committee
	Any other provision for Ward Committee (specify)	The Chairperson of wards committee shall be elected by the members of the wards committee and he shall hold office for a period of one year.	
Below the Ward Level	Any other Committee below the Ward level (specify)		Nil
Additional Specific Advisory Committees	(this could be at any level: please specify)		There is a provision for constitution of special committees for studying a specific subject and submitting their reconitions to the Corporations

Visakhapatnam Municipal Corporation:

Municipality-level	Municipal Council		Standing Committee, Commissioner
	Other (specify)		
Ward-level	Ward(s) Committee	Number of Wards Committees	5
		Number of Wards	50
		Average population per Wards Committee	1,90,000
		Number of Wards Committee members/Wards Committee	50
		Method of selection of Wards Committee members	Elected member of the ward is a member of the wards committee
	Any other provision for Ward Committee (specify)	The Chairperson of wards committee shall be elected by the members of the wards committee and he shall hold office for a period of one year.	
Below the Ward Level	Any other Committee below the Ward level (specify)		Nil
Additional Specific Advisory Committees	(this could be at any level: please specify)		There is a provision for constitution of special committees for studying a specific subject and submitting their recommendations to the Corporations

Vijayawada Municipal Corporation:

Municipality-level	Municipal Council		Standing Committee, Commissioner
	Other (specify)		
Ward-level	Ward(s) Committee	Number of Wards Committees	5
		Number of Wards	59
		Average population per Wards Committee	1,69,060
		Number of Wards Committee members/Wards Committee	59
		Method of selection of Wards Committee members	Elected member of the ward is a member of the wards committee
	Any other provision for Ward Committee (specify)	The Chairperson of wards committee shall be elected by the members of the wards committee and he shall hold office for a period of one year.	

Below the Ward Level	Any other Committee below the Ward level (specify)	Nil
Additional Specific Advisory Committees	(this could be at any level: please specify)	There is a provision for constitution of special committees for studying a specific subject and submitting their reconitions to the Corporations

b) Please indicate whether there is any formal process for Community participation in Municipal budgeting if the answer to question Yes
No

1 (b) is Yes, please describe the Process below
(use annexures wherever applicable):

c) Please indicate if there is any formal process for community participation in city planning activities if the answer to 1 (c) is Yes, please describe the process below (use annexures wherever applicable) Yes No

2. TIMELINE FOR REFORMS

A) resolution by Government expressing commitment to establish a new Community Participation Law (Note: This resolution should be passed within 6 months of signing of MOA under JNNURM and a copy submitted to MOUD)

Agreed

B) Please indicate the changes you proposes to make in you JNNURM city and the timeline for these changes:

Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7
<input type="text"/>	<input type="text"/>	Apr, 2007	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

i) Number of tiers being established in the Municipality

ii) For each tier, please state the composition of the tier:

NO.	Name	Description	Composition
1.	Municipality	Municipal Council	Elected members, Ex-Officio members, Co-Option members
2	(Intermediary regional platform, e.g. Wards/Borough/ Zonal Committee)	No proposal to constitute intermediary regional platform	
3	Ward Committee	Each ward of a municipality will have a wards committee	1. Ward councilor 2. Area Sabha

			representative. 3. institutional representatives from schools colleges, cultural institutions , factories, companies
4	Area Sabha	Number of Area sabhas to be constituted in each ward will be decided later on	One Area Sabha representative in each area.

c) Proposed Activity-mapping of functions in Community Participation Law (for each of the functions of the Municipality) *

No.	Municipal Function	Specific activities to be taken at each level below:			
		Municipality	Interme diary Level (specify)	Ward Committee	Area Sabha
1.	Urban Planning including town planning	√	*	Consultation and involvement	Consultation and involvement
2.	Regulation of land-use and construction of buildings	√		Monitoring & reporting of violations	Monitoring & reporting of violations
3.	Planning for economic and social development	√		Consultation and involvement	Consultation and involvement
4.	Roads and bridges	√		Maintenance	Consultation and involvement
5.	Water supply for domestic, industrial and commercial purposes	√		Maintenance	Consultation and involvement
6.	Public health, sanitation conservancy and solid waste management	√		Maintenance	Consultation and involvement
7.	Fire services	This function is yet to be transferred to ULBs			
8.	Urban forestry, protection of the environment and promotion of ecological aspects	√		Consultation and involvement	Consultation and involvement
9.	Safeguarding the interest of weaker sections of society, including the handicapped and mentally retarded	√		Identification of beneficiaries under various schemes	Consultation and involvement
10.	Slum improvement and upgradation	√		Consultation and involvement	Consultation and involvement
11.	Urban Poverty Alleviation	√		Consultation and involvement	Consultation and involvement
12.	Provision of urban amenities and facilities such as parks, gardens playgrounds	√		Maintenance	Consultation and involvement
13.	Promotion of cultural, educational and aesthetic aspects	√		Consultation and involvement	Consultation and involvement

14.	Burials and burial grounds, cremations, cremation grounds and electrical crematoriums	√		Consultation and involvement	Consultation and involvement
15.	Cattle pounds, prevention of cruelty to animals	√		Consultation and involvement	Consultation and involvement
16.	Vital statistics including registration of births and deaths	√		Reporting	Reporting
17.	Public amenities including street lighting, parking lots, bus stops and public conveniences	√		Maintenance	Consultation and involvement
18.	Regulation of slaughter houses and tanneries	√		Monitoring	Monitoring

Note the above functions are taken from schedule XII of the 74th CAA. If the municipality performs additional functions these should also be included in the list above. See the Model Activity Mapping of functions in Section 4 of this toolkit for reference

* There is no proposal to constitute intermediary regional platform.

d) Time schedule for enactment of Community Participation Law or Amendment of existing Municipality Laws:

Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7
		Apr, 2007				

e) Time schedule for notification of the rules pertaining to the Community Participation Law, or mending Legislation:

Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7
		June, 2007				

Note: States will be required to submit documents related to the above to NURM at appropriate milestones in this process, for evaluation of actual compliance for successive disbursement of funds.

f) Interim process for Community Participation in Municipal Functions while Community Participation Law is being enacted and notified please indicate if there are any steps being taken by the Municipality to create opportunities for community participation while the Community Participation Law is being enacted.

Complete Community Participation Structure being established	Community participation being encouraged through structures like the Area Sabha and Ward Committee, as envisaged in Community Participation Law	
Partial community participation structures being established	Community participation process done through ward-level processes.	✓
Minimal Community Participation Structures	Community participation process being undertaken marginally, or not in any	

being established	organized manner	
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g) Please indicate if Community Participation in CDP/DPR documents being submitted to JNNURM (please use additional material to describe the process being followed)

Yes

Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

i) Please indicate whether the City Development Plan (CDP) been prepared with community participation

Yes	No
<input checked="" type="checkbox"/>	<input type="checkbox"/>

If yes, please indicate the alignment of this community participation process to the proposed Community Participation Law.

Complete Alignment	Community participation process done through Area Sabha and Ward Committee structures envisaged in community Participation Law	
Partial alignment	Community participation process done through ward-level processes	<input checked="" type="checkbox"/>
Minimal alignment	Community participation process done through city-wide process.	