

Receipt No : 1501128/2018/PTS I SECTION-PRRD

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

713 -11-

Public Libraries - Transfer of Library Cess collected by municipal bodies and panchayats - Transfer of library cess amount to respective City / Zilla Grandhalaya Samsthas - Further Orders - Issued.

EDUCATION (SE. LIB1) DEPARTMENT

G.O.Ms.No. 68.

Dated 12.9.2007
Read the following:

1501128
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1. G.O.Ms.No. 409, Education (A&L) Department dated 08.11.1995.
2. Minutes of the meeting held in the chambers of Principal Secretary Finance (W&P) on 26.4.2005 (communicated vide Lr.No. 1288/B/214/A1/Exp(M&F)/05, dt 27.4.2005 of Finance Department)
3. Government Memo. No. 8744/DC.2/2005-2, dated 6.5.2005 of Municipal Administration & Urban Development Department.
4. Minutes of the meeting held in the chambers of the Chief Secretary to Government on 12.8.2007 communicated vide D.O.Lr.No. 9293/SE.Lib.1/2007, dated 7.8.2007.

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ORDER:

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According to section 20(1) of the Andhra Pradesh Public Libraries Act, 1960 every Zilla Grandhalaya Samstha shall levy in its area a library cess in the form of a surcharge on the property tax or house tax levied in such area under the relevant laws providing for the levy of such property tax or house tax, @ eight paise for every rupee in the property tax or house tax so levied.

14/9/2007

2. Section 20(2) of the said act further provides that cess levied in the sub-section (1) of section 20 shall be collected by the respective municipal corporation or municipal council or a gram panchayat or by any other local body having jurisdiction and authority to levy and collect property tax and according to section 20(3) the amount of library cess collected by these local bodies shall be paid to the Zilla Grandhalaya Samstha concerned in the same manner such as may be prescribed. The cess so transferred to the City/Zilla Grandhalaya Samstha constitutes a 'library fund' created under Section 21 of the said Act and the Act also provides for the procedure for utilization of this library fund by the concerned City /Zilla Grandhalaya Samsthas to provide library services to the public.

A.D. (Audit)
please communicate the do immediately to all the necessary action
14/9/2007

3. As per the above provisions of the Act and rules made there under the library cess collected by the urban and rural local bodies on the property tax levied by them is to be transferred on monthly basis to the concerned City/Zilla Grandhalaya Samsthas. The Government in the reference 1st read above issued orders constituting a District Level Library Cess Review Committee under the Chairmanship of the Joint Collector of the District to meet every month to review the collection of library cess by the municipalities and panchayats and transfer of the same to the concerned City/Zilla Grandhalaya Samstha.

4. In a review meeting held in Finance Department on 26.4.2005, with a view to create a better system for prompt transfer of library cess, a decision was taken for the local bodies to retain the library cess amount collected by them and thereafter the State level and Panchayat Raj Department and Municipal Administration & Urban Development Department will transfer in bulk the cess amount from out of the Government grants due to local bodies. The transfer of funds was to be made in favour of the Director of Public Libraries based on the property tax collection for the previous year and the Director of Public Libraries was expected to re-distribute the amount to the various City/Zilla Grandhalaya Samsthas. This procedure was made applicable from the year 2005-06 and Municipal Administration & Urban Development Department also issued orders in the reference 3rd read above to give effect to this decision.

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5. The Director of Public Libraries has brought to the notice of the Government the flow of transfer of library cess to City Zilla Grandhalaya Samsthas has been adversely affected. He informed that during the year 2005-06 part of the amount of the total demand was received at the state level from Municipal Administration & Urban Development Department and Panchayat Raj Department and during the year 2006-07 nothing has been received from any of the two Departments and requested the Government to review the situation and issue suitable orders for implementation of the statutory provisions relating collection and transfer of library cess.

6. The Chief Secretary to Government convened a meeting on the issue on 2.8.2007 wherein the following decisions were taken:

1) The Panchayat Raj as well as Municipal Administration & Urban Development Department shall arrange to clear the arrears of library cess upto the end of financial year 2006-07 at State level from out of the Government grants payable to local bodies; and

2) In respect of current year (2007-08) the old procedure of remittance of library cess at source by the concerned local bodies may be reintroduced.

7. In the light of the above decisions, the Government hereby order that the arrears of library cess due from urban and rural local bodies as on 31.3.2007 shall be cleared by the Panchayat Raj Department and Municipal Administration & Urban Development Department from the Government grants due to the local bodies during the current financial year. These arrears shall be cleared before the end of third quarter of the current financial year. In the current year i.e., from 1.4.2007 onwards the concerned municipal bodies and panchayats shall transfer the library cess collected by them on monthly basis at their level to the concerned City Zilla Grandhalaya Samsthas and the monitoring and review mechanism created in the orders issued above shall be reactivated. The Joint Collectors shall take effective measures to ensure compliance of statutory provisions relating to transfer of library cess.

8. The Panchayat Raj & Rural Development Department, Municipal Administration & Urban Development Department and Director of Public Libraries shall take further action accordingly.

9. This order issues with the concurrence of Pri. Secretary (W&P) Finance Department vide their U.O. No. 8801/330/A1/Exp.M&F/07, dated 23.3.2007.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADEH)

J. HARINARAYAN
CHIEF SECRETARY TO GOVERNMENT

To:

The Panchayat Raj & Rural Development Department.
Municipal Administration & Urban Development Department.
All Joint Collector in the State.

Copy to:

✓ The Director of Public Libraries, Hyderabad
Finance (W&P) Department.
The Account General, AP Hyderabad
The Director, State Audit, Hyderabad.

P.S to Chief Secretary
P.S to M(SSA)
P.S to Pri. Secretary (SSA)
SF/SC

//FORWARDED BY ORDER//

P. Harinarayan
SECTION OFFICER