

IN pursuance of the provisions of clause (3) of Article 348 of the Constitution of India, the Governor is pleased to order the publication of the following English translation of notification no. 2028/LXXXIV-2-2021-C.N. 957154, dated October 6, 2021:

No. 2028 /LXXXIV-2-2021-C.N. 957154

Dated Lucknow, October 6, 2021

IN exercise of the powers conferred by sub-section (1) of section 102 and clauses (h) and (m) of sub-section (2) of section 102 of the Consumer Protection Act, 2019 (Act no. 35 of 2019) read with section 21 of the General Clauses Act, 1897 (Act no. 10 of 1897), the Governor is pleased to make the following rules, namely :-

THE UTTAR PRADESH CONSUMER PROTECTION (SALARY, ALLOWANCES AND CONDITIONS OF SERVICE OF PRESIDENT AND MEMBERS OF THE STATE COMMISSION AND DISTRICT COMMISSION) RULES, 2021

1. (1) These rules may be called the Uttar Pradesh Consumer Protection (Salary, Allowances and Conditions of Service of President and Members of the State Commission and District Commission) Rules, 2021. Short title and commencement

(2) They shall come into force on the date of their publication in the *Gazette*.

2. (1) In these rules, unless the context otherwise requires, — Definitions

(a) 'Act' means the Consumer Protection Act, 2019 (Act no. 35 of 2019);

(b) 'Consumer Commission' means a District Consumer Disputes Redressal Commission established in a district under section 28 of the Act, and a State Consumer Disputes Redressal Commission established in a State under section 42 of the Act;

(c) 'Member' means a Member of the District Commission or the State Commission, as the case may be;

(d) 'President' means the President of the District Commission or the State Commission, as the case may be.

(2) The words and expressions used in these rules but not defined, and defined in the Act shall have the same meaning respectively assigned to them in the Act.

3. (1) The President shall be entitled to the salary and allowances as are admissible to a District Judge in the super time scale of pay. Salaries and allowances payable to President and Members of District Commission

(2) A Member shall receive a pay equal to the pay at the minimum of the scale of pay of a Deputy Secretary of the State Government and other allowances as admissible to such officer.

(3) The pay of a person appointed as President or Member, who is in receipt of any pension, shall be reduced by the gross amount of pension drawn by him.

(4) There shall be an annual upward revision of the pay of the President and Member at the rate of 3%.

4. (1) President of the State Commission shall receive the salary and other allowances as are admissible to a sitting judge of the High Court of the State. Salaries and allowances payable to President and Members of the State Commission

(2) A Member of the State Commission shall receive a pay equivalent to the pay at minimum of the scale of pay of a Special Secretary of the State Government and other allowances as are admissible to such officer.

(3) The pay of a person appointed as President or Member, who is in receipt of any pension, shall be reduced by the gross amount of pension drawn by him.

(4) There shall be an annual upward revision of the pay of a Member at the rate of 3%.

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| Medical fitness | 5. No person shall be appointed as President or Member unless he is declared medically fit by an authority specified by the State Government in this behalf. |
| Casual vacancy | 6. In case of casual vacancy in the office of President in the State Commission or District Commission, as the case may be, the Chief Minister shall have the power to authorize from amongst the available members to act as the President. |
| House rent allowance | 7. The President or Member shall be entitled to house rent allowance at the same rate as is admissible to Group 'A' Officer of the State Government of a corresponding status. |
| Leave and medical treatment and hospital facilities | 8. The President and Members of the State Commission and the District Commission shall be entitled to fourteen days of casual leave and ten days of medical leave in a calendar year, and they shall also be entitled for medical treatment and hospital facilities as are admissible to Group 'A' Officer of the State Government of a corresponding status. |
| Declaration of financial and other interests | 9. The President or Member shall, before entering upon his office, declare his assets, and his liabilities and financial and other interests. |
| Other conditions of service | 10. (1) The President or Member shall not practice before the National Commission, the State Commission or the District Commission after retirement from the service of the State Commission or the District Commission, as the case may be. (2) The President or Member shall not undertake any arbitration work while functioning in these capacities in the State Commission or the District Commission, as the case may be. (3) The President or Member of the State Commission or the District Commission, as the case may be, shall not, for a period of two years from the date on which they cease to hold office, accept any employment in, or be connected with the management or administration of, any person who has been a party to a proceeding before the State Commission or the District Commission : Provided that nothing contained in this rule shall apply to any employment under the Central Government or a State Government or a local authority or in any statutory authority or any corporation established by or under any Central, State or Provincial Act or a Government company as defined in clause (45) of section 2 of the Companies Act, 2013 (Act no. 18 of 2013). |
| Oaths of office and secrecy | 11. Every person appointed to be the President or Member shall, before entering upon his office, make and subscribe an oath of office in Form-I and oath of secrecy in Form-II annexed to these rules. |
| Defrayment of salary, remuneration and other allowances | 12. The salary, remuneration and other allowances shall be defrayed out of the Consolidated Fund of the State Government. |

By order,
VEENA KUMARI,
Pramukh Sachiv.

ANNEXURE

(See rule 11)

FORM-I

**Form of Oath of Office for the President and Member of the State Commission
and District Commission**

I, A. B., having been appointed as the President/ Member in the State Consumer Disputes Redressal Commission,/ District Consumer Disputes Redressal Commission,do solemnly affirm/do swear in the name of God that I will faithfully and conscientiously discharge my duties as the President/Member of the State Commission/District Commission to the best of my ability, knowledge and judgment, without fear or favour, affection or ill-will and that I will uphold the Constitution and the laws of land.

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FORM-II

**Form of Oath of Secrecy for the President and Member of the State Commission
and District Commission**

I, A. B., having been appointed as the President/Member of the State Consumer Disputes Redressal Commission,/ District Consumer Disputes Redressal Commission, do solemnly affirm/do swear in the name of God that I will not directly or indirectly communicate or reveal to any person or persons any matter which shall be brought under my consideration or shall become known to me as President/Member of the State Commission/District Commission except as may be required for the due discharge of my duties as the President/Member.

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By order,
VEENA KUMARI,
Pramukh Sachiv.