

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 institutionalising 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:

Municipality-level	Municipal Council		
	Other (specify)		
Ward-level	Ward(s) Committee	Number of Wards Committees	
		Number of Wards	
		Average population/ Wards Committee	
		Number of Wards Committee members/ Wards Committee	
		Method of selection of Wards Committee members	
	Any other provision for Ward Committee (specify)		
Below the Ward Level	Any other Committee below the Ward Level (specify)		
Additional Specific Advisory Committees	(this could be at any level; please specify)		

b. Please indicate whether there is any formal process for community participation in municipal budgeting
If the answer to question 1 (b) is Yes, please describe the process below (use annexures wherever applicable):

Yes No

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.)

b. Please indicate the changes you propose to make in your JNNURM city and the timeline for these changes:

Year1 Year2 Year3 Year4 Year5 Year6 Year7

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		
2	(Intermediary regional platform, e.g. Wards/Borough/Zonal Committee)		
3	Ward Committee		
4	Area Sabha		

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	Intermediary Level (specify)	Ward Committee	Area Sabha
1	Urban planning including town planning				
2	Regulation of land-use and construction of buildings.				
3	Planning for economic and social development.				
4	Roads and bridges.				
5	Water supply for domestic, industrial and commercial purposes.				
6	Public health, sanitation conservancy and solid waste management				
7	Fire services				
8	Urban forestry, protection of the environment and promotion of ecological aspects				
9	Safeguarding the interests of weaker sections of society, including the handicapped and mentally retarded				
10	Slum improvement and upgradation.				
11	Urban poverty alleviation				
12	Provision of urban amenities and facilities such as parks, gardens playgrounds				
13	Promotion of cultural, educational and aesthetic aspects				
14	Burials and burial grounds; cremations, cremation grounds and electrical crematoriums				
15	Cattle pounds; prevention of cruelty to animals.				
16	Vital statistics including registration of births and deaths.				
17	Public amenities including street lighting, parking lots, bus stops and public conveniences				
18	Regulation of slaughter houses and tanneries				

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

d. Time schedule for enactment of Community Participation Law or Amendment of existing Municipality Laws: Year1 Year2 Year3 Year4 Year5 Year6 Year7

e. Time schedule for notification of the rules pertaining to the Community Participation Law, or mending Legislation: Year1 Year2 Year3 Year4 Year5 Year6 Year7

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 disbursal 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 being established	Community participation process being undertaken marginally, or not in any organised manner	

g. Please indicate if Community Participation in CDP/DPR documents being submitted to JNNURM Year1 Year2 Year3 Year4 Year5 Year6 Year7

(please use additional material to describe the process being followed)

i. Please indicate whether the City Development Plan (CDP) been prepared with community participation Yes No

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	
Minimal alignment	Community participation process done through city-wide process	

