

		Andaman & Nicobar Islands Panchayat Regulation 1994 applicable only in the Andaman District, which also provides for three tier system of Panchayat Raj System.	
3.	<b>Ministry of Law &amp; Justice</b>	<b>Comments of Ministry of Home Affairs.</b>	
	(i) Ordinarily in India, judicial powers have not been vested into the elected bodies whereas the proposed Regulation provides for elected judicial members:	The provisions in the draft Tribal Council Regulation similar to those in the A & N Islands (Panchayat) Regulation 1994. Chapter VII of the regulation under Panchayat Section 105 deals with Panchayat powers of the Gram Panchayat and procedure and suits. Similarly, provision made in the Tribal Council Regulation section 53 to section 105 under heading Village Judicial Council and procedure in case & suits in other words in the draft regulation nothing new has been proposed which is not found in the existing Panchayat Regulation in the A & N Islands.	It is resolved by the Tribal Council to exclude the chapters 7,8 & 9 from the draft regulation and the resolution to that effect dated 10.03.2008 has already been conveyed to the Andaman & Nicobar Administration by the District Administration vide note U.O. No. 1-8/TW/DCN/2008/99 dtd. 10.03.2008. However, copy of the resolution is attached for ready reference
	(ii) As advised by the Ministry of Panchayat Raj the intermediate Panchayat should be dispensed with and two tier system may be proposed.	At present in this Union Territory Andaman & Nicobar Island (Panchayat) Regulation 1994 is enforced Under the Panchayat Regulation there is three tier system having District Panchayat at the District level, Panchayat Samity at the block level and Gram Panchayat at village level. Similar provision was made in the draft Tribal Council Regulation. Prime facie it is felt that the intermediate Panchayats are necessary in the Nicobar District because even in their traditional system, the Nicobarese Tribal Councils at present have two	It is resolved by the Tribal Council in the presence of District Administration that they do accept the comments of MHA and no comments to offer in this regards.

*This has already been done*