

(5) In case of equality of votes, the result of the election shall be decided by draw of lots by the Assistant Commissioner in such manner as he may determine.

16. The executive powers of the Village Council, the responsibility for the fulfilment of the duties imposed on the Village Council under this Regulation and the responsibility for carrying out the resolutions of the Village Council shall vest in the First Captain.

First Captain  
to exercise  
executive  
powers.

17. (1) The Village Council, unless sooner dissolved under any law for the time being in force, shall continue for five years from the date appointed at its first meeting and no longer.

Duration of  
Village  
Councils.

(2) Notwithstanding anything contained in sub-section (1), the members of any Council or body functioning under village tribal traditions immediately before the coming into force of this Regulation shall cease to exist from the date of election to the Village Council under section 11.

(3) An election to constitute a Village Council shall be completed, —

(a) before the expiry of its duration specified in sub-section (1); or

(b) before the expiry of a period of six months from the date of its dissolution:

Provided that where, the remainder of the period for which the dissolved Village Council would have continued is less than six months, it shall not be necessary to hold any election under this sub-section for constituting the Village Council for such remaining period.

(4) A Village Council constituted upon the dissolution of a Village Council before the expiry of its duration shall continue only for the remainder of the period for which the dissolved Village Council would have continued under sub-section (1), had it not been so dissolved.

18. (1) As soon as may be after the first meeting of the Village Council, every member thereof, including the First Captain and the Second Captain, shall take the oath of office before the Assistant Commissioner in the form set out in the First Schedule.

Oath of  
office.

(2) No member who has not taken such oath shall vote or take part in the proceedings of any meeting nor shall he be included as a member of any committee constituted by the Village Council.

19. (1) Any member of a Village Council may resign his office by giving notice in writing to that effect to the First Captain and such resignation shall take effect from the date of its receipt by the First Captain.

Resignation  
from office.

(2) The Second Captain may resign his office by giving notice in writing to the First Captain, but the resignation shall not take effect unless it is accepted by the Village Council.

(3) The First Captain may resign his office by giving notice in writing to the Assistant Commissioner but the resignation shall not take effect until it is accepted by him.

20. (1) A motion of "no confidence" against the First Captain may be moved by any member of a Village Council after giving a notice thereof in such manner as may be prescribed.

Motion of no  
confidence  
against First  
Captain.

(2) A special meeting of the Village Council shall be convened within a period of fifteen days from the date on which the motion has been moved to deliberate on and decide the no confidence motion.

(3) If the motion of "no confidence" is carried by a majority of the total membership of the Village Council, the Village Council shall recommend to the Village General Body, the removal of the First Captain from his office.

(4) On receipt of the recommendation under sub-section (3), a special meeting of the Village General Body shall be convened with a quorum of not less than one-fifth of the total membership of the Village General Body and the recommendation shall be approved by the majority of members present and voting.