

STATE ELECTION COMMISSION
3rd Floor, Buddha Bhavan, M G Road, Secunderabad – 500 003

No. 177/SEC-L/2013,

Dated:29.06.2013.

NOTIFICATION

In exercise of the powers conferred by Article 243-K read with Article 243-ZA of the Constitution of India, the State Election Commissioner, hereby, makes the following amendments to the Registration of Political Parties and Allotment of Symbol Order, 2001, issued in Ref.No.584/SEC-B2/2001, dated 12th June, 2001, as amended from time to time namely:-

1. Short title and commencement:-

- (i) This Order may be called the Registration of Political Parties and Allotment of Symbol (Amendment) Order, 2013.
- (ii) It shall come into force with immediate effect.

2. Amendment of paragraph-3: In paragraph 3 of the Registration of Political Parties and Allotment of Symbol Order, 2001 (hereinafter referred to as the principal order) in sub-paragraph (4)(a)(i) for the words and figures “A demand draft of Rs.5000/- (Rupees five thousand only)”, the words and figures “A demand draft of Rs.10000/- (Rupees ten thousand only)”, shall be substituted.

3. Amendment of paragraph 5-A: In paragraph 5-A of the principal order, -

- (i) in sub paragraph (a), for the expression “clause (b)”, the expression “sub paragraphs (b) and (b-1)”, shall be substituted;
- (ii) after sub paragraph (b), the following sub paragraph shall be inserted namely,

“(b-1). A registered political party which is also a political party registered with the Election Commission of India and categorized as unrecognized political party has a sitting member either in the Legislative Assembly of the State of Andhra Pradesh or in the House of People representing a constituency in the State of Andhra Pradesh shall be entitled to a reserved symbol. Such political party shall for this purpose intimate to the Secretary, State Election Commission a list of three symbols from out of the free symbols notified by the Commission in order

of preference and thereupon the Commission shall reserve one of them as a reserved symbol". ;

(iii) after sub paragraph (c), the following sub paragraph shall be inserted namely, -

“(c-1) If a symbol is reserved to a registered political party under sub paragraph (b-1), it shall continue only so long as that political party has a sitting member in the Legislative Assembly of the State of Andhra Pradesh or House of the People representing a constituency in the State of Andhra Pradesh”.

4. Insertion of new paragraph – 6A :-

In the principal order after paragraph 6, the following paragraph shall be inserted, namely:-

“6A – Concession to candidates set up by registered political parties without a reserved symbol.

The candidates set up by a registered political party without a reserved symbol at the ordinary election to the MPTCs / ZPTCs or Ward Members of Municipal Bodies, may be allotted a common symbol from the list of free symbols, subject to the fulfillment of the following conditions, namely,-

- (i) A Registered Political Party sets up candidates at least in 10% (ten percent) of the total number of MPTCs or ZPTCs or Ward Members of Urban local bodies as the case may be, in the State and give an application to the State Election Commission also with an undertaking to that effect within two clear days of the date on which the notification (or first of the notifications in the case of a phased election) of the election has been issued.
- (ii) the registered political party shall submit to the Commission a demand draft for Rs.1,00,000/- (Rupees one lakh only) drawn in the name of Secretary, State Election Commission, Andhra Pradesh, Hyderabad as deposit which subject to clause (iv) be refundable;
- (iii) the Registered Political Party shall give the names of ten symbols, in order of preference, from out of the list of free symbols notified by the Commission for the election;
- (iv) the Registered Political Party shall also give an undertaking that if the party does not set up candidates in the minimum number of

the constituencies as prescribed in condition (i) above, its candidates shall not be entitled to allotment of common symbols to them and in addition agrees to the forfeiture by the Commission of the deposit amount, referred to in clause (ii) ;

Explanation -

For the removal of doubt, it is hereby clarified that-

- (i) the concession of allotment of common symbol to the candidates of a registered political party without a reserved symbol under this paragraph shall be only a one-time facility and a party that has availed of this concession once shall not be automatically eligible for the concession in any subsequent Ordinary Election;
- (ii) The symbol allotted as a common symbol to the candidates of a party under this paragraph shall be available for allotment to candidates set up by the other parties or independent candidates in those other constituencies in which that party has not set up its candidates;
- (iii) If two or more parties give preference for the same symbol, then the question of allotment of the symbol to one of such parties shall be decided by draw of lots;
- (iv) Notwithstanding anything contained in clause (iii) a political party has been allowed to contest with a particular common symbol in last general elections to the Andhra Pradesh Legislative Assembly or House of the People that political party shall have the preference for allotment of the same symbol.
- (v) if it is not possible for the Commission for any reason to allot a common symbol to the candidates of a registered political party from out of the list of symbols it has given its preference under this paragraph, some other symbol from the list of free symbols may be allotted to that party in consultation with that party”.

5. **Amendment to paragraph-7:** In paragraph-7 of the principal order, for sub paragraph (1), the following shall be substituted, namely,-

“(1) Any candidate at an election to local bodies in the State, other than -

- (a) a candidate set up by a recognized political party;
- (b) a candidate set up by any registered political party with a reserved symbol referred to in sub paragraphs (b) and (b1) of paragraph-5A, and
- (c) a candidate set up by any registered political party referred to in paragraph-6A;

shall be allotted in accordance with the provisions hereafter set out in this paragraph, one of the symbols specified as free symbols by the Commission”.

6. **Omission of paragraph-13:** In the principal order paragraph-13 shall be omitted.

**Sd/-P.RAMAKANTH REDDY
STATE ELECTION COMMISSIONER**

To

The Commissioner of Printing, Stationery & Stores Purchase, A.P., Hyderabad,
for publication in the extraordinary issue of A.P. Gazette (with covering letter).

//Attested //


Asst. Secretary

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