G.S.R. 360(E), dated 21st March, 1988.- In exercise of the powers conferred by Sec. 21 of the Commission of Sati (Prevention) Act, 1987 (3 of 1988), the Central Government hereby makes the following rules, namely:

1.Short title and commencement.- (1) These rules may be called the Commission of Sati (Prevention) Rules, 1988.

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

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

"Act" means the Commission of Sati (Prevention) Act, 1987 (3 of 1988);

"prohibitory order" means an order issued under Sec. 6;

"section" means section of the Act.

(2) Words and expressions used but not defined in these rules and defined in the Act shall have the same meanings as are respectively assigned to them in the Act.

3. Delegation of power to prohibit certain acts.- (1) The

State Government may, by order and subject to such conditions as it may deem fit to impose, direct that the powers of the Collector or the District Magistrate under Sec. 6 may also be exercised by such other officers not below the rank of the village officers.

4. Prohibitory orders under Sec. 6, how made.- (1) Every prohibitory order under Sec. 6 shall be made by beat of drum or other customary mode, in the concerned village, or in case of town or city, in the locality in which the act prohibited is likely to occur or has taken place.

(2) The prohibitory order shall be displayed at some conspicuous place in the area or areas to which such acts relates and a copy thereof shall also be displayed in the office of the officer issuing the prohibitory order and such display shall be taken as a sufficient notice to all persons concerned in the area of areas to which such order relates.

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5. Manner of making order for removal of temples or structures under sub-section (1) of Sec. 7- (1) Before making any order under sub-section (1) of Sec. 7 for removal of any temple or structure, the State Government or any other officer authorized by the State Government in this behalf, shall give at least ninety days' notice to the person or persons involved in the acts complained of, and also to the owners and occupiers of the temple or structure proposed to be removed.

(2) The notice under sub-rule (1) shall specify-

(1)the temple/structure proposed to be removed, its location and other particulars,

(2)the owners/occupiers of the temple/structure, and

(3)the specific instance or instances or worship or ceremony contravening the

provisions of Sec.7.

(3)The Government or the officer authorized by the State Government in this behalf shall, after giving reasonable opportunity of being heard to the persons specified in the notice, order the removal of the temple or structure through a police not below the rank of the Sub-Inspector.

6. Manner of making order for removal of temples or structures under sub-section (2) of Sec. 7.-(1) After issue of a prohibitory order under Sec. 6, the Collector or the District Magistrate, or such other officer as directed by the State Government by order under rule 3 shall, before making any order for removal of any temple or structure under sub-section (2) of Sec. 7 give at least ninety days' notice to the owners and occupiers of the temple or structure proposed to be removed.

(2) The Collector of the District Magistrate, or such other officer as directed by the State Government by order under rule3, shall follow the provisions of sub-rules (2) and (3) of rule 4 in the case of orders made under this rule.

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7. Inventory and forfeiture of the property of temple or structure.- As soon as the order of removal of the temple or structure is executed, the State Government or the Collector or the District Magistrate, or as the case may be, the officer as directed by the State Government by order under rule 3, shall prepare an inventory of all the material and other property obtained after removal of such temple or structure specifying in it the place where it is lodged or kept, and shall forward the intimation thereof to the Special court for declaration of forfeiture of the said material or property to the State under Sec. 13 , if the Special Court considers it necessary so to do, and shall also give a copy of the inventory to the owners/occupiers of the temple/structure removed.