Important Notification

Date: 10-May-2020

LAND REVENUE & DISASTER MANAGEMENT DEPARTMENT,
GOVERNMENT OF SIKKIM
TASHILING SECRETARIAT, BLOCK - B, GANGTOK.

No............ LR & DMD  Date:........05/10/2020.

NOTIFICATION.

In exercise of the powers conferred by section 64 of the Disaster management Act, 2005 (53 of 2005), the State Executive Committee hereby makes the following regulations as preventive measure for containment of COVID-19 in the State of Sikkim, namely:-

1. Short title, extent and commencement

(1) These regulations may be called the Sikkim Public Health and Safety (COVID-19) Regulations, 2020.

(2) They shall extend to the whole of Sikkim.

(3) They shall come into force at once.

2. Definition

(a) ‘Act’ means the Disaster Management Act, 2005.

(b) ‘Competent Authority’ means authorities of the Central Government, the State Government and the Local Authorities exercising powers under any law for the purpose of prevention and containment of COVID-19.

(c) ‘Guideline’ means any guideline issued by any authority, namely, Central


(e) ‘Order’ means an order issued for public health and safety by the competent authorities under the Act.

(f) ‘State Executive Committee’ shall have the same meaning as defined under the Act.

Restrictions and Offences

3. (1) It shall be compulsory to wear face cover or mask in all public places and work places.

(2) All persons in charge of public places, commercial establishments and transport (whether commercial or otherwise) shall ensure social distancing as per the guidelines issued by the Competent Authority.

(3) Violation by any member of public of any guidelines /order /Notification /advisory issued by theCompetent Authority in respect of Social Distancing shall be an offence.

(4) Spitting in public places shall be strictly prohibited.

Penalty

4. (1) Any person found contravening the provisions contained in regulation 3 shall be liable to pay a fine of Rs.300 (rupees three hundred) only.

(2) For the second offence, the fine shall be three times the amount specified in sub-regulation (1).

(3) Repeated offence by the same offender or failure to pay the fine shall be deemed to be an offence within the meaning of clause (b) of sub-section (1) of section 51 of the Disaster Management Act, 2005. 

(4) The person contravening the provisions under sub-regulation (1) shall be liable to imprisonment for a term which may extend to six months in addition to the fine specified above.
for the health and safety in respect of COVID-19.

(e) ‘Order’ means an order issued for public health and safety by the competent authorities under the Act.

(f) ‘State Executive Committee’ shall have the same meaning as defined under the Act.

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(2) All persons in charge of public places, commercial establishments and transport (whether commercial or otherwise) shall ensure social distancing as per the guidelines issued by the Competent Authority.

(3) Violation by any member of public of any guidelines/order/Notification/advisory issued by the Competent Authority in respect of Social Distancing shall be an offence.

(4) Spitting in public places shall be strictly prohibited.

(1) Any person found contravening the provisions contained in regulation 3 shall be liable to pay a fine of Rs.300 (rupees three hundred) only.

(2) For the second offence, the fine shall be three times the amount specified in sub-regulation (1).

(3) Repeated offence by the same offender or failure to pay the fine shall be deemed to be an offence within the meaning of clause (b) of sub-section (1) of section 51 of the Disaster Management Act, 2005 (53 of 2005) and shall be dealt with accordingly.

(4) The authorised officials shall issue an acknowledgment of fine so realised.
responsible for submitting the account details to the concerned District Magistrate, who shall compile the same and shall submits the statement of account to the Relief Commissioner periodically.

7. These regulations shall remain in force till the COVID-19 crisis exists or till further order.

(P.N. Sherpa),
Relief Commissioner cum Secretary,
Land Revenue & Disaster Management Department,
Government of Sikkim.

[Signature]