

Constitution of India Art 208 - Rules of procedure

(1) A House of the Legislature of a State may make rules for regulating, subject to the provisions of this Constitution, its procedure and the conduct of its business.

(2) Until rules are made under clause (1), the rules of procedure and standing orders in force immediately before the commencement of this Constitution with respect to the Legislature for the corresponding Province shall have effect in relation to the Legislature of the State subject to such modifications and adaptations as may be made therein by the Speaker of the Legislative Assembly, or the Chairman of the Legislative Council, as the case may be.

(3) In a State having a Legislative Council the Governor, after consultation with the Speaker of the Legislative Assembly and the Chairman of the Legislative Council, may make rules as to the procedure with respect to communications between the two Houses.

SYNOPSIS

Scope: Article 208(1) makes it clear that if the House were to make any rules as prescribed by it, those rules would be subject to the fundamental rights guaranteed under Part III, Power, Privileges and Immunities of State Legislatures, In re, AIR 1965 SC 754.