



Polity Class Notes for IAS and PCS

Chapter 13: Amendment of Constitution

Amendment of Constitution	
➤	Art 368 in Part XX (20) – deal Power of Parliament of amend the constitution.
➤	Only introduced in House of Parliament, Not in state legislature
➤	Can be introduced by Minister and Private Member, not require prior permission of President
➤	Must be passed by more than 2/3 % of Present Majority (Special Majority) in both House
➤	Not joint meeting
➤	If –Related to Federal Provision – must Ratified by legislature of half of state by Simple Majority.
By Simple Majority	
➤	Outside scope of Art 368
➤	Establishment of New state, create, change boundary of state
➤	Abolish of creation of legislative council in state
➤	Second schedules – allowance, Privilege on President, governor, speaker & Judges
➤	Salaries & Allowances of Member of Parliament
➤	5 th Schedule, 6 th Schedule
➤	Delimitation of Constituencies
➤	Election of Parliament & State legislature
➤	Union Territories
➤	Use of official language
➤	Citizenship
➤	More jurisdiction of SC
➤	Rule of procedure of Parliament
By Special Majority (2/3)	
➤	FR
➤	DPSP
Special Majority of Parliament and Consent of States	
➤	Election of President & its manner
➤	Extent of executive power of union & state
➤	Distribution of legislature power between Union and state
➤	Power Amendment of Art 368
➤	RPI
➤	7 th Schedule
Important Amendment List	

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➤ 1st Amendment – Added Schedule 9 th (Rules & Regulation)
➤ Governor can be more than one state added by 7 th Amendment
➤ Sindhi Language added by 21 st Amendment
➤ Konkani, Manipur, Nepali added by 71 st Amendment
➤ Dogri, Boda, Maithili, Santhali (DBMS)–language added by 90 th Amendment
➤ Name change – oriya to Odisha by add by 96 th Amendment
➤ 31 st Amendment – Increase seat of Lok sabha
39th Amendment
➤ Right to adequate means of livelihood for all citizens
➤ Equitable distribution materials among community
➤ Equal pay for equal work for men and women
➤ Preservation for healthy development of children under 5 years.
42th Mini Constitution – 1976
➤ 42th Amendment – Add word secular ,socialist and Integration
➤ It is also called “Mini constitution” and added – education , forest , weight & Measure , protection of wild/ Animal under concurrent list
➤ 42th Amendment 1976 – election based on 1971 census till 2000
44th Amendment -1978
➤ To secure Opportunity for healthy development of child (Article 39)
➤ To promote free legal aid to poor (Article 39A)
➤ To take step to secure the participation of workers in management of industries (Article 43A)
➤ To protect & improve the environment & to safeguard & wild life (Art 48A)
➤ Replace Internal disturbance with Armed Rebellion word
➤ In national emergency ,Proclamation start by Lok sabha (1/10 th member submit request to speaker of lok sabha)
➤ Added UCC – uniform civil court (Art 44)
➤ President Rules extended by 1yr after 6 month completed.
➤ Add Fundamental Duties (under article 51A)
➤ Deleted Right of land and placed as ordinary (Article 300A)
Other important amendment
➤ 86 th Amendment – RTE (Rite to education) under Art – 21 - A
➤ 42th Amendment 1976 – election based on 1971 census till 2000
➤ 84 th Amendment of 2001 – election based on 1991 census till 2001
➤ 87 th Amendment of 2003 – election based on 2001 census till 2003
➤ 73 rd Amendment – Panchayat
➤ 74 th Amendment – Municipalities
➤ 91 st Amendment – Total No. of Minister is 15% of total LS but in Delhi – 10%



- 97th Amendment – Add 43 B (Cooperative Society under Art 19 (243 ZH to 243 ZT) under Part IX – B

Other link for study of UPSC-UPPCS

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