

# DAILY CURRENT AFFAIRS

# 1<sup>st</sup> December, 2023

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S.NO. TOPIC		
1. SIMULTANEOUS ELECTIONS		
2. BROADCASTING SERVICES (REGULATION) BILL,2023		
3. PRELIMS POINTERS		
SIMULTANEOUS ELECTIONS		
SOURCE:THE HINDU		
WHY IN NEWS?		
> In September, the Union Government initiated a six-member panel to explore the feasibility of holding		
simultaneous elections for the Lok Sabha, State assemblies, and local bodies.		
This panel is tasked with proposing specific amendments to the Constitution and other legal changes		
required for such an endeavour.		
UNDERSTANDING OF SIMULTANEOUS ELECTIONS:		
About:		
<ul> <li>Normally understood to mean that Elections</li> </ul>		
to all the three tiers of Government – Lok		
Sabha, State Assemblie <mark>s</mark> (Vidhan Sabha) and		
Panchayats/Urban Municipal Bodies happen		
at the same time.		
✓ This means that a voter casts his vote for		
electing members for all tiers of the		
Government on a single day, normally once ONE NATION		
every five years. ONE ELECTION		
✓ Though, for logistics, elections can be		
conducted in a phase-wise manner nation-		
wide as per the existing practice provided		
voters in a particular constituency vote for Lok Sabha + Vidhan Sabha + Third Tier on the same		
day (the day polling is scheduled in his/her constituency).		
History of Simultaneous Elections in India:		
Simultaneous elections to the Lok Sabha and Vidhan Sabhas in India were initially held in 1951-		
52, 1957, 1962, and 1967.		
<ul> <li>However, the schedule for simultaneous elections could not be maintained thereafter, leading to</li> </ul>		
a misalignment in subsequent years.		
<ul> <li>The subsequent General Election to the Lok Sabha was scheduled for 2019, while elections for</li> </ul>		
Vidhan Sabhas in different states were planned for various years, ranging from 2017 to 2021.		
Precedent of Simultaneous Elections in Other Countries:		
> South Africa:		
<ul> <li>South Africa.</li> <li>In South Africa, elections to national and provincial legislatures are held simultaneously for a</li> </ul>		
five-year term.		
<ul> <li>Municipal elections are conducted two years later.</li> </ul>		
<ul> <li>Municipal elections are conducted two years later.</li> <li>Sweden:</li> </ul>		
<ul> <li>Sweden:</li> <li>Sweden conducts elections to its National Legislature (Riksdag), provincial legislature/county</li> </ul>		
council (Landsting), and local bodies/municipal assemblies (Kommunfullmaktige) on a fixed		
date.		
oate. ≻ United Kingdom (U.K.):		
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#### In the U.K., the Fixed-term Parliaments Act, 2011, governs the term of the Parliament.

This act establishes a fixed term for parliamentary elections, contributing to a predictable election schedule.

#### Constitutional and Legal Provisions on Election Terms: RPA, 1951

#### Lok Sabha and State Legislative Assembly Terms:

- ✓ Article 83(2) of the Constitution stipulates a standard term of five years for the Lok Sabha.
- Article 172(1) establishes a similar tenure for State Legislative Assemblies from the date of their first sitting.
- **Flexibility in Terms:**  $\geq$ 
  - Neither Lok Sabha nor State Assemblies have fixed terms and can be dissolved earlier than the stipulated period.
- Limitations on Term Extension:  $\geq$

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- Despite flexibility, the terms of both Lok Sabha and State Assemblies cannot be extended beyond five years, except in emergency situations.
- $\geq$ **Election Commission's Authority:** 
  - The Election Commission of India holds the authority to notify elections for both Lok Sabha and State Legislative Assemblies.
  - This notification occurs six months before the normal terms of the Houses conclude.
- Jurisdiction of State Election Commissions:  $\geq$ 
  - Elections to the third tier, encompassing Panchayats and Urban Municipal Bodies, fall under the jurisdiction of State Subjects.
  - ✓ Therefore, these elections are overseen by State Election Commissions.

#### **ARGUMENT IN SUPPORT OF SIMULTANEOUS ELECTIONS:**

#### Model Code of Conduct (MCC):

- During general elections to Lok Sabha or State Assemblies, the Model Code of Conduct (MCC) is applicable nationwide or in entire states, respectively.
- ✓ MCC suspension of routine administrative activities, development programs, welfare schemes, and capital projects, leading to substantial suspension periods.
- ✓ NITI Aayog's analysis suggests an average MCC period of 2 months for State Assembly elections, causing an estimated applicability of MCC for



about 4 months or more annually in various regions.

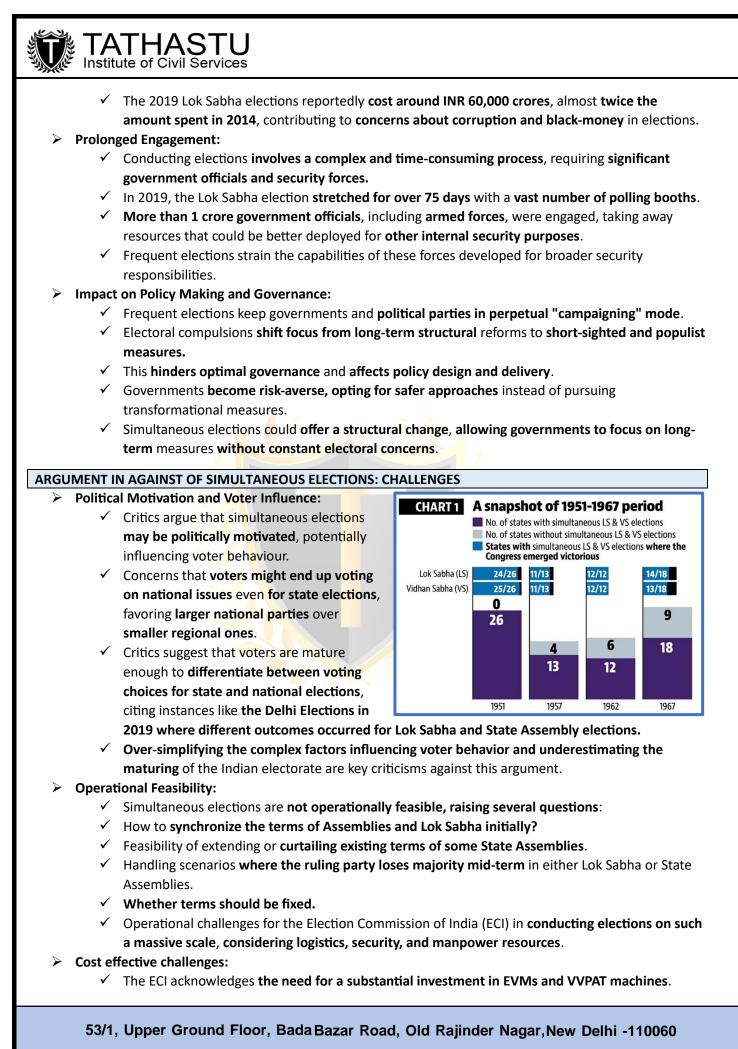
#### **Recurring Expenditures:**

- ✓ Frequent elections lead to substantial recurring expenses for the Indian government (bears 100%) cost of Lok Sabha and 50% of Vidhan Sabha) and state governments (50% of Vidhan Sabha and 100% of third-tier elections).
- $\checkmark$  While **individual election costs may not be exorbitant**, the cumulative effect is significant.
- ✓ Simultaneous elections offer optimization opportunities, reducing costs.
- ✓ The need for continuous fundraising by political parties to sustain the constant cycle is a concern.

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- ✓ Estimated cost for procuring these machines is around Rs 9,284.15 crore.
- Replacement of machines every fifteen years adds to the expenditure.
- ✓ Storing machines between elections increases warehousing costs.
- Financial implications underscore the challenges of implementing simultaneous elections on a large scale.

#### Accountability:

 ✓ Facing the electorate frequently, not just every five years, boosts politicians' accountability.



- ✓ Regular interactions with **voters keep politicians vigilant** and responsive to public concerns.
- ✓ Elections contribute to job creation, especially at the grassroots level.
- ✓ Increased economic activity during elections stimulates the local economy.
- The accountability and economic benefits highlight the positive aspects of facing the electorate more frequently.

#### SUSTAINING SIMULTANEOUS ELECTIONS IN INDIA: KEY RECOMMENDATIONS

- ECI Recommendations for Stability:
  - ✓ The Election Commission of India (ECI) has put forth specific suggestions to enhance stability:
  - No-Confidence Motion: Proposes that any 'no-confidence motion' should also include a 'confidence motion' for a named Prime Minister simultaneously.
  - Preventing Premature Dissolution: In case of a situation where dissolution cannot be avoided, options include the President administering the country or holding fresh elections.

#### Legislative Stability Measures:

- Enhanced Stability: ECI's recommendations aim to make premature dissolutions rare by linking confidence and no-confidence motions.
- Legal Safeguards: The Anti-Defection Act of 1985 and the Supreme Court judgment in the S. R.
   Bommai vs. Union of India case further discourage premature dissolution.

#### Past Instances of Concern:

- Acknowledging past instances of unstable governments and premature dissolutions, the Law
   Commission of India highlights the negative impact on governance and the economy.
- > Addressing Inevitable Dissolutions:
  - Recognizing the possibility of inevitable premature dissolutions, a two-phased simultaneous election approach has been proposed:
    - Tweaking ECI Recommendations: Adjustments have been suggested to the ECI's recommendations to fit the two-phased model.
    - Conceptual Solutions: The proposal envisions addressing unforeseen events by leveraging the two-phase electoral approach.

#### Way Forward for Simultaneous Elections in India:

#### Political Responsibility:

- ✓ Acknowledges the responsibility of the political class to provide an effective governance framework, especially given India's young and demanding population.
- ✓ Highlights the Prime Minister's emphasis on rapid transformation rather than gradual evolution.
- Structural Change Necessity:

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- Argues that the current system of frequent elections hinders the focus on transformative measures due to perpetual campaigning.
- Proposes simultaneous elections as a structural change to break the cycle and enable governments to concentrate on long-term development.
- > Flexibility of the Constitution:
  - Stresses the flexibility of the Constitution to adapt to changing times, urging governments to provide the best governance systems for citizens.
- > Compelling Reasons for Simultaneous Elections:
  - Enumerates the compelling reasons in favour of simultaneous elections, including the suspension of development programs, excessive expenditures, and the impact on policy making and governance.
- > Feasible Implementation Solutions:
  - ✓ Proposes workable solutions for implementing simultaneous elections, addressing issues related to the starting date, synchronization of terms, fixing terms of Assemblies/Lok Sabha, and ensuring continuity.
- > Operational Feasibility:
  - Affirms the operational feasibility of simultaneous elections, highlighting that while there would be incremental pressure on resources, the implementation is clearly viable.
- Call for Consensus:
  - Stresses the need for consensus among key stakeholders, including constitutional experts, think tanks, government officials, and political party representatives.
  - Emphasizes that without a broad consensus, the intent and efficacy of simultaneous elections could be compromised.
- Short-Term Pain for Long-Term Gain:
  - Recognizes that implementing simultaneous elections may cause short-term disruptions but asserts that it is a crucial step toward improved governance and broader electoral reforms.
- Urgent Need for Reform:
  - Underlines the urgent need for reform, positioning simultaneous elections as a critical measure to revitalize Indian polity and governance.

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## **BROADCASTING SERVICES (REGULATION) BILL,2023**

#### SOURCE: THE HINDU

#### WHY IN NEWS?

- The recently released Broadcasting Services (Regulation) Bill is part of a series of attempts to regulate broadcasting comprehensively.
- This analysis explores the **key propositions and concerns within the bill**.  $\geq$
- Traces the historical context, noting previous attempts in 2007 and 1997 to establish an integrated regulatory framework for broadcasting.
- Highlights the recent efforts following a pre-consultation paper on 'National Broadcasting Policy' by the Telecom Regulatory Authority of India (TRAI).

#### **OVERVIEW OF BROADCASTING SERVICES (REGULATION) BILL, 2023:**

Introduction of the Bill:

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- Ministry of Information and Broadcasting releases the draft **Broadcasting Services (Regulation)** Bill, 2023, on November 10.
- ✓ Aims to replace the Cable Television Networks (Regulation) Act of 1995, regulating broadcasting, OTT, Digital Media, DTH, IPTV.
- **Government's Vision:** 
  - The Bill aligns with the Prime Minister's
  - vision for "ease of doing business" and "ease of living." Raises concerns about potential control and regulation, considering the controversy around the IT Rules 2021.
- $\triangleright$ **Digitization Impact:** 
  - Technological advancements, including DTH, IPTV, and OTT platforms, have transformed the broadcasting sector.
  - The existing regulatory framework needs restructuring for ease of business and improved  $\checkmark$ adherence to codes by broadcasters and Distribution Platform Operators.

#### **KEY PROVISIONS OF THE BROADCASTING SERVICES (REGULATION) BILL, 2023:**

- $\geq$ **Consolidated Framework:** 
  - $\checkmark$ Introduces a **unified framework** for **regulating** broadcasting services.
- Expansion to OTT Content:  $\geq$ 
  - Extends regulatory purview to cover Over- $\checkmark$ the-Top (OTT) content and digital news.
- $\geq$ **Contemporary Definitions:** 
  - Updates definitions and provisions to align with emerging technologies.
- $\geq$ Self-Regulation:
  - ✓ Proposes Content Evaluation Committees and a Broadcast Advisory Council for broadcasters to self-regulate.
- **Diversity in Codes:**  $\geq$

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Anybody who broadcasts news and current affairs programmes online as a "systematic business, menforcional or.

professional or commercial activity" is liable to attract the same

obligations as OTT streaming service

There is no change in the status

they [textual news websites] will

of how online news publishers are governed. If they are governed under the IT Rules,

continue to be governed here — a senior govt official familiar with the matter



Decoding the legislation

The proposed Broadcasting Services (Regulation) Bill, 2023, seeks to directly regulate streaming platforms such as

Netflix, Amazon Prime Video and Disney+Hotstar as over-the-top broadcaster, in addition to

regulating terrestrial channels, radio, local cable operators, etc

HO IS EXCLUDED?

Online users who occasionally post news are excluded. For instance, a civilian who decides to stream a riot live will not

A physical newspape and its e-replica

he covered

WHAT IS THE BROADCASTING BILL?



 Introduces different program and advertisement codes for various Broadcasting Network Operators.

#### > Accessibility Measures:

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- ✓ Includes provisions for accessibility measures for persons with disabilities.
- Statutory Penalties:
  - ✓ Establishes statutory penalties for non-compliance.

#### THE ADVANTAGES OF THE BROADCASTING SERVICES REGULATIONS BILL 2023:

#### > Facilitating Business Transactions:

- Emphasizes Dispute Resolution mechanisms to enhance ease of doing business in the broadcasting sector.
- > Digital India Boost:
  - ✓ Supports technological advancements and service evolution, contributing to the 'Digital India' initiative.
- Streamlining 'Right of Way':
  - Simplifies the process for cable operators to obtain permissions for network expansion in new areas.
- Encouraging Infrastructure Sharing:
  - Promotes benefits similar to telecom operators, fostering infrastructure sharing among broadcasters.
- Self-Regulation Empowerment:
  - Establishes Content Evaluation Committees for self-certification, providing autonomy to the broadcasting industry.
- Advancing Accessibility:
  - Enhances accessibility for persons with disabilities through subtitles, audio descriptors, and sign language, contributing to ease of living.
- Consumer Empowerment:
  - Provides consumers with a transparent and accountable grievance redressal mechanism, empowering them.
- Fostering Content Diversity:
  - Encourages the creation of a diverse and inclusive content ecosystem that reflects India's rich cultural tapestry.

#### CONCERNS OF THE BROADCASTING SERVICES REGULATIONS BILL 2023:

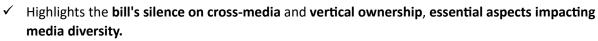
- Inclusion of OTT Content Suppliers:
  - Raises concerns about the bill including Over-the-Top (OTT) content suppliers in the definition of broadcasting services, overlapping with discussions initiated by the Ministry of Electronics and Information Technology (MEITy).
- Impact on News Media:
  - Expresses concerns about the bill's expanded definition of broadcasting affecting journalists and news outlets outside large television networks.
  - **Content Evaluation Committee:**
- expanded definition and news outlets t Evaluation Committee' for self-certification of news
- Questions the necessity of a 'Content Evaluation Committee' for self-certification of news programming, emphasizing the role best left to individual news outlets.
- Silence on Ownership Issues:

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#### > Lack of Independent Broadcast Regulator:

 ✓ Notes the absence of an independent broadcast regulator, proposing a 'Broadcast Advisory Council' instead, raising autonomy and capacity concerns.

#### Government Empowerment:

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 Expresses concerns over government empowerment to inspect broadcasters without prior notice, impound equipment, and curtail broadcasting in undefined "public interest."

#### WAY FORWARD:

#### Proposals for Advancing Broadcasting Regulations:

- Legislative Overhaul:
  - Propose a new broadcasting law that consolidates and modernizes the existing regulatory framework.
  - ✓ Address the convergence of traditional broadcasting and online streaming services.
  - Clearly define roles and responsibilities for stakeholders, including broadcasters, cable operators, and content aggregators.
- Stakeholder Collaboration:
  - Establish consistent and meaningful consultations with industry stakeholders such as broadcasters, content creators, civil society organizations, and consumer groups.
  - ✓ Solicit feedback on **proposed regulations to ensure a well-informed** and balanced approach.
  - Encourage collaboration to tackle emerging challenges and leverage opportunities in the broadcasting sector.

#### Technology Adaptability:

- Develop a flexible regulatory framework that adapts to rapid advancements in broadcasting technologies.
- Create monitoring mechanisms to assess the impact of new technologies on the broadcasting landscape.
- Ensure regulations support innovation and facilitate the growth of new media services.
- Content Classification and Ratings:
  - Implement a robust content classification and rating system to safeguard minors and vulnerable audiences from harmful content.
  - Establish clear guidelines for content producers and broadcasters to ensure compliance with standards.
  - ✓ **Empower viewers with informed choices regarding the content** they choose to consume.
  - Independent Regulatory Oversight:
    - ✓ Strengthen the independence and autonomy of the **broadcasting regulatory authority**.
    - ✓ Ensure the regulator possesses adequate resources and expertise for effective mandate execution.
    - ✓ Promote **transparency and accountability** in the regulatory process.

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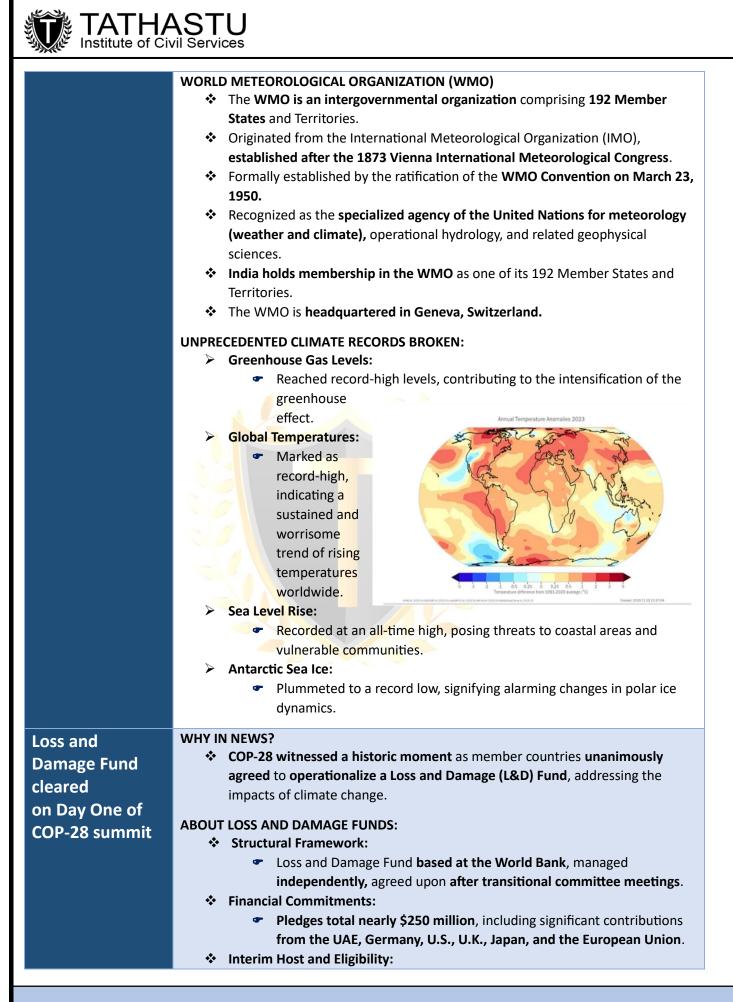
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## PRELIMS POINTERS:

ТОРІС	DISCRIPTION
India set to	WHY IN NEWS?
launch	The Indian Space Research Organisation (ISRO) has unveiled plans for its
X-ray	maiden X-ray Polarimeter Satellite (XPoSat), aiming to explore the
Polarimeter	polarization of intense X-ray sources.
	This initiative signifies a significant advancement in India's space-based X-ray
Satellite, says	astronomy capabilities, introducing a novel dimension to the study of X-ray
ISRO	sources.
	ABOUT THE SATELLITE:
	The XPoSat is scheduled for launch via the Polar Satellite Launch Vehicle
	from the Satish Dhawan Space Centre in Sriharikota, although the specific
	date remains undisclosed.
	Designed for observation from a low Earth orbit, the satellite will orbit at an
	altitude of 650 km with a low inclination of approximately six degrees.
	FEATURES OF THE SATELLITE:
	✤ Scientific Payloads:
	The XPoSat carries two scientific payloads for simultaneous studies of
	temporal, spectral, and polarization features of bright X-ray sources.
	Mission Objectives:
	<ul> <li>Measurement of X-ray polarization in the 8-30 keV energy band.</li> </ul>
	<ul> <li>Long-term spectral and temporal studies of cosmic X-ray sources in</li> </ul>
	the <b>0.8-15 keV energy band.</b>
	* Mission Life:
	<ul> <li>Anticipated mission life is approximately five years.</li> </ul>
	Primary Payload (POLIX):
	<ul> <li>Measures polarimetry parameters, specifically the degree and angle</li> </ul>
	of polarization.
	<ul> <li>Operates in the medium X-ray energy range of 8-30 keV photons.</li> <li>Developed by the Raman Research Institute, Bengaluru, with ISRO</li> </ul>
	support.
	Secondary Payload (XSPECT):
	<ul> <li>Provides spectroscopic information within the energy range of 0.8-15</li> </ul>
	keV.
	<ul> <li>Developed by the U.R. Rao Satellite Centre, ISRO.</li> </ul>
2023 will be	WHY IN NEWS? The United Nations' World Meteorological Organization (WMO) has declared
hottest year	2023 as the hottest year ever recorded, sounding an urgent alarm for
ever recorded,	immediate action to combat global warming and its catastrophic
says UN body	consequences.
	The WMO highlighted a multitude of shattered climate records in 2023,
	accompanied by extreme weather events that have left a "trail of devastation
	and despair."

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- World Bank serves as interim host for four years; open to applications from all developing countries, with voluntary contributions encouraged.
- Allocations for Specific Categories:
  - Designated percentage for Least Developed
     Countries and Small
     Island Developing States.

## RECENT ACTIONS ON LOSS AND DAMAGE IN COP-28:



- Positive Start and Momentum:
  - Initiation of fund on COP-28's first day seen as positive, setting a favorable tone for conference discussions.
  - Climate Change Cost Insights:
    - University of Delaware study reveals \$1.5 trillion cost of climate change in 2022, impacting developing nations.
- Sustainability Concerns:
  - While a milestone, concerns raised about long-term sustainability without a defined replenishment cycle.
- Acknowledgment from India:
  - India acknowledges UN Presidency's role, expresses gratitude for facilitating fund initiation, and highlights its contributions during committee meetings.

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