

भारत का राजपत्र **The Gazette of India**

प्रसाधारण

EXTRAORDINARY

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PART II—Section 1

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No. 58] NEW DELHI, SATURDAY, DECEMBER 27, 1969/PAUSA 6, 1891 SAKA

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह भलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation

MINISTRY OF LAW

(Legislative Department)

New Delhi, the 27th December, 1969/Pausa 6, 1891 (Saka)

The following Acts of Parliament received the assent of the President on the 27th December, 1969, and are hereby published for general information:—

THE PUNJAB LEGISLATIVE COUNCIL (ABOLITION)

ACT, 1969

No. 46 OF 1969

[27th December, 1969]

An Act to provide for the abolition of the Legislative Council of the State of Punjab and for matters supplemental, incidental and consequential thereto.

BE it enacted by Parliament in the Twentieth Year of the Republic of India as follows:—

1. (1) This Act may be called the Punjab Legislative Council (Abolition) Act, 1969. Short title and commencement.
- (2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.
2. In this Act, unless the context otherwise requires.— Definitions.
 - (a) "appropriate Government" means, as respects a law relating to a matter enumerated in List I in the Seventh Schedule to the Constitution, the Central Government, and as respects any other law, the State Government;

(b) "article" means an article of the Constitution;

(c) "Council" means the Legislative Council of the State of Punjab;

(d) "law" includes any enactment, Ordinance, regulation, order, bye-law, rule, scheme, notification or other instrument having the force of law in the whole or any part of the State of Punjab;

(e) "Legislative Assembly" means the Legislative Assembly of the State of Punjab.

Abolition
of the
Council.

3. (1) The Legislative Council of the State of Punjab is hereby abolished.

(2) On the abolition of the Council, every member thereof shall cease to be such member.

Amend-
ment of
article
168.

4. In sub-clause (a) of clause (1) of article 168, the word ", Punjab," shall be omitted.

Amend-
ment of
Act 43 of
1950.

5. In the Representation of the People Act, 1950,—

(a) in the Third Schedule, entry No. 7 relating to Punjab shall be omitted;

(b) in the Fourth Schedule, the heading "Punjab" and the entries thereunder shall be omitted.

Repeal
of Deli-
mitation
of
Council
Consti-
tuencies
(Punjab)
Order,
1951.

6. The Delimitation of Council Constituencies (Punjab) Order, 1951, is hereby repealed.

Provi-
sion as to
pending
Bills.

7. (1) A Bill pending in the Council immediately before the commencement of this Act which has not been passed by the Legislative Assembly shall lapse on the abolition of the Council.

(2) A Bill pending in the Council immediately before the commencement of this Act which has been passed by the Legislative Assembly shall not lapse on the abolition of the Council, but on such abolition shall be deemed to have been passed before such commencement by both Houses of the Legislature of the State of Punjab in the form in which it was passed by the Legislative Assembly.

(3) If a Bill which having been passed by the Legislative Assembly is, before the commencement of this Act, either rejected by the Council or passed by the Council with amendments, the Legislative Assembly may, after such commencement, pass the Bill again with or without such amendments, if any, as have been made by the Council and the Bill so passed shall be deemed to be a Bill introduced in and passed by the Legislative Assembly after the commencement of this Act.

8. The appropriate Government may, before the expiration of one year from the commencement of this Act, by order, make such adaptations and modifications of any law made before such commencement, whether by way of repeal or amendment as may be necessary or expedient in consequence of the abolition of the Council under section 3, and thereupon every such law shall have effect subject to the adaptations and modifications so made.

Power to
adapt
laws

9. Notwithstanding that no provision or insufficient provision has been made under section 8 for the adaptation or modification of a law made before the commencement of this Act, any court, tribunal or authority required or empowered to enforce such law may construe the law in such manner, without affecting the substance, as may be necessary or proper on account of the abolition of the Council, in regard to the matter before the court, tribunal or authority.

Power to
construe
laws.

THE SALARIES AND ALLOWANCES OF MINISTERS (AMENDMENT) ACT, 1969

No. 47 of 1969

[27th December, 1969]

An Act further to amend the Salaries and allowances of Ministers Act, 1952.

BE it enacted by Parliament in the Twentieth Year of the Republic of India as follows:—

1. (1) This Act may be called the Salaries and Allowances of Ministers (Amendment) Act, 1969.

Short title
and
commence-
ment.

(2) It shall be deemed to have come into force on the 1st day of November, 1966.

58 of 1952.

2. Section 4 of the Salaries and Allowances of Ministers Act, 1952 shall be re-numbered as sub-section (1) thereof and,—

Amendment
of Section 4.

(i) in sub-section (1) as so re-numbered for the words “fifteen days”, the words “one month” shall be substituted; and

(ii) after sub-section (1) as so re-numbered and before the *Explanation*, the following sub-section shall be inserted, namely:—

“(2) In the event of the death of the Minister, his family shall be entitled to the use of the furnished residence occupied by the Minister—

(a) for a period of one month immediately after his death, without payment of rent and no charge shall fall on

the family of the Minister in respect of the maintenance of such residence, and

(b) for a further period of one month, on payment of rent at such rates as may be prescribed by rules made in this behalf by the Central Government and also charges in respect of electricity and water consumed in that residence during such further period."

N. D. P. NAMBOODIRIPAD,
Joint Secy. to the Govt. of India.

ERRATA

In the Gazette of India, Extraordinary, Part II, Section 1, dated March 27, 1968,—

1. In the Appropriation (Railways) Act, 1968 (8 of 1968), page 119, in line 2 of the long title *omit* "further".
2. In the Appropriation (Railways) No. 2 Act, 1968 (9 of 1968), page 121, in the marginal heading to section 2, *for* "Issue of" *read* "Issue of Rs. 23,60,94,000"

In the West Bengal Appropriation Act, 1968 (13 of 1968) as published in the Gazette of India, Extraordinary, Part II, Section 1, dated March 28, 1968, page 134, before "(See sections 2 and 3)" *read* "THE SCHEDULE"

In the Uttar Pradesh Appropriation (No. 2) Act, 1968 (20 of 1968) as published in the Gazette of India, Extraordinary, Part II, Section 1, dated May 14, 1968; in the Schedule,—

Page 261—

- (i) against Vote No. 14, in column 3, under "Voted by Parliament", *for* 3, 23, 53, 10" *read* "3, 23, 53, 100"; and
- (ii) against Vote No. 25, in column 3, under "Charged on the Consolidated Fund", *for* "500" *read* "2,500"

In the Bihar and Uttar Pradesh (Alteration of Boundaries) Act, 1968 (24 of 1968) as published in the Gazette of India, Extraordinary, Part II, Section 1, dated May 22, 1968.—

Page 294—

- (i) Para 5, line 28, *for* "Saphi" *read* "Sapahi"; and
 - (ii) Para 6, line 3, *for* "43" *read* "49"
- Page 296—Para 2, line 6, *for* "21°" *read* "21".

In the Civil Defence Act, 1968 (27 of 1968) as published in the Gazette of India, Extraordinary, Part II, Section 1, dated May 24, 1968, page 327, in sub-section (2) of section 18, *omit* the words "matters referred to in sub-clause (i);" occurring at the end.

In the Indian Coinage (Amendment) Act, 1968 (28 of 1968) as published in the Gazette of India, Extraordinary, Part II, Section 1, dated August 7, 1968, page 445, in the Notification, for "the 7th August, 1968" read "the 6th August, 1968".

In the Appropriation (Railways) No. 4 Act, 1968 (38 of 1968) as published in the Gazette of India, Extraordinary, Part II, Section 1, dated August 30, 1968, page 495, section 3, line 4, for "Scheduled" read "Schedule".

In the Gazette of India, Extraordinary, Part II, Section 1, dated August 30, 1968, at page 503, for "No. 53] NEW DELHI, SATURDAY, AUGUST 31, 1968/BHADRA 9, 1890" read "No. 53] NEW DELHI, FRIDAY, AUGUST 30, 1968/BHADRA 8, 1890".

In the Gazette of India, Extraordinary, Part II, Section 1, dated August 30, 1968,—

1. In the Appropriation (No. 4) Act, 1968 (42 of 1968), page 506, section 3, line 3, for "demed" read "deemed".
2. In the Uttar Pradesh Appropriation (No. 3) Act, 1968 (43 of 1968), Page 509,—
 - (a) in the heading for "APPRO IATION" read "APPROPRIATION";
 - (b) in the long title,—
 - (i) line 1, for "furthe" read "further";
 - (ii) line 2, for "State o" read "State of".

In the Gold (Control) Act, 1968 (45 of 1968) as published in the Gazette of India, Extraordinary, Part II, Section 1, dated September 1, 1968,—

- Page 534—Clause (a) of sub-section (2) of section 16, line 1, for "owned by minor or a unatic" read "owned by a minor or a lunatic";
- Page 535—Sub-section (3) of section 16, line 10, for "or" read "on";
- Page 577—Section 117, line 2, for "order" read "order".

In the Gazette of India, Extraordinary, Part II, Section 1, dated September 2, 1968,—

1. In the Insecticides Act, 1968 (46 of 1968),—

Page 589—Section 19, line 4, for "Analysis" read "Analysts";

Page 599—Line 4, for "Insecticides" read "Insecticide";

Page 603—Line 29, for "7-epoxy-1;4a:5:5" read "7-epoxy-1:4a:5:";

Page 604—line 3, from bottom, for "Methovy" read "Methoxy" and for "mereury" read "mercury".
2. In the border Security Force Act, 1968 (47 of 1968),—

Page 618—

 - (i) line 1, for "enroled" read "enrolled";
 - (ii) section 24, line 10, for "be liable, if he has" read "be liable to suffer";
 - (iii) section 27, line 10, for "be liable, to suffer" read "be liable, if he has";

Page 619—Clause (f) of section 30, line 1, for “of” read “to”;

Page 621—Clause (a) of section 35, line 4, for “making or” read “making of”;

Page 623—Clause (d) of section 41, line 2, after “appears” insert “,”;

Page 640—Sub-section (2) of section 97, line 2, for “an” read “as”;

Page 649—Line 4, after “pardon” insert “,”.

In the Appropriation (Railways) No. 6 Act, 1968 (55 of 1968) as published in the Gazette of India, Extraordinary, Part II, Section 1, dated December 26, 1968; page 761, in the heading, for “BILL” read “ACT”.

In the Banking Laws (Amendment) Act, 1968 (58 of 1968) as published in the Gazette of India, Extraordinary, Part II, Section 1, dated December 28, 1968,—

Page 779—for “DECEMBER 82, 1968” read “DECEMBER 28, 1968”;

Page 788—in the marginal heading to section 6, for “24” read “21”;

Page 790—in the marginal heading to section 15, omit “section”.

In the Insurance (Amendment) Act, 1968 (62 of 1968) as published in the Gazette of India, Extraordinary, Part II, Section 1, dated December 31, 1968,—

Page 865—in the marginal heading to new section 34E, insert “of Controller.” at the end;

Page 876—

(i) Line 2, for “determental” read “detrimental”;

(ii) Line 11, for “arnd” read “and”;

Page 883—insert “Insertion of new Parts 11B and 11C.” as marginal heading to section 29.