

ORISSA ACT 17 OF 1984

***THE ARBITRATION (ORISSA AMENDMENT) ACT, 1984**

[Received the assent of the President on the 13th July 1984, first published in an extraordinary issue of the *Orissa Gazette*, dated the 21st July 1984.]

AN ACT TO AMEND THE ARBITRATION ACT, 1940 IN ITS APPLICATION TO THE STATE OF ORISSA

BE it enacted by the Legislature of the State of Orissa in the Thirty-fifth Year of the Republic of India, as follows :—

Short title and commencement.

1. (1) This Act may be called the Arbitration (Orissa Amendment) Act, 1984.

(2) It shall be deemed to have come into force on the 26th day of March, 1983.

Amendment of Section 2.

2. In Section 2 of the Arbitration Act, 1940 (hereinafter referred to as the principal Act),—

(i) for clause (a-1) the following clause shall be substituted, namely :—

“(a-1) “Arbitration Tribunal” means the Tribunal constituted under sub-section (2) of Section 41-A.”;

(ii) to clause (f), the words, brackets and figures “including the Orissa State Electricity Board constituted under the Electricity (Supply) Act, 1948” 54 of 1948 shall be added at the end.

Amendment of Section 41-A.

3. In Section 41-A of the principal Act,—

(i) to sub-section (1) the following proviso shall be added, namely :—

“Provided that reference to arbitration of the disputes specified in sub-section (1) involving claims of rupees one crore or above may be made by the State Government to a Special Arbitration Tribunal comprising of one or more retired High Court Judges, as may be constituted by State Government from time to time.”;

(ii) for sub-section (5) the following sub-section shall be substituted, namely:—

“(5) The business of the Arbitration Tribunal or Special Arbitration Tribunal shall be conducted in such manner as the Tribunal may determine and awards made and signed shall be supported by reasons.”;

(iii) to sub-section (7) the following proviso shall be added, namely:—

“Provided that the State Government may by order in writing direct that the arbitration proceedings relating to disputes and claims involving rupees one crore or above, pending before any Arbitrator or Board of Arbitrators on the date of the commencement of the Arbitration (Orissa Amendment) Act, 1982 shall be transferred to any Special Arbitration Tribunal constituted under the proviso to sub-section (1) for disposal in accordance with law.”.

Orissa Act 3
of 1983.