

## ORISSA ACT 18 OF 1981

## THE ORISSA GOVERNMENT LAND SETTLEMENT (AMENDMENT) ACT, 1981

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## ORISSA ACT 18 OF 1981

**THE ORISSA GOVERNMENT LAND SETTLEMENT (AMENDMENT) ACT, 1981**

[Received the assent of the Governor on the 6th May 1981, first published in an extraordinary issue of the Orissa Gazette, dated the 8th May 1981.]

## AN ACT TO AMEND THE ORISSA GOVERNMENT LAND SETTLEMENT ACT, 1962

**B**E it enacted by the Legislature of the State of Orissa in the Thirty-second Year of the Republic of India, as follows:—

- Short title      1. This Act may be called the Orissa Government Land Settlement (Amendment) Act, 1981.
- Amendment of section 2.      2. In section 2 of the Orissa Government Land Settlement Act, 1962 (hereinafter Orissa Act referred to as the principal Act) after clause (b), the following new clause shall be inserted, namely:—
- “(b-1) ‘landless agricultural labourer’ means a person who has no profitable means of livelihood other than agriculture and who owns no land excluding his homestead;”.
- Amendment of section 3.      3. In section 3 of the principal Act,—
- (a) after sub-section (2), the following new sub-section shall be inserted, namely:—
- “(2-a) The maximum extent of land to be settled under this section with any person for purposes of agriculture or for purposes of homestead shall be such as may be determined by Government from time to time.”.
- (b) in clause (d) of sub-section (3), the word “contiguous” shall be deleted.
- Amendment of section 3-B.      4. In section 3-B of the principal Act, sub-section (2) shall be deleted.
- Amendment of section 4.      5. To section 4 of the principal Act, the following proviso and explanation shall be added, namely:—
- “Provided that nothing in this section shall apply to any char land which may form part of the holding of a riyat under section 21 of the Orissa Land Reforms Act, 1960. Orissa Act 16 of 1960
- Explanation*—for the purposes of this section—
- (a) “char” means a gradual accretion to the bank formed by alluvial deposits in a river;
- (b) ‘diara’ means an island formed in the bed of a river or any land formed by the recession of a river.”.

Amendment  
of section  
7-A.

6. In section 7-A of the principal Act,—

(a) in sub-section (1), after the words "made under that sub-section", the words "or under sub-section (3)" shall be inserted;

(b) for sub-section (3) excluding the provisos thereto, the following sub-section shall be substituted, namely:—

"(3) The Collector may of his own motion or otherwise call for and examine the records of any proceedings in which any authority sub-ordinate to it has passed an order under this Act for the purpose of satisfying himself that any such order was not passed under a mistake of fact or owing to a fraud or misrepresentation or on account of any material irregularity of procedure and may pass such order thereon as he thinks fit;"

Amendment  
of section  
8-A.

7. In section 8-A of the principal Act, for clause (e) of sub-section (2), the following clause shall be substituted, namely:—

"(e) the procedure to be followed in the settlement of land and in the disposal of appeals and revision; and;"