

ORISSA ORDINANCE No. 6 OF 1977

**THE ORISSA MUNICIPAL COUNCILS (REDUCTION OF TERM OF OFFICE)
ORDINANCE, 1977**

[Promulgated by the Governor on the 20th August 1977, published in an extraordinary issue of the Orissa Gazette, dated the 22nd August 1977]

AN

ORDINANCE

TO PROVIDE FOR THE REDUCTION OF THE TERM OF OFFICE OF CERTAIN MUNICIPAL COUNCILS AND NOTIFIED AREA COUNCILS OF THE STATE AND FOR MATTERS INCIDENTAL THERETO

WHEREAS the Legislature of the State of Orissa is not in session ;

AND WHEREAS the Governor of Orissa is satisfied that circumstances exist which render it necessary for him to take immediate action to provide for the reduction of the term of certain Municipal and Notified Area Councils of the State.

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of Article 213 of the Constitution of India, the Governor of Orissa is pleased to make and promulgate the following Ordinance in the Twenty-eight Year of the Republic of India :—

Short title,
extent and
commence-
ment.

1. (1) This Ordinance may be called the Orissa Municipal Councils (Reduction of term of Office) Ordinance, 1977.

(2) It shall extend to the whole of the State of Orissa.

(3) It shall come into force at once.

Definitions.

2. In this Ordinance, unless the context otherwise requires,—

(a) "Municipal Act" means the Orissa Municipal Act, 1950 ;

Orissa Act
23 of 1950.

(b) "municipal council" means a Municipal Council constituted under the Municipal Act and shall include a notified area council constituted thereunder ;

(c) words and expressions used in this Ordinance, but not defined herein, shall have the same meaning as assigned to them respectively, under the Municipal Act.

Reduction of
term of
office.

3. Notwithstanding anything contained in the Municipal Act, the State Government may, by notification, direct that the term of office of the councillors of all the Municipal Councils of the State as extended by the direction issued by the State Government under sub-section (6) of section 41 of the Municipal Act and published with the notification of the State Government in the Urban Development Department No. S. R. O. 319, dated the 17th May 1977, be reduced by such period as they deem fit.

Consequences of reduction of term of office.

4. Upon reduction of the term of office of the councillors of the Municipal Councils by a direction issued under section 3,—

- (a) the provisions contained in sub-section (4) of section 41 of the Municipal Act shall apply to the said Municipal Councils, with effect from the date of expiry of the term of office of the councillors thereof ;
- (b) the election or nomination, as the case may be, of the councillors for reconstitution of the said Municipal Councils shall be held in accordance with the provisions of the Municipal Act on such date within a period of four months from the date of expiry of the term of office of the councillors, as may be directed by the State Government ; and
- (c) the Municipal Councils so reconstituted shall, for all purposes, be deemed to have been constituted under and be governed by the provisions of the Municipal Act and the Rules made thereunder.

H. SINGH BRAR

DATED THE 20TH AUGUST, 1977

GOVERNOR OF ORISSA