

ODISHA ACT 7 OF 1940
THE ODISHA LEGISLATIVE ASSEMBLY (WAR SERVICE) ACT, 1940
(23rd July 1940)

AN ACT TO PREVENT MEMBERSHIP OF ANY OF HIS MAJESTY'S FORCES OR THE HOLDING OF AN OFFICE UNDER THE DEFENCE DEPARTMENT IN CONNECTION WITH THE PRESENT WAR BEING A DISQUALIFICATION FOR MEMBERSHIP OF THE ODISHA LEGISLATIVE ASSEMBLY.

WHEREAS it is expedient to prevent membership of any of His Majesty's Forces or the holding of an office under the Defence Department in connection with the present war being a disqualification for membership of the Orissa Legislative Assembly;

The Governor of Orissa, in exercise of the legislative powers assumed to himself by Proclamation, dated the 6th November 1939, under section 93 of the Government of India Act, 1935, hereby enacts as follows:—

Short title and
duration.

1. (1) This Act may be cited as the Orissa Legislative Assembly (War Service) Act, 1940.

(2) Subject to the provisions of subsection (4) of section 93 of the Government of India Act, 1935, this Act shall continue in force until the termination of the present state of war and for such period not exceeding twelve months thereafter as the Provincial Government may by notification in the official Gazette

appoint, and shall then expire except as respects things previously done or omitted to be done.

(3) For the purpose of the preceding sub-section the date of the termination of the present state of war shall be determined by a notification of the Provincial Government in the official Gazette.

Prevention of
disqualification.

2. During such time as this Act continues in force a person shall not be disqualified for being chosen as or for being a member of the Orissa Legislative Assembly by reason only that, as a member of any of His Majesty's Forces or as a holder of an office under the Defence Department of the Central Government, he holds any office of profit under the Crown in India.