

ORISSA ACT 3 OF 1980

THE ORISSA MUNICIPAL COUNCILS (POSTPONEMENT OF ELECTION) ACT, 1980

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*** THE ORISSA MUNICIPAL COUNCILS (POSTPONEMENT OF ELECTION) ACT, 1980**

[*Received the assent of the Governor on the 15th July 1980, first published in an extraordinary issue of the Orissa Gazette, dated the 16th July 1980*]

AN ACT TO PROVIDE FOR THE POSTPONEMENT OF ELECTIONS TO CERTAIN MUNICIPAL COUNCILS OF THE STATE

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

Short title and commencement.

1. (1) This Act may be called the Orissa Municipal Councils (Postponement of Election) Act, 1980.

(2) It shall be deemed to have come into force on the 14th November, 1979.

Definitions

2. In this Act, 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 Act shall have the same meaning as assigned to them respectively, under the Municipal Act.

Postponement of General Election in certain Municipal Councils.

3. Notwithstanding anything contained in the Municipal Act or in any rules or orders made or issued thereunder—

(a) all proceedings or actions, excepting actions taken for delimitation of wards and reservation of seats in favour of persons belonging to the Scheduled Castes and Scheduled Tribes, taken in furtherance of holding general elections for the reconstitution of the Municipal Councils specified in Schedule are hereby cancelled; and

(b) the general election for the reconstitution of the Municipal Councils specified in Schedule A and Schedule B shall be held in accordance with the provisions of the Municipal Act and the rules made thereunder on such date, not being later than the 30th November, 1980, as may be fixed by the State Government and the election so held shall, for all purposes, be deemed to be a general election held under that Act.

Validation of
certain
actions.

4. Notwithstanding the cesser of operation of the Orissa Municipal Councils (Postponement of Election) Ordinance, 1979, any notification issued, anything done or any action taken under the provisions of the Municipal Act at any time after the 14th day of November, 1979 for the purpose of holding general elections for the reconstitution of the Municipal Councils specified in Schedule A and Schedule B shall continue to be as valid and effective, or be deemed to be as valid and effective, as the case may be, as if the provisions of this Act were in force at all material times.

Orissa
Ordinance
No. 18 of
1979.

Repeal and
Savings.

5. (1) The Orissa Municipal Councils (Postponement of Election) Ordinance, 1980, is hereby repealed.

Orissa Ordinance No. 2 of 1980.

(2) Notwithstanding such repeal, anything done or any action taken under the said Ordinance shall be deemed to have been done or taken under this Act.

SCHEDULE 'A'

1. Chikiti Notified Area Council
2. Pipili Notified Area Council
3. Udala Notified Area Council
4. Purusottampur Notified Area Council
5. Banpur Notified Area Council
6. Jagatsinghpur Notified Area Council
7. Buguda Notified Area Council
8. Kendrapara Municipal Council
9. Jharsuguda Municipal Council

SCHEDULE 'B'

1. Tarva Notified Area Council
2. Bhuban Notified Area Council
3. Nimapara Notified Area Council
4. Hirakud Notified Area Council
5. Deogarh Municipal Council
6. Bhubaneswar Municipal Council
7. Sambalpur Municipal Council