

ORISSA ORDINANCE No. 15 OF 1984

**ORISSA MUNICIPAL COUNCILS (POSTPONEMENT OF ELECTIONS)
(No. 2) ORDINANCE, 1984**

[Promulgated by the Governor on the 30th December 1984, published in an extraordinary issue of the *Orissa Gazette*, dated the 31st December 1984.]

AN

ORDINANCE

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

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 for the Postponement of Elections to certain Municipal Councils in 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 Thirty-fifth Year of the Republic of India —

Short title
and
commence-
ment.

1 (1) This ordinance may be called the Orissa Municipal Councils (Postponement of Elections) (No. 2) Ordinance, 1984.

(2) It shall come into force at once

Definitions

2. (1) In this ordinance, unless the context otherwise requires,—

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

(b) "Municipal Council" means a Municipal Council constituted under the Municipal Act and shall include Notified Area Council constituted thereunder.

Orissa Act
23 of 1950.

(2) 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*.

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

(a) all proceedings or actions, excepting those actions taken for delimitation of wards and reservation of seats for members of Scheduled Castes and Scheduled Tribes taken in furtherance of holding general elections for the reconstitution of Municipal Councils as specified in column (2) of the schedule appended hereto are hereby cancelled; and

(b) the general election for the reconstitution of the said councils shall be held in accordance with the provisions of the *Municipal Act* and the Rules made there under on such date, not being later than the 31st December 1985, as may be fixed by the State Government and the elections so held, shall, for all purposes, be deemed to be a general election held under the said Act.

4. The persons or the body of persons as specified in Column (3) in respect of the corresponding Municipal councils as mentioned in column (2) of the Schedule are hereby empowered to exercise all the powers and perform all the functions of the Councils and its Chairman under the provisions of the *Municipal Act* and Rules made thereunder, until otherwise ordered by the State Government, till the succeeding elected council and its Chairman take office or the 31st December, 1985, whichever is earlier.

5. The Puri Municipal Council (Holding of Election and validation) Act, 1984 is hereby repealed.

Orissa Act
22 of 1984.

Postponement general election in Municipal Councils.

Performance of the duties of Council & Chairman.

Repeal

SCHEDULE

Sl. No.	Name of the Council	Persons or body of persons empowered to exercise powers and perform the duties of Council and Chairman
(1)	(2)	(3)
1	Banki Notified Area Council	.. Subdivisional Officer, Banki
2	Bhadrak Notified Area Council	.. Subdivisional Officer, Bhadrak
3	Jaleswar Notified Area Council	.. Subdivisional Officer, Sadar Balasore
4	Kavisuryanagar Notified Area Council	.. Subdivisional Officer, Chhatrapur
5	Aska Notified Area Council	.. Subdivisional Officer, Bhanjanagar
6	Barapali Notified Area Council	.. Subdivisional Officer, Bargarh
7	Brajaraj nagar Notified Area Council	.. Subdivisional Officer, Jharsuguda
8	Patnagarh Notified Area Council	.. Subdivisional Officer, Patnagarh
9	Gunupur Notified Area Council	.. Subdivisional Officer, Gunupur
10	Joda Notified Area Council	.. Subdivisional Officer, Champua
11	Bolangir Municipal Council	.. District Magistrate, Bolangir
12	Puri Municipal Council	.. District Magistrate, Puri
13	Barbil Municipal Council	.. Subdivisional Officer, Champua
14	Rourkela (civil township) Notified Area Council.	.. Council appointed in H. & U. D. Department Notifications No. 49888-HUD., dated 22th November 1983 read with No. 45364-HUD., dated 22th November 1984.

B. N. PANDE

GOVERNOR OF ORISSA

Dated the 30th December, 1984