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ORISSA ACT 16 OF 1967

**THE ORISSA GRAMA PANCHAYAT (SECOND AMENDMENT)
ACT, 1967**

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AN ACT TO AMEND THE ORISSA GRAMA PANCHAYAT ACT, 1964

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

Short title * 1. This Act may be called the Orissa Grama Panchayat (Second Amendment) Act, 1967.

Omission of sections 69, 78, 79, 80, 81 and 82, Orissa Act 1 of 1965. 2. Sections 69, 78, 79, 80, 81 and 82 of the Orissa Grama Panchayat Act, 1964 (hereinafter referred to as the principal Act) shall be omitted. **Orissa Act 1 of 1965.**

Amendment of section 83, Orissa Act 1 of 1965. 3. In section 83 of the principal Act—

(a) clauses (a) and (b) shall be omitted;

(b) for clause (c) the following clause shall be substituted, namely:—

“(c) a latrine or conservancy tax payable by the occupiers or owners of lands and buildings situated within the limits of the Grama in respect of private latrines, privies or cesspools or in respect of premises or compounds cleaned by the Panchayat agency at such rates as may be prescribed subject to a maximum of six rupees per year;”

(c) for clause (f) the following clause shall be substituted, namely:—

“(f) a drainage tax payable by the owners of lands and buildings situated within the limits of the Grama, where a system of drainage has been introduced by the Grama Panchayat, at such rates as may be prescribed subject to a maximum of three rupees per year;”

Omission of sections 84 to 88, Orissa Act 1 of 1965. 4. Sections 84 to 88 of the principal Act shall be omitted.

Amendment of section 89, Orissa Act 1 of 1965. 5. For section 89 of the principal Act the following section shall be substituted, namely:—

Registration of Vehicles. “89. (1) The Grama Panchayat shall have the power to require any of the vehicles specified in the Schedule to be registered every year and upon an order being made by the Grama Panchayat in that behalf the owner of every such vehicle, who resides within the Grama shall get the vehicle registered in the prescribed manner on payment of such fees as may be prescribed.

(2) For every vehicle so registered the Grama Panchayat shall grant a token of registration in the prescribed form which shall be affixed to the vehicle at a conspicuous place so as to be distinctly visible.

(3) Notwithstanding anything contained in the Orissa Municipal Act, 1950 no such vehicle as has been registered under this Act shall be liable to any tax in respect of vehicles leviable under the said Act." Orissa Act 23 of 1950.

Amendment of section 92, Orissa Act 1 of 1965. 6. In section 92 of the principal Act for sub-section (2), the following sub-section shall be substituted, namely :—

"(2) Nothing in this Act shall be construed so as to exempt the properties belonging to or vested in the State Government from any liability in respect of any tax or rate referred to in clauses (c) to (f) of section 83."

Amendment of section 101, Orissa Act 1 of 1965. 7. In section 101 of the principal Act the words and commas "Panchayat Tax, Profession Tax," shall be omitted.

8. Section 103 of the principal Act shall be omitted.

Omission of section 103, Orissa Act 1 of 1965.

Amendment of section 116, Orissa Act 1 of 1965. 9. In section 116 of the principal Act the Explanation to sub-section (1) shall be omitted.

Amendment of the Schedule, Orissa Act 1 of 1965. 10. For the Schedule to the principal Act, the following Schedule shall be substituted, namely:—

"SCHEDULE
Description of Vehicles
(See section 89)

1. Four-wheeled carriage drawn by horse
2. Two-wheeled vehicle including a cart, Jhatka and Tanga
3. Bicycle
4. Rickshaw
5. Cycle rickshaw"

Removal of doubt. 11. For the removal of doubt it is hereby declared that amounts paid on account of Panchayat Tax, Profession Tax or Vehicle Tax prior to the commencement of the Orissa Grama Panchayat (Second Amendment) Ordinance, 1967 shall not be refunded.

Orissa Ordinance No. 6 of 1967.

Repeal and savings.

12. (1) The Orissa Grama Panchayat (Second Amendment) Ordinance, 1967 is hereby repealed.

Orissa Ordinance No. 6 of 1967.

(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 as if this Act were in force on the day on which such thing was done or such action was taken.