

ORISSA ORDINANCE No. 13 OF 1967

THE ORISSA SALES TAX (AMENDMENT) ORDINANCE, 1967

[Promulgated by the Governor of Orissa on the 13th November, 1967 published in an extraordinary issue of the Orissa Gazette, dated the 16th November 1967]

AN
ORDINANCE

TO AMEND THE ORISSA SALES TAX ACT, 1947

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 amend the Orissa Sales Tax Act, 1947 in the manner herein-after appearing;

Orissa
Act 14 of
1947.

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 Eighteenth Year of the Republic of India :—

Short title
and com-
mencement.

1. (1) This Ordinance may be called the Orissa Sales Tax (Amendment) Ordinance, 1967.

(2) It shall come into force at once.

Amendment
of section 5,
Orissa Act
14 of 1947.

2. In section 5 of the Orissa Sales Tax Act, 1947 (hereinafter referred to as the principal Act) in sub-section (1) for the figure and words "2 per cent" the words "five per cent" shall be and shall be deemed always to have been substituted.

Orissa Act
14 of 1947.

Amendment
of section
28, Orissa
Act 14 of
1947.

3. In section 28 of the principal Act in sub-section (3) in clause (f) the word "or" shall be added at the end and after the said clause the following new clauses shall be inserted, namely:—

"(g) any such particulars, relevant to any inquiry into the conduct of an official of the Sales Tax Department, to any person appointed as Commissioner under the Public Servants (Inquiries) Act, 1850, or to an officer otherwise appointed to hold such inquiry, or to a Public Service Commission established under the Constitution, when exercising its functions in relation to any matter arising out of any such inquiry, or to a court in connection with the prosecution arising out of any such inquiry; or

37 of 1850

(h) with the previous permission of the State Government, any such particulars, as may be required by any Commission of Inquiry appointed by the Central Government or the State Government under the Commissions of Inquiry Act, 1952, or by any authority to which the provisions of that Act have been made applicable by the Central Government or the State Government for the purpose of any inquiry by such Commission or authority; or

60 of 1952

- (i) such information or document, as may be required by any officer of the State Government for the purpose of investigation or inquiry into the conduct and affairs of any past or present public servant or of any agent or dealer appointed under any order issued by Government under the Essential Commodities Act, 1955 or to a court in connection with any ¹⁰ of 1955 prosecution of such public servant, agent or dealer or to a court, tribunal or Commission of Inquiry in connection with any prosecution of or inquiry in relation to such public servant, agent or dealer arising out of any such investigation or inquiry."

A. N. KHOSLA

Governor of Orissa

Dated the 13th November 1967