

THE ANGUL LAWS (AMENDMENT AND VALIDATION) ACT, 1961

TABLE OF CONTENTS

PREAMBLE

SECTIONS

1. Short title
2. Definition
3. Amendment of section 54-A, Orissa Regulation 5 of 1936
4. Amendment of section 61, Orissa Regulation 5 of 1936
5. Validation of transfers
6. Omission of section 62, Orissa Regulation 5 of 1936

3. With effect from the date of commencement of this Act the provisions of sub-sections (1), (2), (3), (4), (5), (6), (7) and (8) of the said section shall become inoperative.

4. In section 61 of the Regulation, the following new sub-section shall be added, namely:—

(2) Nothing in the foregoing sub-sections shall apply to a transfer or charge made by a trustee on or after the date of commencement of the Angul Laws (Amendment and Validation) Act, 1961, if—

(a) the trustee is not a member of the Scheduled Tribes or

(b) if the trustee being such a member has made the transfer or charge in favour of another such member.

5. A transfer made by a trustee in contravention of section 61 of the Regulation prior to the date of commencement of this Act in pursuance of which the transferee is in possession and no order of possession has been made by the said date by the Deputy Commissioner under sub-section (3) of the said section shall be deemed to be valid as fully and effectually as if there had never been any such contravention.

Provided that where the transfer has been made by a member of the Scheduled Tribes nothing in this section shall apply to such transfer if it has been in favour of a person who is not such a member.

6. Section 62 of the Regulation shall be omitted.

7. The Bill sec Orissa Gazette extraordinary, dated the 20th November 1961

ORISSA ACT 30 OF 1961

THE ANGUL LAWS (AMENDMENT AND VALIDATION)
ACT, 1961

[Received the assent of the Governor on the 18th December 1961,
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Gazette, dated the 16th January 1962]

AN ACT TO AMEND THE ANGUL LAWS REGULATION, 1936 AND TO
VALIDATE CERTAIN TRANSFERS IN THE DISTRICT OF ANGUL

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

- Short title** 1. This Act may be called the Angul Laws (Amendment and Validation) Act, 1961.
- Definition** 2. All words and expressions used in this Act shall have respectively the same meanings as have been assigned to them in the Angul Laws Regulation, 1936 (hereinafter referred to as the Regulation). Orissa Regulation 5 of 1936.
- Amendment of section 54-A, Orissa Regulation 5 of 1936.** 3. With effect from the date of commencement of this Act the cess levied and collected under section 54-A of the Regulation and the moneys standing to the credit of the Primary Education Fund by the said date shall be credited to the Consolidated Fund of the State and with effect from the said date the provisions of sub-sections (4), (5), (6), (7) and (8) of the said section shall become inoperative.
- Amendment of section 61, Orissa Regulation 5 of 1936.** 4. In section 61 of the Regulation, the following new sub-section shall be added, namely:—
- “(5) Nothing in the foregoing sub-sections shall apply to a transfer or charge made by a raiyat on or after the date of commencement of the Angul Laws (Amendment and Validation) Act, 1961, if—
- (a) the raiyat is not a member of the Scheduled Tribes, or
- (b) if the raiyat being such a member has made the transfer or charge in favour of another such member.”
- Validation of transfers.** 5. A transfer made by a raiyat in contravention of section 61 of the Regulation prior to the date of commencement of this Act, in pursuance of which the transferee is in possession and no order of ejectment has been made by the said date by the Deputy Commissioner under sub-section (3) of the said section shall be deemed to be valid as fully and effectively, as if there had never been any such contravention:
- Provided that where the transfer has been made by a member of the Scheduled Tribes nothing in this section shall apply to such transfer if it has been in favour of a person who is not such a member.
- Omission of section 62, Orissa regulation 5 of 1936.** 6. Section 62 of the Regulation shall be omitted.