



Legislative Assembly of Goa

The Goa Administration of Evacuee Property (Amendment) Bill, 2001

(Bill No. 48 of 2001)

(By *Shri Manohar Parrikar*)
Chief Minister

AS _____
(To be introduced in the Legislative Assembly of Goa)

**GOA LEGISLATURE SECRETARIAT
ASSEMBLY HALL, PORVORIM,
MARCH, 2001**

The Goa Administration of Evacuee Property
(Amendment) Bill, 2001

(Bill No. 48 of 2001)

A

BILL

*further to amend the Goa, Daman and Diu
Administration of Evacuee Property Act, 1964.*

BE it enacted by the Legislative Assembly of
Goa in the Fifty-second Year of the Republic of
India as follows:-

1. *Short title and commencement.*— (1) This Act
may be called the Goa Administration of Evacuee
Property (Amendment) Act, 2001.

(2) It shall come into force at once.

2. *Amendment of section 47.*— After section 47
of the Goa, Daman and Diu Administration of
Evacuee Property Act, 1964 (Act 6 of 1964), the
following section shall be inserted, namely:-

"47A *Power to remove difficulties.*— If any
difficulty arises in giving effect to the provisions
of this Act, the State Government may, by order
published in the official Gazette, make such
provisions, not inconsistent with the provisions
of this Act as appear to it to be necessary or
expedient for removing the difficulty."

Statement of Objects and Reasons

The evacuee properties in the State of Goa are
vested in the Custodian of Evacuee Property and
managed by the Custodian as per the provisions
of the Goa, Daman and Diu Administration of

Evacuee Property Act, 1964 (Act 6 of 1964) and the rules framed thereunder. However, there are many impediments in effective management of the evacuee properties and implementation in the area of the evacuee properties of the various policies of the Government designed to serve greater public interest. In order to tackle such impediments, it is necessary to insert section 47A regarding removing of difficulties.

This Bill seeks to achieve the above object.

Porvorim, Goa. MANOHAR PARRIKAR
28th March, 2001. Chief Minister

Financial Memorandum

No financial implications are involved in this Bill.

Memorandum Regarding Delegated Legislation

Proposed section 47A of the Goa, Daman and Diu Administration of Evacuee Property Act, 1964 (Act 6 of 1964) empowers the Government to issue order for making provision not inconsistent with the provisions of the Act to remove any difficulty which arises in giving effect to the provisions of the Act.

Assembly Hall,
Porvorim, Goa. R. KOTHANDARAMAN
28th March, 2001. Secretary (Legislature)

ANNEXURE

.....
**Extract of section 47 of the Goa, Daman and Diu
Administration of Evacuee Property Act, 1964**
.....

47. *Repeal and Savings.*— (1) The Proclamation no. XII dated 22nd January, 1962 issued by the Military Governor of Goa, Daman and Diu is hereby repealed.

(2) The repeal by this Act of the aforesaid Proclamation shall not affect the previous operation of that Proclamation and anything done or any action taken in the exercise of any power conferred by or under that Proclamation shall be deemed to have been done or taken in the exercise of the powers conferred by or under this Act as if this Act were in force on the day on which such thing was done or action was taken.

Assembly Hall,
Porvorim, Goa.
28th March, 2001.

R. KOTHANDARAMAN
Secretary (Legislature)