



LEGISLATIVE ASSEMBLY OF THE STATE OF GOA

**The City of Panaji Corporation
(Amendment) Bill, 2005**

(Bill No. 11 of 2005)

AS
To be introduced in the Legislative Assembly of the State of Goa)

**GOA LEGISLATURE SECRETARIAT
ASSEMBLY HALL, PORVORIM, GOA
JANUARY, 2005**

The City of Panaji Corporation (Amendment) Bill, 2005

(Bill No. 11 of 2005)

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BILL

further to amend the City of Panaji Corporation Act, 2002 (Goa Act 1 of 2003).

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

1. *Short title and commencement.*— (1) This Act may be called the City of Panaji Corporation (Amendment) Act, 2005.

15 (2) It shall be deemed to have come into force on 24th day of September, 2004.

2. *Amendment of section 9.*— In section 9 of the City of Panaji Corporation Act, 2002 (Goa Act 1 of 2003) (hereinafter referred to as the "principal Act"),-

20 (i) in sub-section (1), in clause (a), for the word "Fifty", the word "Thirty" shall be substituted;

25 (ii) in sub- section (2), for the words "The State Election Commissioner", the words "The Director of Municipal Administration" shall be substituted.

3. *Amendment of section 17.*— In section 17 of the principal Act, in the proviso to sub- section (2), for the words "six months", the words "one year" shall be substituted.

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4. *Repeal and saving.*— (1) The City of Panaji Corporation (Amendment) Ordinance, 2004 (Ordinance No.3 of 2004), is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken in exercise of any power conferred by or under the said Ordinance shall be deemed to have been done or taken in exercise of the powers conferred by or under this Act as if this Act was in force on the day on which such thing or action was done or taken.

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Statement of Objects and Reasons

The proposed Bill seeks to amend section 9 of the City of Panaji Corporation Act, 2002 (Goa Act 1 of 2003) so as to reduce the Wards of City Corporation of Panaji, as per the 2001 Census figures, from fifty Wards to thirty Wards. The function of demarcation of boundaries of Wards being administrative work is proposed to be given to Director of Municipal Administration instead of the State Election Commissioner. Further, the Bill seeks to amend section 17 of the said Act, 2002, so as to empower the Government to extend the term of the said Corporation for a period of one year after the expiry of a period of one year as specified in sub-section (2) of said section 17 and to enable the Government to complete certain formalities required for holding the elections to the said Corporation, which are presently under process.

The Bill also seeks to repeal the City of Panaji Corporation (Amendment) Ordinance, 2004 (Ordinance No.3 of 2004), promulgated by the Governor of Goa on 24/9/2004.

This Bill seeks to achieve the above objects.

Financial Memorandum

No financial implications are involved in this Bill.

Memorandum Regarding Delegated Legislation

No delegated legislation is envisaged in this Bill.

Porvorim, Goa (DIGAMBAR KAMAT)
3rd January, 2005 Minister for Urban Development

Assembly Hall, SUDHIR NARVEKAR
Porvorim, Goa Secretary to the Legislative
3rd January, 2005. Assembly of Goa.

A N N E X U R E

**Extract of Section 9 and Section 17 of the City of
Panaji Corporation Act, 2002.**

9 Constitution of Corporation and division of City into wards— (1) The Corporation shall consist of :-

(a) Fifty Councillors directly elected at ward elections;

(b) Five nominated Councillors having special knowledge or experience in municipal administration, engineering, architecture, archaeology, heritage, etc., nominated by the state Government by a notification.

(2) The state election Commissioner with the approval of state Government shall, from time to time by notification in the Official Gazette, specify for the City the number and boundaries of the wards into which the City shall be divided for the purpose of the ward elections of Councillors, and the number of Councillors to be elected for each ward:

Provided that, the provisions made under sub-section (1) or notification issued under sub-section (2) shall not have effect until the expiry of the duration of the existing term of the Corporation.

17 Duration of the term of the Corporation:—

(1) The Corporation shall, unless sooner dissolved, continue for a period of five years from the date appointed for its first meeting and no longer.

2 A Corporation formed immediately after the commencement of this Act shall continue for a period of one year from the date of its constitution or until the new elections are held under the provisions of the Act, whichever is earlier:

Provided however, the State Government may extend the term of the Corporation referred to in sub-section (2) above not beyond a period of six months, after the expiry of one year, for exceptional reasons.

Assembly Hall,
Porvorim, Goa
3rd January, 2005.

SUDHIR NARVEKAR
Secretary to the Legislative
Assembly of Goa.