



LEGISLATIVE ASSEMBLY OF THE STATE OF GOA

**The Goa Members of Legislative
Assembly (Removal of
Disqualification) (Amendment)
Bill, 2006**

(Bill No. 16 of 2006)

AS

~~To be~~ introduced in the Legislative Assembly of the State of Goa

GOA LEGISLATURE SECRETARIAT
ASSEMBLY HALL, PORVORIM-GOA

JULY, 2006

**The Goa Members of Legislative
Assembly (Removal of Disqualification)
(Amendment) Bill, 2006**

(Bill No. 16 of 2006)

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BILL

*to amend the Goa Members of Legislative
Assembly (Removal of Disqualification) Act,
2005 (Goa Act 13 of 2005).*

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

15 1. *Short title and commencement.*— (1) This
Act may be called the Goa Members of
Legislative Assembly (Removal of Disquali-
fication) (Amendment) Act, 2006.

(2) It shall be deemed to have come into force
on the 15th day of May, 2006.

20 2. *Amendment of Schedule.*— In the Schedule
appended to the Goa Members of Legislative
Assembly (Removal of Disqualification) Act, 2005
(Goa Act 13 of 2005),—

25 (i) against serial number 24, for the
expression "The office of the Chairman of the
Kala Academy, Goa", the expression "The office
of the Chairman and Vice-Chairman of the Kala
Academy, Goa" shall be substituted;

(ii) the existing entry at serial number "28" shall be re-numbered as "32" and in the Explanation thereto, for the figure "28", the figure "32" shall be substituted;

(iii) after existing entry at serial number 27, 5 the following entries shall be inserted, namely:-

"28. The office of Chairman, Vice-Chairman and members of the Entertainment Society of Goa;

29. The office of Chairman of the State 10 Urban Development Agency;

30. The office of Chairman of the Goa Tillari Irrigation Development Corporation;

31. The office of Chairman and Vice- 15 -Chairman of the Goa Rehabilitation Board;".

3. Repeal and saving.— (1) The Goa Members of Legislative Assembly (Removal of Disqualification) (Amendment) Ordinance, 2006 (Ordinance No. 3 of 2006) is hereby repealed.

(2) Notwithstanding such repeal, anything done 20 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 25 which such thing or action was done or taken.

Statement of Objects and Reasons

The Goa Members of Legislative Assembly (Removal of Disqualification) Act, 2005 (Goa Act 13 of 2005), provides for the removal of certain disqualifications for being chosen as, and for being, a member of the Legislative Assembly of the State of Goa. Section 2 of the said Act, 2005, states that a person shall not be disqualified for being chosen as or for being, a member of the Legislative Assembly of the State of Goa merely by reason of the fact that he holds any of the offices specified in the Schedule appended to the said Act, 2005.

The offices of Vice-Chairman of the Kala Academy, Chairman, Vice-Chairman and members of the Entertainment Society of Goa, Chairman of the State Urban Development Agency and Chairman of the Goa Tillari Irrigation Development Corporation were not specified in the Schedule appended to the said Act, 2005. The Goa Members of Legislative Assembly (Removal of Disqualification) (Amendment) Ordinance, 2006 (Ordinance No. 3 of 2006) was promulgated by the Governor of Goa on 15-05-2006 for the purpose of specifying the said offices in the Schedule to the said Act, 2005. This Bill seeks to replace the said Ordinance and also seeks to specify the office of Chairman and Vice-Chairman of the Goa Rehabilitation Board in the Schedule to the said Act, 2005.

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 involved in this Bill.

Porvorim-Goa
12th July, 2006

DAYANAND G. NARVEKAR
Minister for Legislative Affairs

Assembly Hall,
Porvorim-Goa
12th July, 2006

T. N. DHRUVA KUMAR
Secretary to the Legislative
Assembly of Goa.

ANNEXURE

**Extract of the Schedule to the Goa Members of
Legislative Assembly (Removal of Disqualification)
Act, 2005
(Goa Act 13 of 2005)**

SCHEDULE

1. The office of a member of a Home Guard constituted under any law for the time being in force in any State;
2. Any office in connection with the affairs of the Goa University or any committee, council or body connected with the Goa University;
3. The office of Chairman, Economic Development Corporation Limited, Goa;
4. The office of Chairman, Kadamba Transport Corporation Limited;
5. The office of Chairman, Goa Housing Board;
6. The office of Chairman, Goa Tourism Development Corporation Limited;
7. The office of Chairman, Goa Handicrafts, Rural and Small Scale Industries Development Corporation Limited;
8. The office of Chairman, Goa Industrial Development Corporation;
9. The office of the Chairman and Vice-Chairman of the Goa State Infrastructure Development Corporation Limited;
10. The office of the Chairman and Vice-Chairman of the Goa State Planning Board;
11. The office of the Chairman of the Goa Khadi and Village Industries Board;

12. The office of the Chairman of the Goa State Scheduled Castes and other Backward Classes Finance and Development Corporation Limited;
13. The office of the Chairman of the Goa State Horticultural Corporation Limited;
14. The office of the Chairman of the Goa Forest Development Corporation Limited;
15. The office of the Chairman of the Goa State Scheduled Tribes Finance and Development Corporation Limited;
16. The office of a Parliamentary Secretary;
17. The office of the Chairman of Bal Bhavan, Goa;
18. The office of the Chairman of the Goa State Social Welfare Board;
19. The office of the Chairperson of the Goa State Commission for Women;
20. The office of the Chairman of the Goa Meat Complex;
21. The office of the Chairman of the Goa Sewerage Corporation;
22. The office of the Chairman of the Goa State Commission for Backward Classes;
23. The office of the Chairman of the Infotech Corporation of Goa Limited;
24. The office of the Chairman of the Kala Academy, Goa;
25. The office of the Chairman of the Rajiv Kala Mandir, Ponda;
26. The office of the Chairman of the Planning and Development Authorities, Goa;
27. The office of the President and Vice-President of the Sports Authority of Goa;

28. The office of Chairman, Director or member of any other statutory or non-statutory body or committee or corporation constituted by the Government of Goa.

Explanation.— For the purpose of the entry at serial number 28,—

- (i) "statutory body" means any corporation, committee, commission, council, board or other body of persons, whether incorporated or not, established by or under any law for the time being in force;
- (ii) "non-statutory body" means any body of persons other than a statutory body.

Assembly Hall,
Porvorim-Goa
12th July, 2006

T. N. DHURVA KUMAR
Secretary to the Legislative
Assembly of Goa.