



# TAMIL NADU GOVERNMENT GAZETTE EXTRAORDINARY

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## Part IV—Section 1

### Tamil Nadu Bills

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**BILLS INTRODUCED IN THE LEGISLATIVE ASSEMBLY OF THE  
STATE OF TAMIL NADU**

Under Rule 130 of the Tamil Nadu Legislative Assembly Rules, the following Bill which was introduced in the Legislative Assembly of the State of Tamil Nadu on 13th May 2013 is published together with Statement of Objects and Reasons for general information:—

**L.A. Bill No. 12 of 2013**

***A Bill to amend the Tamil Nadu Advocates Welfare Fund (Amendment) Act, 2013.***

BE it enacted by the Legislative Assembly of the State of Tamil Nadu in the Sixty-fourth Year of the Republic of India as follows:-

Short title and  
commence-  
ment.

1. (1) This Act may be called the Tamil Nadu Advocates Welfare Fund (Amendment) Amendment Act, 2013.

(2) It shall be deemed to have come into force on the 25th day of February 2013.

Amendment of  
section 1.

2. In section 1 of the Tamil Nadu Advocates Welfare Fund (Amendment) Act, 2013, for sub-section (2), the following sub-section shall be substituted, namely:-

“(2) Section 3 shall be deemed to have come into force on the 8th day of September 2012 and sections 2 and 4 shall come into force on such date as the State Government may, by notification, appoint and different dates may be appointed for sections 2 and 4”.

Tamil Nadu Act  
2 of 2013.

**STATEMENT OF OBJECTS AND REASONS**

The Tamil Nadu Advocates Welfare Fund Act, 1987 (Tamil Nadu Act 49 of 1987) has been amended by the Tamil Nadu Advocates Welfare Fund (Amendment) Act, 2013 (Tamil Nadu Act 2 of 2013) for enhancing the financial assistance payable to the nominee or legal heir of a member of the Tamil Nadu Advocates Welfare Fund on the death of a member, from two lakh rupees to five lakh and twenty-five thousand rupees. To meet the additional expenditure, the value of the Advocates Welfare Fund Stamp, the membership admission fee, the annual subscription and life time subscription have also been increased and the relevant sections were also amended. The Government have decided to give effect to section 3 of the Tamil Nadu Act 2 of 2013 with effect on and from the 8th September 2012 and to give effect to sections 2 and 4 of the said Act on such date as the State Government may, by notification, appoint.

2. The Bill seeks to give effect to the above decision.

**K.P. MUNUSAMY,**

*Minister for Municipal Administration,  
Rural Development, Law, Courts and Prisons.*

**A.M.P. JAMALUDEEN,**

*Secretary.*



Under Rule 130 of the Tamil Nadu Legislative Assembly Rules, the following Bill which was introduced in the Legislative Assembly of the State of Tamil Nadu on 13th May 2013 is published together with Statement of Objects and Reasons for general information:—

**L.A. Bill No. 13 of 2013**

***A Bill further to amend the Tamil Nadu Value Added Tax Act, 2006.***

BE it enacted by the Legislative Assembly of the State of Tamil Nadu in the Sixty-fourth Year of the Republic of India as follows:-

1. (1) This Act may be called the Tamil Nadu Value Added Tax (Amendment) Act, 2013.

Short title and  
commence-  
ment.

(2) It shall come into force at once.

2. In the Fourth Schedule to the Tamil Nadu Value Added Tax Act, 2006, in PART-B, for the entry against Serial Number 2, the following entry shall be substituted, namely:-

Amendment  
of Fourth  
Schedule.

“Aids and implements for differently abled persons as notified by the Government”;

Tamil Nadu  
Act 32 of  
2006.

**STATEMENT OF OBJECTS AND REASONS**

With a view to eliminate the social stigma attached to the description of persons based on their disability, namely physically handicapped, blind, deaf, etc., it was announced by the Government to refer them as “differently abled persons” as they possess exceptional and extraordinary talents. Accordingly, the Government have decided to replace the expression “physically challenged persons” occurring in the Fourth Schedule to the Tamil Nadu Value Added Tax Act, 2006 (Tamil Nadu Act 32 of 2006) with the expression “differently abled persons”.

2. The Bill seeks to give effect to the above decision.

**B V RAMANAA,**  
*Minister for Commercial Taxes  
and Registration.*

A.M.P. JAMALUDEEN,  
*Secretary.*

Under Rule 130 of the Tamil Nadu Legislative Assembly Rules, the following Bill which was introduced in the Legislative Assembly of the State of Tamil Nadu on 13th May 2013 is published together with Statement of Objects and Reasons for general information:—

**L.A. Bill No. 14 of 2013**

***A Bill further to amend the Tamil Nadu Societies Registration Act, 1975.***

BE it enacted by the Legislative Assembly of the State of Tamil Nadu in the Sixty-fourth Year of the Republic of India as follows:-

1. (1) This Act may be called the Tamil Nadu Societies Registration (Amendment) Act, 2013.

Short title and commencement.

(2) It shall come into force on such date as the State Government may, by notification, appoint.

Tamil Nadu  
Act 27 of  
1975.

2. In the Tamil Nadu Societies Registration Act, 1975,-

Amendment of section 49.

(i) in section 49, for the marginal heading, the following marginal heading shall be substituted, namely:-

“Power to condone delay in certain cases.”;

(ii) section 49, as so amended, shall be renumbered as sub-section (1) thereof and after sub-section (1) as so renumbered, the following sub-section shall be added, namely:-

“(2) The Government or the Registrar, upon an application in writing by any society, or, as the case may be, by any registered society, to condone the delay in complying with the time limit prescribed under sub-section (1) or (2) of section 4, clause (1) of section 13, sub-section (2) of section 15, sub-section (3) of section 16, section 27 or the further time limit allowed under sub-section (1), may, for such period and on payment of such fine as may be prescribed, condone the delay.”.

**STATEMENT OF OBJECTS AND REASONS**

The Tamil Nadu Societies Registration Act, 1975, provides for the registration of literary, scientific, religious, charitable and other societies in the State of Tamil Nadu. The said Act requires compulsory registration of certain societies and the registered societies have to file their annual returns with the District Registrar periodically within the time limit prescribed under the Tamil Nadu Societies Registration Rules, 1978.

2. As on 1st April 2012, there are 2,36,124 registered societies in the State. Most of the societies are formed for social objects and are not managed by professionals. Hence, in practice, many of the societies are not observing the time limit for filing their returns with the District Registrar periodically. The societies do not realize that they are violating the rules by filing the documents belatedly. Section 49 of the aforesaid Act empowers the Registrar to allow further time of not more than three months, where the society applies to the Registrar within the prescribed time limit. In other cases, where a society applies for condonation of delay belatedly, resort is being now made to section 54 of the said Act, which enables the Government to exempt from all or any provisions of that Act or from any rule made thereunder, any society or registered society. The belated presentation of documents for filing is increasing year by year. In order to prevent belated filing of documents by the societies, as a deterrent measure, it is proposed to impose fine therefor and also to empower the Inspector General of Registration and the District Registrar to impose the fine and condone the delay.

3. The Government have, therefore, decided to amend the Tamil Nadu Societies Registration Act, 1975 (Tamil Nadu Act 27 of 1975) suitably for the said purpose.

4. The Bill seeks to give effect to the above decision.

**B V RAMANAA,**  
*Minister for Commercial Taxes  
and Registration.*



**MEMORANDUM REGARDING DELEGATED LEGISLATION**

New sub-section (2) proposed to be inserted in Section 49 of the Tamil Nadu Societies Registration Act, 1975 (Tamil Nadu Act 27 of 1975) by clause 2 of the Bill authorise the Government to make rules for the purposes specified therein.

2. The powers delegated are normal and not of an exceptional character.

**B V RAMANAA,**  
*Minister for Commercial Taxes  
and Registration.*

A.M.P. JAMALUDEEN,  
*Secretary.*



Under Rule 130 of the Tamil Nadu Legislative Assembly Rules, the following Bill which was introduced in the Legislative Assembly of the State of Tamil Nadu on 13th May 2013 is published together with Statement of Objects and Reasons for general information:—

**L.A. Bill No. 15 of 2013**

***A Bill further to amend the Indian Partnership Act, 1932 in its application to the State of Tamil Nadu***

BE it enacted by the Legislative Assembly of the State of Tamil Nadu in the Sixty-fourth Year of the Republic of India as follows:-

1. (1) This Act may be called the Indian Partnership (Tamil Nadu Amendment) Act, 2013.

Short title,  
extent and  
commence-  
ment.

(2) It extends to the whole of the State of Tamil Nadu.

(3) It shall come into force at once.

Central Act IX  
of 1932.

2. For Schedule I to the Indian Partnership Act, 1932, the following Schedule shall be substituted, namely-

Substitution  
of new  
Schedule  
for  
Schedule I  
to Central  
Act IX of  
1932.

**"SCHEDULE I.**

**Maximum Fees**

[See sub-section (1) of Section 71.]

<i>Document or act in respect of which the fee is payable.</i>	<i>Maximum fee.</i>
(1)	(2)
(1) Statement under section 58	- Two hundred rupees.
(2) Statement under section 60	- Fifty rupees.
(3) Intimation under section 61	- Fifty rupees.
(4) Intimation under section 62	- Fifty rupees.
(5) Notice under section 63	- Fifty rupees.
(6) Application under section 64	- Fifty rupees.
(7) Inspection of the Register of Firms under sub-section (1) of section 66	- Twenty five rupees for inspection of the entry of each firm in the Register.
(8) Inspection of documents relating to a firm under sub-section (2) of section 66	- Fifty rupees for each inspection of all documents relating to one firm.
(9) Copies from the Register of Firms	- Ten rupees for each hundred words or part thereof."

**STATEMENT OF OBJECTS AND REASONS**

Sub-section (1) of Section 71 of the Indian Partnership Act, 1932 (Central Act IX of 1932) empowers the State Government to make rules prescribing the fees not exceeding the maximum fees specified in Schedule I to the said Act. Fees are now being levied at the maximum rate as revised by the Indian Partnership (Tamil Nadu Amendment) Act, 1982 (Tamil Nadu Act 38 of 1982). More than 30 years have elapsed since the fees were lastly revised. Hence, in order to make the fees levied under the said Act commensurate with the services rendered by the Registration Department, the Government have decided to enhance the maximum fees specified in Schedule I to the said Act.

2. The Bills seeks to give effect to the above decision.

**B V RAMANAA,**  
*Minister for Commercial Taxes  
and Registration.*

A.M.P. JAMALUDEEN,  
*Secretary.*