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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 28th June, 2024 is published together with Statement of Objects and Reasons for general information:—

L.A Bill No. 22 of 2024

**A Bill further to amend the Chennai Metropolitan Water Supply and
Sewerage Act, 1978.**

BE it enacted by the Legislative Assembly of the State of Tamil Nadu in the Seventy-fifth Year of the Republic of India as follows:—

Short title and
commencement.

1. (1) This Act may be called the Chennai Metropolitan Water Supply and Sewerage (Amendment) Act, 2024.

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

Amendment of
section 56.

2. In section 56 of the Chennai Metropolitan Water Supply and Sewerage Act, 1978, (hereinafter referred to as the principal Act), —

Tamil Nadu Act
28 of 1978.

(1) for sub-section (1), the following sub-section shall be substituted, namely: -

“(1) Where there is a sewer of the Board within thirty metres from the nearest point of any premises or a private street, the owner or occupier of such premises or the owner of such private street shall apply to the authorised authority to provide a sewer connection for the discharge of the sewage of such premises or the private street into the sewer of the Board. On receipt of such application, the authorised authority shall provide a sewer connection to such premises or private street subject to the conditions that the owner or the occupier of such premises or private street shall bear the expenses incurred by the Board in providing such sewer connection and that they shall comply with such conditions and requirements as may be prescribed. No owner or occupier of such premises or private street within thirty metres from the nearest point of the sewer of the Board, shall continue or resort to any other means of sewage disposal such as septic tank, cess-pool or sewage disposal vehicles.” ;

(2) in sub-section (2), for the expression “the authorised authority may—”, the expression “the authorised authority shall—” shall be substituted.

Substitution of
section 77.

3. For section 77 of the principal Act, the following section shall be substituted, namely:—

“77. Offences and penalties.— (1) Whoever contravenes provisions of sub-section (5) of section 42, sub-section (2) of section 46, sub-sections (1) and (2) of section 48, clause (c) of sub-section (1) of section 49, sub-section (1) of section 50, sub-section (2) of section 51, sub-sections (1) and (2) of section 52, sub-section (1) of section 53, section 54, sub-sections (1), (3) and (4) of section 56, clause (b) of sub-section (1) of section 58, sub-section (1) of section 59, sub-section (1) of section 60, sub-sections (1) and (2) of section 61, sub-section (1) of section 62 and section 69 of this Act or of any regulation or other instrument made thereunder shall be punishable with imprisonment for a term which may extend to six months or with fine which may extend upto ten thousand rupees or with both and in the case of a continuing contravention, with additional fine which may extend to five hundred rupees for every day during which such contravention continues after conviction for the first such contravention.

(2) Whoever contravenes provisions of section 7, sub-sections (2), (4) and (6) of section 45, sub-section (1) of section 46, sub-section (2) of section 47 and sub-section (1) of section 68 of this Act or of any regulation or other instrument made thereunder shall be liable to a penalty of not exceeding five thousand rupees for the first offence and ten thousand rupees for second or any subsequent offence.”.

4. After section 77 of the principal Act as so substituted, the following sections shall be inserted, namely: —

Insertion of new sections 77-A and 77-B.

“77-A. Adjudication of penalties. — The Executive Engineer having jurisdiction over the area shall adjudicate and impose the penalties under sub-section (2) of section 77, in such manner as may be prescribed.

77-B. Appeal.— (1) Any person aggrieved by an order passed under section 77-A may prefer an appeal to the Managing Director within thirty days from the date of receipt of the order.

(2) The Managing Director may admit the appeal after the expiry of the period of thirty days, if he is satisfied that the appellant had sufficient cause for not preferring the appeal within that period.

(3) The Managing Director shall, after giving the parties to the appeal an opportunity of being heard, dispose the appeal within sixty days from the date of filing.”.

STATEMENT OF OBJECTS AND REASONS.

The Guidance Tamil Nadu has recommended that minor offences under the Chennai Metropolitan Water Supply and Sewerage Act, 1978 (Tamil Nadu Act 28 of 1978) may be examined for de-criminalisation and the Government have decided to accept the said recommendation.

2. Further, it has been decided to make mandatory to get sewer connection by the owner or occupier of any premises or a private street where there is a sewer of the Board within thirty metres from the nearest point of any premises or private street.

3. Accordingly, the Government, have decided to amend the said Tamil Nadu Act 28 of 1978, suitably for the above said purposes.

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

K.N.NEHRU

Minister for Municipal Administration.

MEMORANDUM REGARDING DELEGATED LEGISLATION.

Clauses 1 (2), 2 (1) and 4 of the Bill authorise the Government to issue notification or to make regulation, as the case may be, for the purposes specified therein.

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

K.N.NEHRU*Minister for Municipal Administration.*

Secretariat,
Chennai-600 009,
28th June 2024.

K. SRINIVASAN,
Principal 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 28th June, 2024 is published together with Statement of Objects and Reasons for general information:—

L.A Bill No. 23 of 2024

A Bill further to amend the Tamil Nadu Urban Local Bodies Act, 1998.

BE it enacted by the Legislative Assembly of the State of Tamil Nadu in the Seventy-fifth Year of the Republic of India as follows:—

1. (1) This Act may be called the Tamil Nadu Urban Local Bodies (Amendment) Act, 2024. Short title and commencement.

(2) It shall be deemed to have come into force on the 15th day of March 2024.

Tamil Nadu Act 9 of 1999.

2. In section 3 of the Tamil Nadu Urban Local Bodies Act, 1998,— Amendment of section 3.

(1) in sub-section (1), in clause (c), for the expressions “three lakhs” and “thirty crores of rupees”, the expressions “two lakhs” and “twenty crores of rupees” shall, respectively, be substituted;

(2) after sub-section (1), the following sub-section shall be inserted, namely:—

“(1-A) Notwithstanding anything contained in sub-section (1), the Governor may, by notification, having regard to the percentage of employment in non-agricultural activities, the economic, historic or touristic importance or such other factors as he deems fit, declare his intention to constitute any local area as a town panchayat, a municipal council or a municipal corporation, as the case may be.”.

(3) in sub-section (2), in clause (b), after the expression “under sub-section (1)”, the expression “or under sub-section (1-A)” shall be inserted.

STATEMENT OF OBJECTS AND REASONS.

As per clause (c) of sub-section (1) of section 3 of the Tamil Nadu Urban Local Bodies Act, 1998 (Tamil Nadu Act 9 of 1999), any local area where the population is estimated at not less than three lakhs and the annual income of not less than thirty crores of rupees, apart from having such other factors specified therein, may be constituted as a municipal corporation. However, in view of the historical importance and pilgrimage attraction of the local areas comprising Karaikkudi, Tiruvannamalai, Pudukottai and Namakkal municipal councils whose population is less than three lakhs, the intention to constitute the said municipal councils as the municipal corporations have been declared under clause (c) of sub-section (1) of section (3) of the said Tamil Nadu Act 9 of 1999 *vide* Notification issued in the *Tamil Nadu Government Gazette*, dated the 15th March 2024.

2. Subsequently, it has been brought to the notice of the Government that in many of the district headquarters, historical important towns and pilgrimage towns having less than the prescribed population and income limit, there is a continuous vertical growth because of robust urbanisation and there is a need for better infrastructure facility including advance disposal facility for solid and liquid waste, necessitating to declare such local area as a town panchayat, municipal council or a municipal corporation, as the case may be. But, the population and income criteria specified in sub-section (1) of section 3 of the Tamil Nadu Act 9 of 1999 for declaring such local area as a town panchayat, municipal council or a municipal corporation remain as a hindrance to declare such area as a town panchayat, municipal council or a municipal corporation, as the case may be. Hence, it is considered to make a suitable provision for declaring such local area as a town panchayat, municipal council or a municipal corporation, as the case may be, by the Government, irrespective of the population and income criteria specified therein.

3. The Government have, therefore, decided to amend the Tamil Nadu Urban Local Bodies Act, 1998 (Tamil Nadu Act 9 of 1999) suitably for the purposes.

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

K.N. NEHRU,
Minister for Municipal Administration.

Secretariat,
Chennai-600 009,
28th June 2024.

K. SRINIVASAN,
Principal 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 28th June, 2024 is published together with Statement of Objects and Reasons for general information:—

L.A Bill No. 24 of 2024

A Bill further to amend the Tamil Nadu Urban Local Bodies Act, 1998.

BE it enacted by the Legislative Assembly of the State of Tamil Nadu in the Seventy-fifth Year of the Republic of India as follows:—

1. (1) This Act may be called the Tamil Nadu Urban Local Bodies (Second Amendment) Act, 2024. Short title and commencement.

(2) (a) Sub-section (1) of section 36 shall be deemed to have come into force on the 13th day of April 2023.

(b) All other sections shall come into force on such date as the State Government may, by notification, appoint.

Tamil Nadu Act
9 of 1999.

2. In section 2 of the Tamil Nadu Urban Local Bodies Act, 1998 (hereinafter referred to as the principal Act),— Amendment of section 2.

(1) in clause (10), for the expression “municipality”, the expression “municipal council” shall be substituted;

(2) in clause (45), for the expression “municipality”, the expression “municipal council” shall be substituted;

(3) in clause (46), for the expression “municipality”, the expression “municipal council” shall be substituted;

(4) in clause (48), for the expression “municipality”, the expression “municipal council” shall be substituted.

3. In section 3 of the principal Act, in sub-section (2), clause (h) shall be omitted. Amendment of section 3.

4. After section 3 of the principal Act, the following section shall be inserted, namely:— Insertion of section 3-A.

“3-A. Transitional provisions on the constitution or extension of the area of the municipality.— (1) When the municipality is constituted or extended, all property, all rights of whatever kind, used, enjoyed or possessed by, and all interests of whatever kind owned by, or vested in, or held in trust by or for the municipality or the panchayat constituted under the Tamil Nadu Panchayats Act, 1994 (Tamil Nadu Act 21 of 1994), of which local area is included as well as all liabilities legally subsisting against such municipality or panchayat, as the case may be, on and from the date of the notification, by which such constitution or extension of the municipality is declared, shall, subject to such directions as the Government may, by general or special order, give in this behalf, vest with the municipality constituted or to which such areas have been included.

(2) All arrears of taxes or other payments by way of composition for a tax, or due for expenses or compensation or otherwise, except such arrears or payments in respect of water supply and sewerage services, in respect of the Chennai Metropolitan Area, due to such municipality or panchayat, as the case may be, on the date of such notification, shall be recovered as if they had accrued to the municipality constituted or to which such areas have been included and shall be recovered as if such arrears or payments had become due under the provisions of this Act.

(3) All taxes, fees and duties, which immediately before the date of such notification, were being levied by such municipality or panchayat, as the case may be, shall be deemed to have been levied by the municipality constituted or to which such local areas have been included, under the provisions of this Act and shall continue to be in force accordingly until such taxes, fees and duties are revised, cancelled or superseded by, anything done or any action taken under this Act.

(4) All proceedings taken by, or against, such panchayat or authority or any person under the Tamil Nadu Panchayats Act, 1994 (Tamil Nadu Act 21 of 1994), shall be continued by, or against, the municipality or authority or person as if such proceedings had been commenced under the provisions of this Act.

(5) Any action taken under the Tamil Nadu Panchayats Act, 1994 (Tamil Nadu Act 21 of 1994) by any authority before the date of such notification, shall be deemed to have been taken by the authority competent to take such action under this Act, as if this Act had then been in force.

(6) Notwithstanding anything contained in this Act, every officer or employee who, immediately before the date of such notification, was in the service of such municipality or panchayat, as the case may be, shall, on and from the date of such notification, be deemed to be an officer or employee of the municipality constituted or to which such local areas have been included:

Provided that—

(a) the terms and conditions applicable to such officer or employee consequent on his absorption in the service of the municipality constituted or to which such local areas have been included shall not be less favourable than those applicable to such officer or employee immediately before the date of such notification, as regards pay and allowances, leave, pension, gratuity, provident fund and age of superannuation; and

(b) the service rendered by such officer or employee under such panchayat, upto the date of such notification, shall be deemed to be the service under the municipality constituted or to which such local areas have been included and he shall be entitled to count that service for the purpose of increments, leave, pension, provident fund and gratuity:

Provided further that such officer or employee serving in such panchayat, shall be given an option to be exercised within such time and in such manner as may be prescribed either to be absorbed in the service of the municipality to which such local areas have been included or to be transferred to the service referred to in sections 104 and 105 of the Tamil Nadu Panchayats Act, 1994 (Tamil Nadu Act 21 of 1994) or to be retrenched from the service of such panchayat, and on such retrenchment, he shall be eligible for such benefits as may be prescribed.

5. In section 32 of the principal Act, after sub-section (1), the following sub-section shall be inserted, namely:—

Amendment of section 32.

“(1-A) In the case of a person who ceased to be a Chairperson or councillor under sub-section (1), the matter shall be reported by the Commissioner to the council and the Tamil Nadu State Election Commission.”.

6. In section 44 of the principal Act, in sub-section (6), the expression “or Taxation Appeals Tribunal, as the case may be” shall be omitted.

Amendment of section 44.

7. In section 78 of the principal Act, for sub-sections (2), (3) and (4), the following sub-sections shall be substituted, namely:—

Amendment of section 78.

“(2) (a) No sale, gift or exchange of any land or any other immovable property belonging to the municipality shall be made by the council:

Provided that where any municipal land or any other immovable property is required by the Central or State Government or any Central or State Public Sector Undertaking for any public purpose, the council may permit the sale, gift or exchange of such land or building.

(b) No such sale, gift or exchange of land or any other immovable property belonging to the municipality shall be made without the sanction of the Government.

(c) Such sale, gift or exchange of immovable property under this sub-section shall be made at such rate as may be specified by the Government.

(3) The council may grant licence, lease or rent out the land or buildings belonging to it for use and occupation for a period not exceeding,—

(i) three years to the general public for non-commercial purpose;

(ii) nine years to the Central or State Government Departments, Public Sector Undertakings or statutory bodies owned or controlled by the Central or State Government;

(iii) twelve years, in the case of commercial shopping complexes:

Provided that no such licence, lease or rent out shall be granted for a period exceeding three years at a time;

(iv) twenty years, in the case of agricultural land for agricultural purpose:

Provided that the Government may, in special and extraordinary circumstances, allow the council to sanction long lease beyond the period prescribed in this sub-section for the following bonafide public purposes, namely:—

(i) Educational purpose;

(ii) Medical purpose;

(iii) Charitable purpose;

(iv) Social welfare activities;

(v) Minority welfare activities.

(4) After the completion of the period prescribed in sub-section (3), no extension or renewal of lease, licence or rent out shall be permitted and any application for the same shall be considered afresh in accordance with the provisions of this Act.

(5) (a) Licence fee, lease rent or rent shall be paid,—

(i) for the first year, at the time of handing over of land or building; and

(ii) for every subsequent year, before the 28th day of February of the previous year:

Provided that for renting of shops in shopping complexes or public markets, the collection of rent shall be made every month;

(b) A penal interest at the rate of twelve per cent simple interest shall be levied for licence fee, lease rent or rent that is not paid within the prescribed date when it is due.

(c) The licence fee, lease rent or rent shall be enhanced every year by five per cent during the duration of the licence or lease.

Amendment of section 82.

8. In section 82 of the principal Act, after sub-section (2), the following sub-section shall be inserted, namely:—

“(2-A) Any such return filed under clauses (b) and (c) of sub-section (2) shall be accompanied by such fee as may be prescribed for such reassessment of property tax.”.

Amendment of section 83.

9. In section 83 of the principal Act, in sub-section (2), in the proviso, for clause (a), the following clause shall be substituted, namely:—

“(a) in the case of any building of a class not ordinarily let, the gross annual value shall be calculated as per the basic zonal value or basic street rate, as may be prescribed and in case, in the opinion of the Commissioner, the gross annual value cannot be estimated based on such basic zonal value or basic street rate, as the case may be, the annual value of the premises shall be deemed to be six per cent of the total estimated value of the land and estimated present cost of construction of the building, after deducting a reasonable amount towards depreciation which shall in no case be less than ten per cent of such cost.”.

Amendment of section 84.

10. In section 84 of the principal Act,—

(1) in sub-section (1), for the expression “thirty days”, the expression “one month” shall be substituted;

(2) after sub-section (3), the following sub-section shall be inserted, namely:—

“(4) Nothing contained in this section shall apply to the properties owned by the Central or State Governments, public sector undertakings or statutory bodies owned or controlled by the Central and State Governments.”.

Substitution of section 97.

11. For section 97 of the principal Act, the following section shall be substituted, namely:—

“97. Power to assess escaped assessment.—Notwithstanding anything to the contrary contained in this Act or the rules made thereunder, if for any reason any person liable to pay any of the taxes or fees leviable under this Chapter has escaped assessment in any half-year or year or has been assessed in any half-year or year at a rate lower than the rate at which he is assessable, or in the case of property tax has not been duly assessed in any half-year or year consequent on the building or land concerned having escaped proper assessment, the Commissioner may, at any time, serve on such person a notice assessing him to the tax or fee

due and demanding payment thereof within fifteen days from the date of such service of notice and the provisions of this Act and the rules made thereunder shall, so far as may be, apply as if the assessment was made in the half-year or year to which tax or fee relates:

Provided that no arrears of tax or fee shall be collected for more than last six years.”.

12. In section 116 of the principal Act,—

Amendment of section 116.

(i) the expression “tax” shall be omitted;

(ii) for the expression “an arrear of land revenue”, the expression “an arrear of a tax under section 116-A” shall be substituted.

13. In section 117-B of the principal Act,—

Amendment of section 117-B.

(1) in sub-section (2), in the proviso, for the expression “employee”, the expression “person” shall be substituted;

(2) in sub-section (4), for the expression “Cantonments Act, 1924 (Central Act II of 1924)”, the expression “Cantonments Act, 2006 (Central Act 41 of 2006)” shall be substituted.

14. For section 117-G of the principal Act, the following section shall be substituted, namely:—

Substitution of section 117-G.

“**117-G. Appeal.**— (1) Any person or employer aggrieved by any order or decision of the Commissioner in relation to the payment of tax (including penalty, fee and interest) may, within such time as may be prescribed, appeal to the Taxation Appeals Committee.

(2) The decision of the Taxation Appeals Committee shall be final and shall not be questioned in any court of law:

Provided that no such decision shall be made except after giving the person affected a reasonable opportunity of being heard.”.

15. In section 117-L of the principal Act, for sub-sections (1) and (2), the following sub-sections shall be substituted, namely:—

Amendment of section 117-L.

“(1) Every person who intends to erect hoarding at any place shall register his name with the municipality in such Form with such fee, as may be prescribed.

(2) Any registered person under sub-section (1) may apply to the Commissioner for a licence for erection of any hoarding.

(2-A) Every application for licence under sub-section (2) shall be made to the Commissioner in such form, containing such particulars, with such application fee, as may be prescribed.”.

16. In section 117-M of the principal Act, to sub-section (2), the following proviso shall be added, namely:—

Amendment of section 117-M.

“Provided that in case of political event, such application shall be made at least three days prior to the date of erection of digital banner or placard.”.

17. In section 117-O of the principal Act, for the expression “as an arrear of land revenue”, the expression “as an arrear of tax under section 116-A” shall be substituted.

Amendment of section 117-O.

- Amendment of section 117-P. 18. In section 117-P of the principal Act, in sub-section (2), for the expression "as an arrear of land revenue", the expression "as an arrear of tax under section 116-A" shall be substituted.
- Substitution of section 117-S. 19. For section 117-S of the principal Act, the following section shall be substituted, namely:—
- "117-S. Power to grant rights to advertise and to build or maintain public asset in properties vested with the municipality.—** (1) Subject to the provisions of the Tamil Nadu Open Places (Prevention of Disfigurement) Act, 1959 (Tamil Nadu Act 2 of 1959) or any other law for the time being in force, the Commissioner may grant right to any person or a class of persons or any institution or organisation,—
- (a) to display advertisement on contract; or
- (b) to build or maintain a public asset by public private partnership basis, by inviting tenders under the provisions of the Tamil Nadu Transparency in Tenders Act, 1998 (Tamil Nadu Act 43 of 1998).
- (2) Any amount paid to the municipality under sub-section (1) shall be in addition to, and distinct from, the licence fee to be paid under section 117-L or section 117-M, as the case may be.
- (3) Notwithstanding anything contained in this section, the council may allow any person or a class of persons or any institution or organisation that maintains a public asset belonging to, or vested with, the municipality at its own cost, to display their own advertisement."
- Amendment of section 117-T. 20. In section 117-T of the principal Act, for the expression "as an arrear of land revenue" occurring in two places, the expression "as an arrear of tax under section 116-A" shall be substituted.
- Amendment of section 118. 21. In section 118 of the principal Act, in sub-section (5), the expression "after obtaining orders from the Director" shall be added at the end.
- Amendment of section 119. 22. In section 119 of the principal Act, in the marginal heading, for the expression "erection of", the expression "construction of" shall be substituted.
- Amendment of section 120. 23. In section 120 of the principal Act,—
- (1) in sub-section (2), for the expression "the Commissioner", the expression "the Member Secretary of the Chennai Metropolitan Development Authority in the case of the Chennai Metropolitan Planning Area and the Director of Town and Country Planning in the case of other areas", shall be substituted;
- (2) in sub-section (6), for the expression "the Commissioner" occurring in two places, the expression "the Member Secretary of the Chennai Metropolitan Development Authority in the case of the Chennai Metropolitan Planning Area and the Director of Town and Country Planning in the case of other areas", shall be substituted.
- Amendment of section 122. 24. In section 122 of the principal Act, for the expression "the Tamil Nadu Slum Clearance Board", the expression "the Tamil Nadu Urban Habitat Development Board", shall be substituted.

25. In section 128 of the principal Act,—

Amendment of
section 128.

(1) in sub-section (1),—

(a) in clause (a), for the expression “street or public place or the land”, the expression “street, public place, water body, tank, other water resources or any land” shall be substituted;

(b) in clause (b),—

(i) for the expression “street or public place or the land”, the expression “street, public place, water body, tank, other water resources or any land” shall be substituted;

(ii) for the expression “seven days”, the expression “fifteen days” shall be substituted;

(2) in sub-section (2), for the expression “any public street or any land”, the expression “any public street, water body, tank, other water resources or any land” shall be substituted.

26. In section 133 of the principal Act, for sub-sections (8), (9), (10) and (11), the following sub-sections shall be substituted, namely:—

Amendment of
section 133.

“(8) Where no permission has been granted and where the application has not been returned for rectifying the defects for furnishing any other particulars, the applicant may file a copy of the building application together with the details to the Member Secretary of the Chennai Metropolitan Development Authority in the case of the Chennai Metropolitan Planning Area or the Director of Town and Country Planning in other areas, as the case may be, within one month from the date of expiry of the time limit for grant of permission referred to in sub-section (6).

(9) On receipt of an application, the Member Secretary of the Chennai Metropolitan Development Authority or the Director of Town and Country Planning, as the case may be, shall, after verifying the correctness of the particulars furnished in the application and satisfying himself that the proposed building construction is in accordance with the provisions of this Act and the rules made thereunder, grant permission or refuse to grant permission for reasons to be recorded in writing within thirty days from the date of receipt of the application.

(10) Any person objecting to an order passed by the Commissioner under sub-section (6) or the Member Secretary of the Chennai Metropolitan Development Authority or the Director of Town and Country Planning, as the case may be, under sub-section (9) may, within a period of forty-five days from the date of receipt of the order prefer an appeal to the Government in such form and shall be accompanied by such fee as may be prescribed:

Provided that the Government may, admit an appeal preferred after the expiration of such period, if they are satisfied that the petitioner had sufficient cause for not preferring the appeal in time.

Explanation.— For the purpose of this sub-section and sub-section (11), “Government” means the Government in Housing and Urban Development Department.

(11) The Government may, after considering the grounds of appeal, either confirm or set aside, cancel or in any way modify the order of the Commissioner or Member Secretary of the Chennai Metropolitan Development Authority or the Director of Town and Country Planning, as the case may be:

Provided that no order prejudicial to the appellant shall be passed without giving him an opportunity of being heard.”.

Amendment of section 135.

27. In section 135 of the principal Act, after sub-section (6), the following sub-section shall be added, namely:—

“(7) If in any case where no action has been taken in pursuance of any notice issued by the Commissioner under sub-section (1) directing the person to regulate the construction, re-construction or modification of any building in accordance with the rules and within the time limit referred to in the said sub-section, the Commissioner may lock and seal the building or remove or demolish unauthorised construction. The cost of expenditure incurred by the municipality towards such removal or demolition shall be recovered from the person concerned as an arrear of tax under section 116-A.”.

Amendment of section 137.

28. In section 137 of the principal Act, for the expression “as an arrear of land revenue”, the expression “as an arrear of tax under section 116-A” shall be substituted.

Amendment of section 145.

29. In section 145 of the principal Act, in sub-section (2) for the expression “as an arrear of land revenue”, the expression “as an arrear of tax under section 116-A” shall be substituted.

Amendment of section 155.

30. In section 155 of the principal Act, in sub-section (3), in the proviso, for the expression “shall not continue any other system of disposal already in existence in that building”, the expression “shall not continue or resort to any other means of sewage disposal such as septic tank, cess-pool or sewage disposal vehicles” shall be substituted.

Amendment of section 161-A.

31. In section 161-A of the principal Act, in sub-section (3), for the expression “as an arrear of land revenue”, the expression “as an arrear of tax under section 116-A” shall be substituted.

Amendment of section 170.

32. In section 170 of the principal Act, in sub-section (2), for the expression “as an arrear of land revenue”, the expression “as an arrear of tax under section 116-A” shall be substituted.

Amendment of section 173.

33. In section 173 of the principal Act, in sub-section (1), in clause (b), for the expression “the Judicial Magistrate”, the expression “the Commissioner or Judicial Magistrate” shall be substituted.

Amendment of section 175.

34. In section 175 of the principal Act, in sub-section (11), for the expression “as an arrear of land revenue”, the expression “as an arrear of tax under section 116-A” shall be substituted.

Amendment of section 194.

35. In section 194 of the principal Act, in sub-section (1), for clause (a), the following clauses shall be substituted, namely:—

“(a) by sending the said document to such person by electronic means as may be prescribed; or

(aa) by giving or tendering the said document to such person; or”

Amendment of section 198.

36. In section 198 of the principal Act,—

(1) in sub-section (1), for the expression “may make rules”, the expression “may make rules prospectively or retrospectively” shall be substituted;

(2) in sub-section (3),—

(a) for the expression “Special Grade Municipalities”, the expression “Special Grade Municipal Councils” shall be substituted;

(b) for the expression “Selection Grade and First Grade Municipalities”, the expression “Selection Grade and First Grade Municipal Councils” shall be substituted;

(c) for the expression “Second Grade Municipalities”, the expression “Second Grade Municipal Councils” shall be substituted.

37. After section 199 of the principal Act, the following section shall be inserted, namely: —

Insertion of
section 199-A.

“199-A. Application of the Tamil Nadu Act II of 1888.— The provisions of the Tamil Nadu Places of Public Resort Act, 1888 (Tamil Nadu Act II of 1888) shall apply to the municipalities.”.

38. In section 200 of the principal Act,—

Amendment of
section 200.

(1) in sub-section (1), clause (h) shall be omitted.

(2) in sub-section (3), in clause (e), for the expression “municipalities” occurring in two places, the expression “municipal councils” shall be substituted.

STATEMENT OF OBJECTS AND REASONS.

The operation of the Tamil Nadu Urban Local Bodies Act, 1998 (Tamil Nadu Act 9 of 1999) was suspended in the year 2000. The said Tamil Nadu Act 9 of 1999 has been revived and updated by the Tamil Nadu Urban Local Bodies (Amendment) Act, 2022 (Tamil Nadu Act 35 of 2022) incorporating certain provisions in consonance with the provisions available in the erstwhile laws governing the Municipal Corporations and Municipalities. The said Tamil Nadu Act 9 of 1999 along with the Rules made thereunder have been brought into force on the 13th April 2023.

2. During the implementation of the said Tamil Nadu Act 9 of 1999, it is found that it is imperative to provide certain new provisions to the said Tamil Nadu Act 9 of 1999 so as to implement the said Act effectively. Accordingly, the Government have decided to amend the said Tamil Nadu Act 9 of 1999 suitably for the said purpose.

3. The Bill seeks to give effect to the above said decision.

K.N. NEHRU,
Minister for Municipal Administration.

MEMORANDUM REGARDING DELEGATED LEGISLATION.

Clauses 1(2)(b), 4, 7, 8, 9, 14, 15, 26, 35 and 36(1) of the Bill authorise the Government to issue notifications or orders or to make rules, as the case may be, to carry out the purposes specified therein.

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

K.N. NEHRU,
Minister for Municipal Administration.

Secretariat,
Chennai-600 009,
28th June 2024.

K. SRINIVASAN,
Principal 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 28th June, 2024 is published together with Statement of Objects and Reasons for general information:—

L.A Bill No. 25 of 2024

A Bill further to amend the Tamil Nadu Transparency in Tenders Act, 1998.

BE it enacted by the Legislative Assembly of the State of Tamil Nadu in the Seventy-fifth Year of the Republic of India as follows:—

1. (1) This Act may be called the Tamil Nadu Transparency in Tenders (Second Amendment) Act, 2024. Short title and commencement.

(2) It shall come into force at once.

Tamil Nadu Act 43 of 1998.

2. In section 16 of the Tamil Nadu Transparency in Tenders Act, 1998, for clause (j), the following clause shall be substituted, namely:— Amendment of section 16.

“(j) of consultancy and financial services from the Tamil Nadu Urban Infrastructure Financial Services Limited with the prior approval of the Government:

Provided that a committee, consisting of the Secretary to Government of the Department concerned, the Secretary to Government, Finance Department and the Managing Director of the Tamil Nadu Urban Infrastructure Financial Services Limited, shall determine the fee for the services to be procured;”.

STATEMENT OF OBJECTS AND REASONS.

Clause (j) of Section 16 of the Tamil Nadu Transparency in Tenders Act, 1998 (Tamil Nadu Act 43 of 1998) *inter-alia* provides that the provisions of sections 9 and 10 shall not apply to procurement of consultancy and financial services from the Tamil Nadu Water Investment Company Limited or the Tamil Nadu Infrastructure Fund Management Corporation Limited or the Tamil Nadu Urban Infrastructure Financial Services Limited, with the prior approval of the Government. Since, the Tamil Nadu Water Investment Company Limited and the Tamil Nadu Infrastructure Fund Management Corporation Limited are now developed, they may be allowed to compete in the open market. Accordingly, it has been decided to omit the abovesaid two entities from the purview of the said clause (j) of section 16, by amending the Tamil Nadu Transparency in Tenders Act, 1998 (Tamil Nadu Act 43 of 1998) suitably.

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

THANGAM THENARASU,
*Minister for Finance and
Human Resources Management.*

Secretariat,
Chennai-600 009,
28th June 2024.

K. SRINIVASAN,
Principal 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 28th June, 2024 is published together with Statement of Objects and Reasons for general information:—

L.A Bill No. 26 of 2024

A Bill to Repeal certain Enactments.

WHEREAS it is expedient that the enactments specified in the Schedule which are spent or have otherwise become obsolete, or have ceased to be in force otherwise than by expressed specific repeal, should be expressly and specifically repealed;

BE it enacted by the Legislative Assembly of the State of Tamil Nadu in the Seventy-fifth Year of the Republic of India as follows: —

- | | |
|--|-------------------------------|
| 1. This Act may be called the Tamil Nadu Repealing Act, 2024. | Short title. |
| 2. The enactments specified in the Schedule are hereby repealed. | Repeal of certain enactments. |
| 3. The repeal by this Act of any enactment shall not affect any other enactment in which the repealed enactment has been applied, incorporated or referred to; | Savings. |

and this Act shall not affect the validity, invalidity, effect or consequences of anything already done or suffered, or any right, title, obligation or liability already acquired, accrued or incurred, or any remedy or proceeding in respect thereof, or any release or discharge of or from any debt, penalty, obligation, liability, claim or demand, or any indemnity already granted, or the proof of any past act or thing;

nor shall this Act affect any principle or rule of law, or established jurisdiction, form or course of pleading, practice or procedure, or existing usage, custom, privilege, restriction, exemption, office or appointment, notwithstanding that the same respectively may have been in any manner affirmed or recognised or derived by, in or from any enactment hereby repealed;

nor shall the repeal by this Act of any enactment revive or restore any jurisdiction, office, custom, liability, right, title, privilege, restriction, exemption, usage, practice, procedure or other matter or thing not now existing or in force.

THE SCHEDULE.

REPEALS.

(See Section 2)

S.No. (1)	Year (2)	Number (3)	Short Title (4)
President's Act			
1.	1976	40	The Tamil Nadu General Sales Tax (Amendment) Act, 1976.
Tamil Nadu Acts			
2.	1941	XVIII	The Tamil Nadu Proprietary Estates' Village Service and Hereditary Village-offices (Amendment) Act, 1941.
3.	1943	XXI	The Tamil Nadu Proprietary Estates' Village Service and Hereditary Village-offices (Amendment) Act, 1943.
4.	1951	VII	The Tamil Nadu Estates Land (Reduction of Rent) Amendment Act, 1951.
5.	1953	XIV	The Tamil Nadu Tenants and Ryots Protection (Amendment) Act, 1953.
6.	1954	XXVIII	The Tamil Nadu Estates Land (Reduction of Rent) Amendment Act, 1954.
7.	1954	XXXI	The Tamil Nadu Tenants and Ryots Protection (Amendment) Act, 1954.
8.	1955	XXVII	The Tamil Nadu Tenants and Ryots Protection (Amendment) Act, 1955.
9.	1956	XI	The Pudukkottai (Settlement of Inams) Amendment Act, 1956.
10.	1956	XXXVI	The Pudukkottai (Settlement of Inams) Second Amendment Act, 1956.
11.	1957	VIII	The Tamil Nadu Tenants and Ryots Protection (Amendment) Act, 1957.
12.	1959	13	The Tamil Nadu Tenants and Ryots Protection (Amendment) Act, 1959.
13.	1961	15	The Tamil Nadu Estates Land (Reduction of Rent) Amendment Act, 1961.
14.	1961	16	The Tamil Nadu Inams (Assessment) Amendment Act, 1961.
15.	1961	30	The Tamil Nadu Tenants and Ryots Protection (Amendment) Act, 1961.
16.	1961	35	The Tamil Nadu Estates (Supplementary) Amendment Act, 1961.
17.	1963	17	The Tamil Nadu Tenants and Ryots Protection (Amendment) Act, 1963.
18.	1963	19	The Tamil Nadu Estates Land (Reduction of Rent) Amendment Act, 1963.
19.	1964	26	The Tamil Nadu Lease-holds (Abolition and Conversion into Ryotwari) Amendment Act, 1964.
20.	1964	34	The Tamil Nadu Electricity Duty (Amendment) Act, 1964.
21.	1964	35	The Tamil Nadu Electricity (Taxation on Consumption) Amendment Act, 1964.
22.	1967	13	The Tamil Nadu (Transferred Territory) Jenmikaram Payment Abolition (Amendment) Act, 1967.
23.	1967	14	The Tamil Nadu Inams (Supplementary) Amendment Act, 1967.
24.	1968	8	The Tamil Nadu Inams (Supplementary) Amendment Act, 1968.
25.	1968	15	The Tamil Nadu Inams (Assessment) (Amendment) Act, 1968.
26.	1973	19	The Tamil Nadu Urban Land Tax (Amendment) Act, 1972.

S.No.	Year	Number	Short Title
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>	<i>(4)</i>
27.	1975	3	The Tamil Nadu Entertainments Tax (Amendment) Act, 1974.
28.	1975	5	The Tamil Nadu General Sales Tax (Fourth Amendment) Act, 1974.
29.	1975	15	The Tamil Nadu General Sales Tax (Amendment) Act, 1975.
30.	1975	41	The Tamil Nadu General Sales Tax (Second Amendment) Act, 1975.
31.	1975	44	The Tamil Nadu General Sales Tax (Third Amendment) Act, 1975.
32.	1975	49	The Tamil Nadu Urban Land Tax (Amendment) Act, 1975.
33.	1977	7	The Tamil Nadu General Sales Tax (Amendment) Act, 1977.
34.	1978	21	The Tamil Nadu Sales of Motor Spirit Taxation (Amendment) Act, 1978.
35.	1978	22	The Tamil Nadu General Sales Tax (Amendment) Act, 1978.
36.	1978	39	The Tamil Nadu General Sales Tax (Second Amendment) Act, 1978.
37.	1979	14	The Tamil Nadu Urban Land (Ceiling and Regulation) Amendment Act, 1979.
38.	1979	31	The Tamil Nadu Entertainments Tax (Amendment) Act, 1979.
39.	1979	33	The Tamil Nadu General Sales Tax (Amendment) Act, 1979.
40.	1979	47	The Tamil Nadu General Sales Tax (Second Amendment) Act, 1979.
41.	1980	28	The Tamil Nadu General Sales Tax (Amendment) Act, 1980.
42.	1980	29	The Tamil Nadu General Sales Tax (Second Amendment) Act, 1980.
43.	1981	20	The Tamil Nadu Entertainments Tax (Amendment) Act, 1981.
44.	1981	33	The Tamil Nadu Sales Tax (Surcharge) Amendment Act, 1981.
45.	1981	34	The Tamil Nadu General Sales Tax (Amendment) Act, 1981.
46.	1981	62	The Tamil Nadu Urban Land (Ceiling and Regulation) Amendment Act, 1981.
47.	1981	63	The Tamil Nadu Urban Land (Ceiling and Regulation) Second Amendment Act, 1981.
48.	1982	4	The Tamil Nadu General Sales Tax (Amendment) Act, 1982.
49.	1982	22	The Tamil Nadu General Sales Tax (Second Amendment) Act, 1982.
50.	1982	23	The Tamil Nadu General Sales Tax (Third Amendment) Act, 1982.
51.	1982	25	The Tamil Nadu Entertainments Tax (Amendment) Act, 1982.
52.	1982	43	The Tamil Nadu Entertainments Tax (Second Amendment) Act, 1982.
53.	1982	46	The Tamil Nadu General Sales Tax (Fourth Amendment) Act, 1982.
54.	1983	1	The Tamil Nadu Entertainments Tax (Amendment) Act, 1983.
55.	1983	19	The Tamil Nadu Entertainments Tax (Second Amendment) Act, 1983.
56.	1983	20	The Tamil Nadu Entertainments Tax (Third Amendment) Act, 1983.
57.	1983	21	The Tamil Nadu General Sales Tax (Amendment) Act, 1983.
58.	1983	29	The Tamil Nadu Urban Land (Ceiling and Regulation) Amendment Act, 1982.

S.No.	Year	Number	Short Title
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>	<i>(4)</i>
59.	1983	34	The Tamil Nadu Entertainments Tax (Fourth Amendment) Act, 1983
60.	1983	39	The Tamil Nadu General Sales Tax (Second Amendment) Act, 1983.
61.	1984	6	The Tamil Nadu Urban Land (Ceiling and Regulation) Amendment (Amendment) Act, 1983.
62.	1984	14	The Tamil Nadu General Sales Tax (Amendment) Act, 1984.
63.	1984	35	The Tamil Nadu Urban Land (Ceiling and Regulation) Amendment and Validation Act, 1984.
64.	1986	58	The Tamil Nadu General Sales Tax (Seventh Amendment) Act, 1986.
65.	1986	76	The Tamil Nadu General Sales Tax (Eighth Amendment) Act, 1986.
66.	1986	77	The Tamil Nadu General Sales Tax (Ninth Amendment) Act, 1986.
67.	1986	78	The Tamil Nadu General Sales Tax (Tenth Amendment) Act, 1986.
68.	1986	79	The Tamil Nadu General Sales Tax (Eleventh Amendment) Act, 1986.
69.	1987	17	The Tamil Nadu General Sales Tax (Amendment) Act, 1987.
70.	1987	18	The Tamil Nadu Entertainments Tax (Amendment) Act, 1987.
71.	1987	19	The Tamil Nadu Entertainments Tax (Second Amendment) Act, 1987.
72.	1987	20	The Tamil Nadu General Sales Tax (Second Amendment) Act, 1987.
73.	1987	31	The Tamil Nadu General Sales Tax (Third Amendment) Act, 1987.
74.	1987	51	The Tamil Nadu General Sales Tax (Fifth Amendment) Act, 1987.
75.	1987	52	The Tamil Nadu General Sales Tax (Sixth Amendment) Act, 1987.
76.	1987	53	The Tamil Nadu General Sales Tax (Validation) Act, 1987.
77.	1987	54	The Tamil Nadu Entertainments Tax (Third Amendment) Act, 1987
78.	1989	17	The Tamil Nadu General Sales Tax (Amendment) Act, 1989.
79.	1989	18	The Tamil Nadu General Sales Tax (Second Amendment) Act, 1989.
80.	1989	19	The Tamil Nadu General Sales Tax (Third Amendment) Act, 1989.
81.	1989	20	The Tamil Nadu Sales Tax (Surcharge) Amendment Act, 1989.
82.	1989	22	The Tamil Nadu Entertainments Tax (Amendment) Act, 1989.
83.	1989	26	The Tamil Nadu Urban Land (Ceiling and Regulation) Amendment Act, 1989.
84.	1989	28	The Tamil Nadu General Sales Tax (Fourth Amendment) Act, 1987.
85.	1989	39	The Tamil Nadu Sales Tax (Surcharge) Second Amendment Act, 1989.
86.	1990	22	The Tamil Nadu Sales Tax (Surcharge) Amendment Act, 1990.
87.	1990	23	The Tamil Nadu General Sales Tax (Second Amendment) Act, 1990.
88.	1990	29	The Tamil Nadu General Sales Tax (Amendment) Act, 1990.
89.	1990	30	The Tamil Nadu General Sales Tax (Third Amendment) Act, 1990.
90.	1991	2	The Tamil Nadu Entertainments Tax (Second Amendment) Act, 1991

S.No.	Year	Number	Short Title
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>	<i>(4)</i>
91.	1991	4	The Tamil Nadu General Sales Tax (Second Amendment) Act, 1991.
92.	1991	10	The Tamil Nadu General Sales Tax (Amendment) Act, 1991.
93.	1991	11	The Tamil Nadu Entertainments Tax (Amendment) Act, 1991
94.	1991	24	The Tamil Nadu Entertainments Tax (Third Amendment) Act, 1991
95.	1991	34	The Tamil Nadu General Sales Tax (Third Amendment) Act, 1991.
96.	1991	35	The Tamil Nadu General Sales Tax (Fourth Amendment) Act, 1991.
97.	1991	36	The Tamil Nadu Sales Tax (Surcharge) Amendment Act, 1991.
98.	1991	45	The Tamil Nadu Tax on Entry of Motor Vehicles into Local Areas (Amendment) Act, 1991
99.	1994	43	The Tamil Nadu Electricity (Taxation on Consumption) Amendment Act, 1994.
100.	1994	48	The Tamil Nadu Urban Land (Ceiling and Regulation) Amendment Act, 1994.
101.	1995	23	The Chennai City Police (Amendment) Act, 1995.
102.	1995	42	The Tamil Nadu District Police (Amendment) Act, 1995.
103.	1995	44	The Tamil Nadu Labour Welfare Fund (Amendment) Act, 1995.
104.	1996	35	The Chennai Metropolitan Water Supply and Sewerage (Amendment) Act, 1996.
105.	1996	40	The Tamil Nadu Urban Land (Ceiling and Regulation) Amendment Act, 1996.
106.	1997	29	The Chennai Metropolitan Area Groundwater (Regulation) Amendment Act, 1997.
107.	1997	56	The Chennai Metropolitan Water Supply and Sewerage (Amendment) Act, 1997.
108.	1997	58	The Chennai Metropolitan Water Supply and Sewerage (Second Amendment) Act, 1997.
109.	1999	1	The Chennai City Police (Amendment) Act, 1999.
110.	2000	43	The Tamil Nadu Catering Establishments (Amendment) Act, 2000.
111.	2013	4	The Tamil Nadu Co-operative Societies (Amendment) Act, 2013.

STATEMENT OF OBJECTS AND REASONS.

The State Law Commission, Tamil Nadu has recommended in its various Reports to repeal various enactments, as they have become obsolete and redundant. The Government considered the said recommendations of the State Law Commission in consultation with respective administrative departments and have decided to repeal the obsolete and redundant laws specified in the schedule to the Bill.

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

S. REGUPATHY,
Minister for Law.

Secretariat,
Chennai-600 009,
28th June 2024.

K. SRINIVASAN,
Principal Secretary.