

GUWAHATI METROPOLITAN DEVELOPMENT AUTHORITY (AMENDMENT) ACT, 1989

185 No. 185 Aegisttz •d THE ASSAM GAZETTE EXTRAORDINARY PUBLISHED - 13 1989. 22 No 1911 A—12 Dispur, Wednesdoy' 13th December, 1989, 22nd Agrahayana, GOVERNMENT OF, ASSAM ORDERS BY THE GOVERNOR LEGISLATIVE DEPARTMENT: LEGISLATIVE BRANCH NOTIFICATION The 12th December 1989 föllowinä Act of the Assam Legislative Assembly which received the assent of the President is hereby published for general . information, 1438 rHE ASSAM GAZETTE. EXTRAORDINARY, ASSAM ACT NO. OF. 1989 the assent of the President on 10th November, Received THE 1989. GUWAHATI METROPOLITAN DEVELOPMENT AUTHORITY (AMENDMENT) ACTS 1989 Act amend the Guwahati Development Authority 1985 (Assam Act No. XX of 1987). Whereas it is necessary to amend the Guwahati Metropolitan Development Authority Act, 1985 (Assam Act No.XX of 1987), herein- after called the principal" Act And whereas the previous inStrudtions of the President have been pbtained ; It is hereby enacted in the Fortieth Year of the Republic Of India as follows, namely Short title. 1. (1) This Act maybe called the Guwahati Metropolitan extent and commece- Development Authority ' (Amendment) Act 1989, ment: (2) Tt shall have the like extent as the principal Act. It shall be deemed to have come into force on the 14th day of November, 1987, Amendment of section 2

2. In the principal Act, in section 2, in sub-section (9), hr the words and figures 'Clnidian Factories Act of 1934", the words with a come and figures QFactories Act 1984" shall be substituted. Amendment 3. in the principal act, in section 23, the words etor the of section 23. Central Government)' *hall 0' be deleted. 4, in the principal net, in section • 24, in the proviso, of section 24, (a) in c!auSe (ii) and words "the Central shall be deleted4 ASSAM GAZETTE. EXTRAORDINARY; 13. 1989 appearing •at the end of clause (v) -Kb) the fullstop to the proviso shall be substituted by a semicolA 55 and thereafter a new clause (vi) shall be Amendment aection 25 inserted, •namely for operational construction." 5. In the principal Act, in section 25, (a) in sub-section (I), the wor& tethe Central Or" shall be- deleted (b) the proviso toe sub-section (5) shall be deleted ; (e) after sub-sec.tion a new sub-section namely, sub-section t(8)' shall be inserted and thereafter the existing sub-sections (8) and (9) shall be renumbered as sub-sections and "10" respec- tively •.-- et(8) In case ordepartment of the State Govern- ment or any Local Authority (where the local authot'ity is not also the Development Authority) intending to carry out any development other than operational- constructions (which shall always be outside the purview of the Deve- lopment Authority) on any land, the concerned department or authority, as the cåse may be, shall notify in writing to the Development Authority of its intention to do so, giving full particulars thereof and accompanied by such • documents and plans, as may be prescribed or directed by the State Government from. time tb time, at least one month prior to the undertaking of such development." (d) in sub-section (8) as amended by this Act, the words -tethe Central or the" shall be deleted, (e) sub-section (9) as amended by this Act, shall be substituted by the following Where the Authority, upon receipt of a notice under sub-section (8), raises any objection in respect of the proposed development 'either to any Master Plan under section 21 (1) or to any of the building bye-laws in force at the time or due to any other material consideration 1460 ASSAM GAZETTE. EXTRAORDINARY. DEQ 13, 1989 under sub-section (IO), the department or - the local authority, as the. case may be shall (i) either make necessary modifications in the proposals for development to meet the objections ; (ii) submit the proposals for development together with the objections raised by the Authority to the State Government for decision. When pro- and objections have been submitted, no development shall be undertaken until the State Government has finally decided on the matter", 6. In the principal Act, in section 39; at the end of the Amendment 'f section 39, sub-section (3), the following shall be added, namely "The adoption of the Scheme including Government approval or sanction, as the case may be, shall be within a period not exceeding •one yeag after expiry of the period of two months referred to in sub-section (1) above". Amendment 7. In the principal Act, in section 40— of section 40. (i) clause shall be substituted by the following, namely (a) all -lands belonging to 'th'e Government or any other local authority shall, unless it is otherwise determinéd in such Schempe by the Government vest absolutely in the Authority free from all

encumbrances ; (ii) in clause (b), the word "determine" appearing in the second line Of clause (b) shall be substituted by the "be determined." am endment

8. In the principal Act, section 45 shall be substituted of section 45.u by the following namely "45. when the Authority is of opinion that in the interest of public- services it is necessary to undertake fo+thwith any of the works included in a scheme, the Authority shall. make an application before the State Go- vernment that advance possession of land other than land required {or the scheme be mentioned in section 40 9110Sved and on such permission being granted shall procee ed for taking ove€•advance possession through acquisition THE ASSAM GAZETTE. EXTRAORDINARY. DEC. 13, 1989 1461 proceedings in accordance with the provisions of the Land Acquisition 'Act, 1894 as amended Amendment 9. In the principal Act, section 57 shall be substituted ef section 57. by the following, namely et57. The provisions of the Land "Acquisition Act 1894, as amended from time to time shall apply in the matter of acquisition of land under this Äct 'and ithe eon-r pensation shall be computed under the provisions of the K. IJASRAR, Joint Secretary to the Govt. of Assam, Legislative Department. & published by the Dye Director (P), Directorate of Ptg• and (E*eGqzette)

