

GUWAHATI METROPOLITAN DEVELOPMENT AUTHORITY (AMENDMENT) ACT, 2006

JONO X Registered No. 768/97 THE ASSAM GAZETTE EXTRA ORDINARY PUBLISHED BY AUTHORITY 187 fizTF, 18 2006, 27 1928 (iT«) No. 187 Dispur, Friday, 18th August, 2006, 27th Sravana, 1928 (S.E.) GOVERNMENT OF ASSAM ORDERS BY THE GOVERNOR LEGISLATIVE DEPARTMENT LEGISLATIVE BRANCH NOTIFICATION The 17th August, 2006 No. LGL. 86/2004/15-- The following Act of the Assam Legislative Assembly which received the assent of the Governor is hereby published for general information. ASSAM ACTNO. X OF 2006 (Receivea the assent of the Governor on Augasi, zUG6) THE GUWAHATI METROPOLITAN DEVELOPMENT AUTHORITY (AMENDMENT) ACT, 2006 AN ACT further to amend the Guwahat• Metropolitan Development Author\$' Act, 1985. Whereas it is expedient further to amend the Guwahati M&opolitan Assam Preamble Short title, extent and commencement. Amendment of section 5. Development Authority Act, 1985, hereinafter referred to as the principal Act, the manner hereinafter appearing. It is hereby enacted in the Fifty-seventh Year of the Republic of India as follows 1.(1) This Act may be called the Guwahati Metropolitan Development Authority (Amendment) Act, 2006 (2) It shall have the like extent as the principal Act. (3) It shall come into force at once. In the principal Act, in section 5, - 2. in sub-section (1), for the existing clause (a) and (b), the following (i) shall be substituted, namely "(a) The Chief Minister of the State of Assam shall be the Chairman ; (b) The Minister in charge of Guwahati Development Department, Assam shall be one.ofthe Deputy Chairmen out of the two posts of Deputy Chairmen and the other post of Deputy Chairman shall be filled up by nomination by the State Government, by such person as the State Government may think fit: Provided that when there is no Council Of Ministers in the State of Assam, the State Government shall nominate such persons as it may think fit, as the Chairman and Deputy Chairmen respectively of the Guwahati Metropolitan Development Authority." 4ctNo. XX of 1987. 1314 Insertion of a new section 34 A Amendment of section 44. Amendment of section 88. THE ASSAM GAZEITE EXTRAORDIN=QLVY AUGUST (ii) (iv) "Punishment in sub-section (12), in the first line, between the words "Deputy Chairman" and "shaft", the words "'nominated under the proviso to clause (b) stib-se(hion (i) of scolion 5" shaki be inserted. in sub-section (i 5), in the second line, in between the words "Deputy Cheirman" and "the casc may be't, the words hi0tninated under the proviso to ciause (h) of sub-section (i) of section 5" shall be inserted. in sub-section (16k in the first iine, in between the words " Deputy %mominated h)ftder clause (b) of the words Chairman" and sub-section (i) of section 5" shall be insetted

3. In the principa\ Act} after existing section the following new section 34A shall be insertcd, namely:

34.A (1) any Officer or Authority including the Appellate Authority or for violation of the provisions of the Act, rules and bye qaws 4 'Power seal ufiauthor•zed construction 4. 5. 4, any agency under this Act issues permission for construction of' buildiag centraverttion of the provision of this Act and the i•uQs and byeaavn made thereunder, he shall be liable to punished with imprisonment for a term of six months along with a tine ten thousand. (2) If any builder or promoter or ovvner erects or constructs or occupies aty bui{dirsg contravention of the provision of this Act and the rufes and bye-•laws made thereunder except the provisions of co;npovndable limit provided in the bye-laws, he shaft be liable to be punished with imprisonment for a term of six months along vvith a fine of rupees ten thousand." In the priacipa! section 44, the existing provision shall be renumbered as secüon 44(1) and after sub-section (1) so renumbered the followiag sub-section (2) shall be inserted, namely: No building permission for construction ofa building whose height is 15 meters or tnoce avetage level of the (Entral tine of the Street in which the abuts or more than four floors excluding basement sii'vi be •permissible if the measurement of' the preposed Vand Which (he building is proposed to be constructed, is tess than 4 Kathas." in principal Acts in section 88, after subsection the following new sub-section (4) Shal! inserted, nantely (a) 'It Sha}! be 'awful fer the Chief Executive Officer, Guwalvdi Metropolitan Deve!opmetii Authority, any lime, before or after making an order of Gernotitic;n urtder section 88 reed with section 25 and 30 or o: stoppage the erection of any bLtiiding or execution of any work section 88, to make an order directing the scaling of such erectica OT or of the premises in which such erection or work is being æct•ied been c.ompteted in the manner prescribed by ihe for lhe purpose of carrying out Che provision of &li3 Act, or preventing any dispute as

to the nature and extent of such erection or work. Where any erection or work or any premises in which any erection or work has been sealed, the Chief Executive Guwahati Metropolitan Development Authority may, for the purpose of such erection or work accordance with the provision of this Act, order such seal to be removed. (c) No person shall remove such seal except, (G) under order made by the Chief Executive Officer, Guwahati Metropolitan Development Authority, or under the order of an Appellate Authority or the Government under this Act." M. K. DEKA, Commissioner & Secy. to the Govt. of Assam, Legislative Department, Dispur. GUWAHATI Printed and published by the Dy. Director (P&S) Directorate of Ptg. and Sty., Assam Guwahati-21

