

EAST PUNJAB TRACTOR CULTIVATION (RECOVERY OF CHARGES) ACT, 1949

1949 : East Pb. Act XI.] TRACTOR CULTIVATION 407 (RECOVERY OF CHARGES) THE EAST PUNJAB TRACTOR CULTIVATION (RECOVERY OF CHARGES) ACT, 1949. TABLE OF CONTENTS. Sections. 1. 2. 3. 4. 5. 6. 7. 8

9. Short title and extent. Interpretation. Application for tractor cultivation. Procedure in dealing with applications. Notice of demand. Period within which payment is to be made. Recovery of outstanding dues as arrears of land revenue. Delegation. Rules. 1949 : East Pb. Act XI] TRACTOR CULTIVATION 409 (RECOVERY CF CHARGES) ITHE EAST PUNJAB TRACTOR CULTIVATION (RECOVERY OF CHARGES) ACT, 1949. EAST PUNJAB ACT No. X1 OF 1949. [Received the assent of His Excellency the Governor on the 14th April, 1949 ; and first published in the East Punjab Government Gazette (Extraordinary) of April 18, 1949.] 1 Year 1949 2 No. XI 3 Short title The East Punjab Tractor Cultivation (Recovery of Charges) Act, 1949 4 Whether repealed or otherwise affected by legislation Amended in part by the Adaptation of Laws Order, 1950 Amended in part by the Adaptation of Laws (Third Amendment) Older, 1951 Amended in part by Punjab Act XXIV of 19532 Extended to the territories which, immediately before the 1st November, 1956, were C)mpriged in the State o! Patiala and East Punjab States Unions, by Punjab Act XVIII of 1958.3 Amended by the Punjab Reorganisation (Chandigarh) (Adaptation of Laws on State and Concurrent Subjects) Order, 1968. IForStatementofObjæts •nd Reasons, see East Puqjab Government Gazette (Extnordina.ry), page 138 ; for proceeding in the Assembly , see East Punjab Legislative Assembly Debates, Volume m, 1949, pages (24) 72—15. *For Statement of Objects and Reasons, see Punjab Government Gazette (Extraordinar", dated 16th April, 1953, page 535. For Statement of Objects and Reasons, see punjab Government Gazette (Extraordinary), 1958, page 546 K. Short title extent. 410 TRACTOR CULTIVATION [1949 : East Pb. Act xr (RECOVERY OF CHARGES) An Act to provide for the cultivation of certain areas by means of tractors by the Department of Agriculture JIPunjab], and for the recovery of the charges in respect of such cultivation. It is hereby enacted as follows :— 1, (1) This Act may be called the East Punjab and Tractor Cultivation (Recovery of Charges) Act, 1949. (2) It extends to the whole of the 2[Union Territory of Chandigarh]

2. In this Act, unless there is anything repugnant Interpretations. in the subject or context,— (a) "cultivator" means a person who actually cultivates .the soil himself or through members of his household, or gets it cultivated by hired labour or by a tenant (b) "director" means the Director of Agriculture, 9[Union Territory of Chandigarh] (c) "prescribed" means prescribed by rules made under this Act "tractor" means a tractor owned by or work• ed under the control of the Department of Agriculture, 3[Union Territory of Chandigarh]; "tractor cultivation" means any agricultural operation carried on with the help of tractors such as ploughing, horrowing, discing, sowing, or harvesting and includes any other operation for the purpose of reclaiming banjar land]; (f) "tractor cultivation charges" means the charges recoverable on account of tractor cul- tivation. iSubstituted for the words "East Punjab" by the Adaptation of Laws (Third Amendment) Order , 1951. Substituted for the words "State of Punjab" by the Punjab Reorganisation (Chandigarh) (Adaptation of Laws on State and Concurrent Subjects) Order, 1968. 'Substituted for the word "Punjab" by ibid. 'Clause (d) omitted by Punjab Act, XXIVof 1953. section 2 and subsequen clauses (e), (f) and (g) re-lettered as (d), (e) and (f). 'Substituted for the old clause by Punjab by Act, XXIV Of 1953, section 2 (ii)• 1949 : East Pb. Act XI.] TRACTOR CULTIVATION 411 (RECOVERY OF CHARGES) 3. (1) Any cultivator may make an application Application for in writing to the Director for having any agricultural Tractor Cultivation. operation performed by tractors on his land or any part of it. (2) Such application shall be accompanied by a de- posit,madeinthe prescribed manner, of * tractor cultivation charges according to the prescribed scale Provided that— (1) in exceptional cases, Director may require only such part as he may specify of the full cultiva- tion charges to be deposited with the applica- tion. 1(2) * 4. (1) If the Director accepts an application made Procedure in dealing with appli- under section 3 he shall take all steps necessary in con- cations. nection therewith. (2) In case such application is rejected, any deposit made with the application shall be refunded in the pres- cribed manner to the applicant

5. As soon as may be after the tractor cultivation Notice of demand.has been completed, the Director shall in respect of such cultivation serve on the cultivator a notice of demand specifying the amount due from him after taking into account the deposit, if any, made by him

216. A cultivator whose land has been brought period within which under tractor cultivation shall, within one month or such payment is to be further time as may be allowed from the date of the receipt of the notice of demand under section 5, deposit in the prescribed manner the amount specified in that notice or in such other manner and in such instalments as may be allowed in this behalf.] •The word "full" and proviso (2) omitted by Punjab Act, XXIV of 1953, Section 3 (i) and *Substituted for the old section by ibid, section 4. TRACTOR CULTIVATION [1949 : East Pb. Act 412 (RECOVERY OF CHARGES) 7. If any cultivator fails to make payment as specie Recovery .Of as arrears of land fied in section 6, the sum due from him shall be recover. revenue. Delegation. Rules able as arrears of land revenue

8. The Director may delegate any or all of his powers and functions under the Act to any officer of the 1[Central Government.] 9. (1) The 1[Central Government] may by notifica- tion make 2rules for the purposes of carrying into effect the provisions of this Act. (2) In particular and without prejudice to the generality of the foregoing power, the II Central Govern. ment] may make rules regulating or determining all or any of the following matters . (a) the mode of making a deposit under sub- section (2) of section 3 , (b) the scale of tractor cultivation charges (c) the mode of making a refund under sub. section (2) of section 4 (d) the manner of making payment under section 6. •Substituted for the words "State Govern neat " by ttu Punjab Reorganisation (Chandigarh) (Adaptation of Laws on State and Concurrent Subjects) Order, 1968. •For rules, see East Punjab Government notification No. 1581-Agr491125, dated Sth September, 1949. 0The words, figures and brackets "sub-section (1) or sub-section (2) of" omitted by Punjab Act XXIV of 1953, section 5. Act XMV of 1953, shall be deemed to have come into force on 16th April, 1953.