

KERALA LAND DEVELOPMENT CORPORATION LIMITED (SPECIAL POWERS) ACT, 1974 (NO.5 OF 1974)

6 Repeal and saving (1) The 3 Kerala t •n Iversity Inent) (h (itnance. (12 Is hereb) : epealed. lthstan(hng such 1 epeal, an'. Ilung done under the prmell)dl arnellded ('lnend- 01 (nce shall be (leelnd to haxe been done or taken principal as amended bv this Act as 11 this Act had illto 101 (e on the 19th dax of enlber, DEVELOP-MEN' l' (SPECIAL)WERS) ACT', anyh under come Preaunl)le Sections Shott title, l)efinLt10ns Prepal at Ion l) ul)hcatlon (Act 5 of 1975) extent and honunencement elopinent schemes a schelne may (i and In i 'ting objections 5 (i 8 9 IO 11 15 [8. 20 21. 23 Repolt 01 the Inqui) Ing (l)hcer Decision to execute or abandon 01 relel ence to er nnient i 01 sanction Publication ot scheme PO" el to enforce scheme 01 cel taln persons to pay cost or to contl lbute Right 01 Entm at Ion 01 oi Recold o: rights and halJ111t1cs. (01 0" ners of lands maintain and rep;ur 01 ks tilicatlon oi mista kes Xinounts due to to be fust charge Recox erv 01 mone\ Serh Ice of notice , helne not to be Invalidated Ihrections Govei ninent Mein be' s and sen ants 01 COI poration to be puhhc hrmtatton Protection ot pel sons suits and prosecutions cr to ruake 1 ules. Repeal and saving. good f (lith. . In . 7 KER LANI) DEVELOPME.xr CORPORATION ACT. (SPECI U, (5 of 1974) the Kerala I-and Luniti (l nuæst unth certain ptnvers to facilitate the execution o/ Land develop- lite nt Itetne•, the State K etala It l', expedient to Inx est Precunl)le.- tain powers to I h" elopment atlon Limited With schemes In the tacihtate the execution 01 land (Io elopment state or Kerala -fifth Year ot the Republic of It enacted the India as follous•.— Short title, e.ctent and conu-nencernent \ct mav (1) This 1 Corporation 1-1m Ited I)development be called the Kerala Land (Special PO" ers) (2) It extends to the "'hole ot the State of Kerala be deemed to ILA' e come Into force on the '21st of Noi embel, I)e/utizons - unless the requites — (a) (c) PO' atlon means the Kerala context other" ise Land I De' elopment registered the Com- 1 J) m Itcd, undet panles Ac-t 1956 (Central A(t• of e 19.36) 01 k s' shall not Include (harges ment and super, Islon xneâh:, Inquiring '())fucer' such the potation, thâ oilicet ner rmeans any person for the time Ing or entitled to ene. hether on his fox estabhsh- a p pollâtéd being 0" n count. or as agent trustee, guardian, manager or recener for 01 profit able from land another person, and Includes a tenant, an occupant or mortgagee In possession of land, presci ibed' means prescribed b'. rules made under Received the assent of the Governor on the 12th day of March, 1974 and puhhshed nn the Gazette Ertraordnnary No 275 dated 12th March 1974 (f) (g) (h) 1 ccoucl of I'l"hts" nieans liabilities prepared under section 11, of nghts and development •schenu• Incans any land schelne pre- pared or to be epared undel this ork" yneans an N or k or public consti ucted. et ected 01 (arned out or to be consti ucted elected or car 3. Preparation of land development schemes.—(l) Whenever the COI poratlon Is 01 that It IS publi(Interest to execute d schelne anj area, It Inay prepare a draft scheme contain Ing the 10110" Incr l)artlct.llars. (a) (b) (C) (e) the ol)lect of the scherne, the and approx lunate area of lands to be tncltl(led tn the scheme, the persons Including thc G (h ernment, b', the scheyne, affected the "'or k to be call ted out under the scheme, and other particulms as may be prescribed such (2) On the preparation of a (11 ait scl'leme undel sub-section (1), the Corporation shall appoint an oflicer called the Inqun Ing (f)llicer i 01 the purpo.se hereinal ter specified Mattel s 101 li'luch a schune Inay provide —A (Irait scheme 4 prepared under section 3 Inay (h'l(le for all or any of the follow- ing matters, namely. (b) (c) (e) (g) control and prevention ot soil el osion, preservation and improvement of soil; recla\natlon of aste, saline or water-logged areas, eincn,t in the methods oi cultivation and extension 01 cultl\daon, 01 earth and masoni y orks In fields, const' uction gulhes and l ai Ines, Including atti d) ains and contour bunding wherexer necessarv consti uction of pernnant bunds In atel logged lands for Increasing agricultural oduction. control and lnænten•ance of tree gro\ th, Impros ement 01 ater supply, (1) consolidation 01 the holdings of cultli ators for the better use oi land, an area (J) (l) 9 Iranunq 01 c.nnals. streams and ers to prevent bank erosion. proi Idlng pumpsQts and platfortns 101 erection of such ptnnpsets lor ate' Ing process. channels purposes, and dewatering not It 11 the ol)leccs Ina (m) such othet 01 of If bv this AG, as Inav be pre lbed Publication o/ scheme the aft together \ lie the an v. shall be made ai the pubhc, flee of charge,— (1) Copies connec ted ill aps and plans. 101 tnspectlon (a) (c) v. hrch, In In erx village In which scheme are situate; local tty the office of ischctlon the lands I ncluded situate; "'ltlun hose scheme ate the taluk In w luch such lands at the headquart(ns ol are situate, and places as the Corporation mav direct. at such other in a newspaper general notice shall be published the opinion 01 the (atlon has the

Id est circula- tion In the localits, (a) Intimating that the draft scheme has been epared and that copies thereof ha'e been kept and Inay be Inspected by the pubhc i ree of charge, at the places referred to In sub-section (1); (b) requiring all persons allected bs the draft scheme •who wish to make arn objections to It or a nx tho eot to submit thar oblectuons In mtlng to the Inquiring ()fficer or to appear bet ore 111m and stale their oblectlons v.. lthln thirty days 01 the publication of the notice (3) Separate notices to the same ell ect shall also be served in the prescrtbod manner on all ners of the lands a fretted by the scheme ovi(led that an ner on hom a separate notice has been sub-section shall subnut u nder this ritlng to the Inqtnnng (er or appeac bef01 e that Officer lus ()blectuons within fifteen days of the sei". Ice ot 34/1847/MC. 10 the notice il t lle s,ld pel 01 section (2) Report o/ the Inquzrlll(l dfn s expires later to clause (b) of - 'l he I nq ting Inquire into the tions en ed or (led by than sub- l) lin and subunit thein to the (atlun together thereon and his 1 econuncndatlons, i or (Iraft schelne Ins 1 epoit Inodificatlon to o e zec ute or abandon heme 1 e ferenc e 7 G overntment /01 sanctaon Altel consi(iel Ing the objections and and ccorn rnend su bnuted If the Corporation ()lllcer under section O, Inay eithel (lecide to execute the heme lth Inodificatlons or abandon the scheme: ox Ided that the COI shall subnilt the scheme t,) the ernrnt lor then orders— (a) M'here the nev•, 01 than flit) per cent 01 the arca of the lands H)cluded In the schane, other than Govei runent lancl.s, or Inox e than SIX t) per cent of the 0" nels of land Included In ttle scheme, othel than the e' runent, inade 0b lections to the aft herne or pal t thercol ('Ind poratlon 1', 01 01)' Inon that the sch(blne should lthout nu)dlficatlons or (2) a dial t henne IS submntted to the (_ox erlunent under sub-section (1), the} sanc tion the (h aft schune or ithout Inodificatlons ot relect It ox direct that a i 1 esh schelne be prepatad 8 Publu•atzon of hcjne.- by tho ('.01 pox atlon OJ ex ecu ted as san(be published (1) of section 5 decided to be as (;ovcl n- 1 e{er rod to m notice specul ing crenel al the places 2) ting the -sc henu has been at those places free of Inspected (hat ge shall be published In a neh\ spaper Inch, In the opinron 01 the poratlon, has the cnlatlon In the locality (3) The publication oi the schemne undet sub-section publication oi the notice unclcl sub-section (2) shall be clushe evidence that the scherne has been duly fr,uncd sub- a 130 COI- con- Potter to enforce scheme - scherne under section 6, take up an) hich IS to Nothing .ton;nnal 11 ('.1 Upon (he publication tor [he Corporal lon to Q xt cutt(l under the scheme (1. evenl i he Corpol atton using any work Io be execu- 'he land on ted 1,lider the scheme to lthe ownu of w nrk to be executed 01 to a padasekhal an comrnlt(ce constituted unclcl the Kerala Land Dey elopmct to any other person 01 VS) Whet e the ermnenl lthe ownel of Included In the scheme, lthe Government or the Corporation shall cary out lthe '*01 k on lthat land '0 Lzabzhty of tat n pen Dons pat/ cost OT Io contl ibid! — (1) ry of land Included the scheme shall pay !he rmay be, of the wolk which part of the cost, as the caq under lthe scheme IS can med out by the COI porat10'1 and has benefi tea land "2) I i, In consequence of any wotk led out by the Coz- por aUon under section 9, any person (Including the Govemrnt nt) other than the owners of lands Included In lthe scheme, IS, or IS. likely, the opinion oi lthe COI poratlon, to be, benefited by sue I v.'ork. such pel son pav c i .on, ny t,v.a.y ot contribuhon, such am In t such lime and In such as the Corporation rmay determine, and such contriblthon mannez sech payable by the Sha!) be ad lusted against the coe: of ovmers of lands Included in the scheme m accordance •with such DI'lnclples as may be prescribed P 1 ovi(led that before any person IS required Io pay any contlbutlon, he shall be gtvn a reast Ina ble opportu ty If any, regard to the matta (If making his representation, (3) If default made by any pel son In the ment o: COSI 01 part of the cost as the case may be, payable by hun under sub-ectlon (1) within the period spec;fted un the stalelnent pre- ed under sechon 14 or of any contribution under sub-section the time delermlded In thal behalf under that sub- secur., the Corporation shall recover persor, that amount Liability Io pat/ tlnlaest —Every person liable to pay the or part of the cost of any work under sub-section (1) of cost unacr sub-sectu»n any conrlrbutl)il *hat Rection to pay expenses undel sub-sechon (2) of section 15 12 shall be I I a l) le to on cos t, Of the _ COS t 01 expenses, as the - c; L-.,e, such rate and With effect such date as be presa lbed Itzqlt o/ entry 12 01 or semant 01 Ille and k ,acrs as be necessary' fol the purpose and do all such other Inquiring Into or executing any scheme or for the 01 ep,illng, pul pose of Inspecting Decicuatzon 01 K otnpctlon - -As soon as Ina \ be o/ the execution of lthe works under a schenne, the pora00n notification In the Ga zette, declaration to that publish and such laratlon shall be conclUSI'. e ution of the 01 ks has been completed 14 Recoal o/ 1 zgths and ll(lbzltzes — 'lthe Corpol atlon shall, as soon as be al publication of the (Ieclat atlon undel setting out— prepæe a s'. 13, (a) the narnes of the nels of the lands Inc luded the Inap and plan sh() Ing the situation, dilnenslons 01 the orks under the schelne, (e) the cost ot such (d) the total atnount to be Including Interest, (e) the rate hectaje

per (g) regulated to each such land the 0" Riel s, at Inch such amount annurn the 0" ners, h aynount the 0" ner ork liable to Ina intann and I ep,ur It. of h such 0" ner, (h) the rights an." , 01 the 0" ners 01 (1) such other matters as Ina y be presci (2) \ Iter a statenu•nt as aioresald has been 01 0" nets 01 thein as 4 notice shall be published the presci lbed manner mtnnatlng a statenu•nt has been prepal ed and that It Inspe(ted at such places as Inay be specified copy of the prepal ed under sub-section (l) be ya \ ed on ner ot the 13 15 Obligation o/ oumers o/ lands person shown tvorks — under section 14 as liable to to the satisfactiun of the COI poration to Inatntazn and repaar st atement prepared and I epalr alQ ork shall, maintain and repaar that an.s other land in 1 espect 01 which Ins 0" n and he IS as liabic In the saul statement I i pel son liable to mamtalll 01 rep,ur a OI'k fails (2) Issue a notice to him requirmg to do so. the Corporation shall lod to be specified In lum to or repaar with such direction notice and. on his fall ute to corn fixed the Corporati01'1, the COI poratton It hill the tune cause the ork to be maintained or repail ed, and the expenses fronl the 0" ner and such Incul red thereby shall be reun el ed liable to contribute other persons. an v, :ounout to be (3) dispute decided by the Corporation (2) shall be and such shall subject to the pn Islons ot lb Appeals I) \ n,l. 0" ner or other pelson hal)le under section to pa.\ the cost or part of the cost ot any ork or to pay an v amount b', of contribution ho oblects to such f ntry In the acrorle' ed anv ner ho IS statement prepal ed under sub-sechon (1) ot section 14 any person aggries b.s anx decision ot the Corporation under sub- of section 15 may ithun such t.) me prescribed appeal to the Subordinate Judge (2) "Che order 01 the Subordinate Judge In an a ppeal under sub-section (l) shall be final I 'or the purposes of t hrs section, (3) Subordinate I udge'• nu•ans the Sub(»rchinate Judge having .Junsdl('tlon 0'. er the hole or the Ina lor portion ot the area. Inch the lands cox cred bv the scheme are situate as a result of an order under sub-section ('2). any to the statement prepared under seetron I'l becomes necessat y, the Corporation shall 'tevtse the statemt nt In accordance "ith such order a statement rei as afouesald, notice shall be en QI the fact of such rei ISion the prescnbed mannel 17 Rectification of nnst'lkes• — it an' time It lun one year from the date ot ans order passed bs It, the Corporation Ina \ on mohon, rectify any rmslake appa rent from the rer•ord, period, I ectit} at)' . such mistake hictl has been brought to the notice of the Corporation by any person (If ted by any 01 Issued undel this ict I(lled that no such 1 ectlfi(shall Inade Inch •has be. 01 enhancing the habilitv oi reasonable opportunit\ ot betng unatter -Intounts due to COI pot ahon to be fust (l'(ltqe - 18 to the COI POI at Ion I rom an N er of land undex sub-section section expenses epall'lng an \ or the Cor 01 at ds or t, u b-sectlon section (2) Interest thereon, shall subject to an \ chai ge i or t axes, cesses or other an)ounts due to the nynent 01 a local author lty be a first (-1 i,uge on the land benell{ted such o; k and upon the nun ble propel ty, If ans. lound lthlll 01 upon the sanu• and belonging to h per son La planation. this section, - In under the Kera e basic tax rneans the tax Recovel o/ prenudl(e to an) other nnode 01 1 ecovez v, an \ '-ujm of [none \ by an \ 0" ner 01 land pel son to the COI poratlon under the 01 othel on the Issue 01 a certificate that , recoverable I rom the public 1 ex enue due on land undel the Kerala Rei enue •cry Act, 1968 (15 of be/ vue o/ notice —Any notice required or gn en to an \ person undel thus Act shall sei vccl 01 given 01 this rporat!cn In 01 It the notice is addresssed to that son and I.S gnen tendered to hill), or here that person cannot be found. 11 It IS on conspicuous part of hus last place 01' residence 01 business 0' tendered to nu•nnber 01 hl.s larnilv 01 IS affixed on solne conspicuous part of the land to vellich It relates or (f It sent by I eqnstcued post to that person at Ins place ot lesldence or business Schenle not 15 invalidated —No schelne unerels reason Jeenned to be Inx alid person on hom a notice as sei", ed In pursuance of anv provi- this as not the 0" ner of the land lespect 01 Inch the notice as ser' ed, Ided such person as In possess- Ion of that land hen the notice v, as sers ed on Illin (I ovel luncnt•- - l)uec tzons by GO' ernment xna••, Inconsistent Instructions, not go'. e to the Corpor atlon general 1956 (Central Act 1 ot lthe Companies Act, 01 the COI to Memorandum or Articles 01 Association be ed the Corporation Its ers and pen fon rnanc e (2) In the exercise duties undel this the Corporation shall not (lep',nt it onu any (1) except lth the general Instructions Issued under sub-section the Govei nment pre\ rous pernnlsslon of 23 servants C, orporatton to publrc servants — ill manbers 01 the (.01 poratnon and all officers a nd acting or Corporation shall be deemed. Inle sers ants ot the any 01 the prm 01 this purporting to act In pursuance n' Act, to be public set' ants ltlenn the Ineamng ot section 21 of the Indi an Penal (Central of 1860) Protection 01 persons acting m good Ifattll, lunztatton o/ 21 sutts and prosecuttions — (l) No suit prosecution or othel legal ptocee(hngs ghall lte against the G Oh ernxncnt tor an x puu porting to he done uncler this or anv l ule rnade thereunder (2) No suit, osecution 01 other legal proceedings shall be Instituted against the Corporation or any public servant or anx authorised under thus Act In I espect of anything In person good

faith done or Intended to be done under this Act or any rule made thereunder against the (3) -No suit, or prosecution shall be Instituted COI poratuon or am public scrs ant or any person duly authorised under this Act unless the suit or l'ros'ecution has been Instituted lthun months from the date of the act complained of 2.3 l'ozvæ t') rnal,e rules l'he Government may. b v (l) In the Gazette, make 1 ules for the purpose 01 carr) ing into enect the proh l',lons of this At r x eny rule nyade under tins section shall be laid as soon as may be after It IS made before the Legislative Assembly v. hile It IS nn session fol a total pernod of fourteen days which 16 one session 01' m t" mn.y be coin prised 11. the session .eglslatne \ sselnbl•, tile session f ()110" Ing. the ynodlficatnon In the ule or decides not be made the rule shall thereaf tel hane eliect oni.\ should as the case be, Inodi(ied or be of no ell ect so 110" er that any such modification 01 annullnent shall N"lthout to validity of an) thing pren loush' under that rule Repeal and savt12(J —(1) 26 (Spec Jal Powers) Corporation Inn) lted Is hereby repealed (2) Not" lthstandng such epeal, action taken under the said (.h (Imance velopn)ent Ordinance. an) thmg done or an c been done or taken under this Act. THE KERALA AGRICULTURAL UNIVERSITY ACT, 1974 (Act 6 of 1974) CONTENTS PrcaynlJle Sections 1 Sholt title and commencement Alnendment of section 61 Repeal and tng deemed i o be (AMENDMENT) (AMENDMENT) THE. KERALA AGRICULTURAL UNIVERSITY (Act 6 ot 1974) lct lurther to cunentl the Kerala {grtcultural (J nivel Act. a xnend the Preamble —W r IF,,REAS it IS expedient fut ther to Kerala Agricultural Uni' ersltv Act. 1971, ior the purpose herein- alter appearing, • Received the assent 1974 and pubhshed 12th March 1974 of the In the Governor Gazette on the 12th Extraordinary day No of March, 276 dated

