

TAMIL NADU (ADDED TERRITORIES) EXTENSION OF LAWS ACT, 1962

T.N. Act 14] (Added Territories) Extension of Laws *ITAMIL NADUI ACT No, 14 OF 19622. TRB [TAMIL NADUI (ADDED TERRITORIES) Ex TENSION OF Laws ACT, 1962. IReæived the assent of the ?resident on the 13th December 1962, first published in the Fort St. George Gazette on the 19th December 1962 (Agrahayana 28, 1884).1 'An Act to extend certain laws to the added territories in the 3 [State of Tamil Nachi], BE it enacted by the Legislature of the ? [State of Tamil Nadul in the Thirteenth Year of the Republic of India as follows I, (1) This Act may be called the 11 Tamil Nadu] Short title (Added Territories) Extension of Laws A't, 1962 commence (2) IO shall be deemed to have come into force ment. on the 26th day of January 1961 ; and the rest of this Act shall come into force on such date as the State Government may, by notification, appoint. 2, In this Act, unless the context otherwise requires,— — Definitions (a) " added territories" means the territories specified in the Second Schedule to the Andhra Pradesh and Madras (Alteration of Boundaries) Act, 1959 (Central Aot 56 of 1959) ; (b) " existing law " means any law, Ordinance, regu- lation, order, by-law, or rule passed or made before the date of the cf this Act by Parliament, or by any Legislature, authority or person h.aving power to make such a law, Ordinance, regulation, order, by-law or rule. 3, So much of lthe enactments specified in the First Extension Edule as is in force on the date of the commencement of certain Of this Act in the 3[State of Tamil Nadu] except in enactments, added territories and relates to matters with respect to which the State Legislature has power to make laws for the State is hereby extended to, and shall bc in in, the added territories. t These words were substituted for the word " Madras" by the Tamil Nadu Adaptation cf Laws Order, 1969, as amended by the Tamil Nadu Adaptation Laws (Second Amendment) Order, 1969. For Statement of Objects and Reasons, see rort St. George Gazette Extraordinary, dated the 30th October -1962, Part I Y— Eon 3, pages 226—227 a This expression was substituted for the expression "State of Madras" by the •Tami] Nadu Adaptation of Laws Order, 1969, as by the Tamil Nadu Adaptation of Laws (Second Amendment) mler, 1969'; [1962 : TON, Act i4 (Added Territories) Extension Df Laws Amendmeht of certain enactments. Construction Of references laws not in force in the added ter rito ries. Const ruction of references to authorities where new authorities have been consti- toted. Repeal of corresponding laws. 4•, The enactments specified in the Second Schedule in so far as they apply to, and are in force in,the added territories are hereby amended to the extent and in the manner mentioned in the fourth column thereof. 5. (1) Any reference in any enactment specified in the First Schedule to a law which is not in force in the added territories shall, in relation to those territories, construed as a reference to the corresponding law, if any, in force in those territories. (2) Any reference in any existing law which continues to be in force in the added territories after the date of the of this Act to any law repealed by section '7 shall, in relation to those territories, be construed as a refe- rence to the enactment specified in the First Schedule corresponcLing to the law so repealed

6. Any reference, by whatever form of words, in any existing law to any authority competent at the date of the passing of that law to exercise any powers or discharge any functions in the added territories shall, where a.corres- ponding new authority has been consiulted by or under any enactment now extended to the added territories, have effect as if it were a reference to that new authority

7. T Ivu Andhra Irrigation Works (Levy of Compulsory Act, 1955 (Andhra Act XXIV of 1955), the Water- Andhrz Irrigation (Levy of Betterment Contribution) Act, 1955 (l Act XXV of 1955) and the Andhra Silk- worm (Control) Act, 1956 (Andhra Act XV of 1956), and an: Act, Ordinance, regulation, order, byelaw, rule or other law to an enactment specified in the First Schedule in force in the added territories im- mediately before the date of the commencement of this Act by viruc of'section 45 of the Andhra Pradesh and Madras (Alteration of Boundaries)Act , 1959(Central Act 56 of 1959), or by virtue of any ofher legislative power shall,on the date of the commencement of this Act, stand to the extent to which the corresponding law relates to matters with to which the State Legislature has to make laws for the State, 8.(1) The by Fion 7 of any corresponding existing law shall not affect— (a) the previous operation of any such law or any. thing done or duly suffered thereunder, or (b) any right, privilege, obligation or liability acquired, L accrued or incurred under any such law, or W2: T.N. Act (Added Territories) Extension Laws (c) any lxnalty, forfeiture or punishment incurred iO respect of any offence committed against any such law, or (d) any investigation, legat proceeding or remedy In

Effect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid; and any such investigation, legal or remedy may instituted, continued or enforced and any such forfeiture or punishment may be imposed as if this Act had not been passed. (2) Subject to the provisions of sub-section (1), anything done or any action taken including any appointment or delegation made, notification, order, instruction or direction issued, rule, regulation, by-law or scheme framed, certificate, or licence granted or restriction effected, under such corresponding existing law shall be deemed to have been done or taken under the corresponding provision of the enactment as now extended to, and in force in, the added territories and shall continue in force accordingly, unless and until superseded by anything done or any action taken under the said enactment. 9, For the purpose of the application in Powers of courts the added territories of any enactment specified in the and other First Schedule, any court or other authority may construe authorities for such enactment with such alterations not affecting the purposes of facilitating substance as may be necessary or to adapt it to application of the matter before the court or other authority. laws. 10. (1) The Tamil Nadu Essential Articles Control Extension of and Requisitioning (Temporary Powers) Act, 1949 (Tamil Nadu Act XXIX of 1949) (hereinafter in this section 1949, referred to as the Tamil Nadu Act), is hereby extended to, and shall be in force in, the added territories; and sections 5 to 9 shall apply in relation to that Act as if it had included in the First Schedule. This expression was substituted for the expression "Madras Act" by paragraph 3(2) of the Tamil Nadu Adaptation of Laws Order, 1970. (These words were substituted for the word "Madras" by the Tamil Nadu Adaptation of Laws Order, 1969, as amended by the Tamil Nadu Adaptation of Laws (Second Amendment) Order, 1969. T.N. Act 14) (ii) in section 6, (Added Territories) Extension of Laws 45 shall be renumbered as clause (I-a) and shall be so renumbered: the following clause shall be inserted, :-— "(1) "added territories" means the territories specified in the Second Schedule to the Andhra Pradesh and Madras (Alteration of Boundaries) Act, 1959 (Central Act 56 of 1959 (b) after (7), the following clause shall be inserted, namely: "(7-a) "date of commencement of the Act and "date of the commencement of this Act", in relation to the added territories mean the date of the commencement of the provision in which the expression occurs"; and (iii) to section 120, A following proviso shall be added, namely: "Provided that nothing contained in this section shall apply to the added territories". 12, The enactment specified in the Third Schedule, Repeal of in so far as they apply to, and are in force in, the added certain enactments. territories are hereby repealed to the extent mentioned in the fourth column thereof. 13. (1) If any difficulty arises in giving effect to the Power to provisions of this Act or of any enactment extended to remove the added territories by or under this Act, the State Government, as occasion may require, may, by order, do anything which is necessary for the purpose of removing the difficulty, (2) Every order issued under sub-section (1) shall, as soon as possible after it is issued, be placed on the table of both Houses or the Legislature, and if, before the expiry of the session in which it is so placed or the next session, both Houses agree in making any modification in any such order or both Houses agree that the order should not be issued, the order shall thereafter have effect only in such modified form or be of no effect, as the case may be, so however, that any such modification or amendment shall be without prejudice to the validity of anything previously done under that order. 26 Year. (1) 1873 1922 1926 1934 1935 1954 1954 1954 1955 1955 1956 1956 1956 1959 (Added Territories) Extension of Laws • T.N. Act 14 [1962 . Number, (2) 111 111 x 11 XXIX XXXIII 111 XXIII XLI 2 THE FIRST SCHEDULE. (See section 3.) Short title, (3) CENTRAL Act. The Tamil Nadu Civil Courts Act, 1873. a [TAMIL NADU ACTS,] The Madras City Tenants' Protection Act, 1921. The Tamil Nadu Borstal Schools Act, 1925. *The Tamil Nadu Co-operative Land Mortgage Banks Act, 1934, The Madras Maternity Benefit Act, 1934, The Tamil Nadu Contingency Fund Act, 1954. The Tamil Nadu Electricity Supply Undertakings (Acquisition) Act, 1954. The Tamil Nadu Dramatic Performances Act, 1954. The Tamil Nadu Irrigation (Levy of Betterment Contribution) Act, 1955, The Tamil Nadu Cinemas (Regulation) Act, 1955, The Tamil Nadu Silkworm Seed (Production, Supply and Distribution) Act, 1956. The Tamil Nadu Official Language Act, 1956, The Tamil Nadu District Collectors' Powers (Delegation) Act, 1956. The Tamil Nadu Open Places (Prevention of Disfigurement) Act, 1959. * These words 'were substituted for the word "Madras" by the Tamil Nadu Adaptation of Laws Order, 1969 as amended by the Tamil Nadu of Laws (Second Amendment) Order, 1969, 2 This expression was substituted for the expression "Madras Acts" by paragraph 3(2) of the Tamil Nadu Adaptation of Laws Order, 1970. *Now the Tamil Nadu Co-operative Land Development Banks Act,

1934, 14 : T.N. Act 14] Number. (2) (Added Extension Of Laws THE SECOND SCHEDULE. (See section 4.) 29 (i) Short title, (3) CENTRAL ACTS. Amendment. (4) The i(Tamil Nadu] Como For section 6, the following section pulsory Labour Act, shall be substituted, namely:— 1858. " 6. Liability of persons refusing to contribute labour to the main- tenance of irrigation and drainage Every person owning lands served by any irrigation or drainage work or any work connected therewith shall, when- ever required by public notice by the head of the village under the orders of the Tahsildar or other superior Revenue officer, con- tribute labour for repairing or properly maintaining such irrita- tion or drainage work or for repairing or properly maintaining any work connected with such irrigation or drainage work. (2) Every public notice given under sub-section (1) shall be in over the signature of the head of the village, shall contain the names of the persons bound to contribute the labour together with such other particulars as may be necessary to identify them, and the period or periods dur ng which the labour should be contributed, and shall be widely made known in the village by amxing copies thereof in conspicuous public places within the village, or by publishing ffe same by beat of drum and by any other means that the head of the village may think fit. Every such notice shall also be published by amxture in the notice board of the omces of the Tahsildar or other Revenue omcer under whose orders the notice was given. iThese words va•e substituted for the word " Madras " by the Tamil Nadu Adaptation or Laws Order, 1969, as amended by the Tamil Nadu Adaptation of Lawe Order, 1969. 48 Year, (1) 1858-- contd. (Added Territories) Extension of Laws Num• ber, (2) Short title, (3) [1962 : T. N, Act 14 Amendments. (4) The Nadul contd. pulsory Labour 1858 —contd. Com- Act, (3) Any person required to ccn- tribute labour in pursuance of a notice given under sub-section (1) may, in lieu of such labour, pay such sum and within such time as may be specified in that behalf by a general or special order of the Tahsildar or other Revenue omcer referred to in sub-section (1). The amount so payable shall, in case of dispute, be determined summarily by the Collector, (4) If any person who is bound to contribute labour in pursuance of a notice given under sub- section (1) neglects or • refuses to contribute labour during the period specified in that notice or fails to pay the value Of the labour under sub-section (3) it shall be lawful for the head of the village under the ordere of the Tahsildar or other Revc- nue officer referred to in sub- section (1) to proceed at once to execute the work by emplo- • ying some other person and all the expenses incurred in respect thereof together with a sum equal to the value of the labour not contributed shall be borne by the person so neglecting or refusing to contribute or failing to pay. (5) Where there are a number of persons liable to pay under the preceding sub-section, the Tahsildar or other Revenue omcer under whose orders the notice was given under sub-section (1) shall, after such enquiry as he may deem neces- Bary, apportion such expenses üöozg the persons who are, as i These words were substituted for the word " Madras " by the Tamil Nadu Adaptation of Laws Order, 1969, as amended by the Tamil Nadu Adaotation of Laws (Second Amendment) Order, 1969. Act 14] (Added Territories) Extension of Laws 29 Num- ber. (2) I— contd. Shor' 'i' (3) The 1[Tami1 Nadul Compul- sory Labour Act, 1858—contd. of at O t Amendments. (4) aforesaid, liable to bear the same and also determine the value of the labour not contributed. Such liability shall, as far as practicable, be apportioned among such persons in propor- tion to the extent of the lands actually served by the irrigation or drainage work or other work in connection with qhi3h the contribution of labour was required. (6) All sums due under this section shall be payable on demand; and, cn non- payment, the same may be recovered by the same means by which arrears of land revenue are recoverable. 1859 1861 XXIV v The [Tamil Nadu] District Police Act, 1859. The Police Act, 1861. In sub-section (1) of section 54-A, the words '6 and the rules, orders and by-laws made (hereunder" shall be omitted

1. In section 1 relating to the inter- ptetation clause, after the defi- nition of the word "cattle , the following definition shall be inser- ted, namely:—"The words 'public place' shall mean a place (including a road, street or way, whether a thoroughfare or•not, and a land- ing place) to which the public are granted access or have a right to resort, or over which they have a right to pass."

2. In section 30—(i) in sub-section (1), for the These words were substituted for the word Adaptation of Laws Order, 1969, as amended by Laws (Second Amendment) Order, 1969, words " on the public roads, or in the public streets or thoroughfares", the words " in public places" shall be substi- tuted ; "Madras" hy the Tamil Nadu the Tamil Nauu Adaptation of 30 Year, (1) i861— t-ontd. (Added Territories) Extension of Laws [1962 : TON, Act 14 1 1 Num- ber. (2) contd, xxv Short title. (3) The Police Act, 1861 —contd. Amendments. (4) (ii) in sub-section (2), for the in any such road, words the street or thoroughfare", in any

such public words place" shall be substituted ; (iii) in sub-section (4), for the the "in the streets", words words "in public places" shall be substituted

3. In section 31, for the words "on the public roads and in the public streets, thoroughfares, ghats and landing-places, and at all other , the places of public resort words ' 'in public places", for the words 'Oon the public roads and in the public streets", the words "in public places", and for the "road, street, thorough- words fare, ghat or landing-place", the words "public place" shall be substituted, 4. In section 34, for the words "on any road or in any open place or street or thoroughfare", the words "in any public place" shall be substituted, The Press and Registration After sub-section (2) of section 4, the following sub-section shall of Books Act, 1867. be added, namely "(3) (a) Where any press in respect of which a declaration has been made under this section— (D does not commence the printing of books or papers, within a period of thr% months of such declaration, such declaration shall be void; or : TON. Act. 14] (Added Territories) Extension of Laws 31 Nunt- bero (2) .i8C7-- XXV contd. Short tele. (3) The Press and Registration of Books Act, 1867—contd. The Land Acquisition Act, 1894. The Pa: ment of ages Act, 1936. Amendments. (4) 1936 1 IY (ii) having commenced such printing within the period mentioned in sub-clause (i), has ceased the printing of books and papers for a period exceeding three months such declaration shall cease to have effect. (b) o press in respect of which a declaration made under this section has, under clause (a) become void or ceased to have effect, shall commence, or as the case may be, recommence, the printing of books or papers, without a new declaration having been made."

1. For clause (b) of the proviso to sub-section (2) of section 18, the following clause shall be substituted, namely :—"(b) in other cases, within six weeks of the receipt of the notice from the Collector under sec- sub-section (2), or tion 12, six months from the within date of the Collector's award, period shall first vchichever expiree"

2. In the proviso to sub- section (3) words cf section 45, for ' 'and the shall be deemed to be served on such person on the date on which the notice sent by registered post will, in the usual course of post, be received the words by the addressee", "and service ot it may be proved by the production of the addressee's receipt" shall be substituted

1. In clause (ii) of secti on 2—(i) in item (a), after the words "omnibus service", the worde "or motor or other transport " shall be added ; Act 14 32 Year. 1936-- contd. 1889 (Added Territories) Extension ' of Laws [1962 : T.N, Amendnaents. (4) Num- bere (2) contd. I Short title. (3) The Payment Df Wage;' Act, 1936- cci*itd. (ii) after item (g), the following item shall be added, namely:— "(h) egtablissement or undertaking which the State Government may, by notification in the Omc;al Gazette, declare to be ao :nduütrial establishment for the •purpo-cs of this Act."e 2. After section 11, the following section shall be inserted, namely : "11-A. Decluctions in respect of accom;nodations.--The house employer shall make the deduc- tions authorised under clause (d) of sub-section (2) of section -from wages of the employed person a •ad remit the amount so deducted in such manner as the State Covernment may, by general or special order, ILTAMIL NADU ACTs.] 1. In sub-section (3-A) of section The 21 Tamil Nadu] Village 9, for the words " Depressed or Courts Act, 1888. the words Backward classes", ' 'members oi the Scheduled Castes or Schedulid Tribes or Backward classes" tu:ed. shall be substituted. {aie "If a plaintiff or a def:ndarz.- d!es" shall substi- 1 This expression was sub-:ituted for th\$e.xpression "Madras Acts" by para• graph 3(2) of the Tamil Nadu Adaptation of Laws Orde! 1970. s These words for the word " Madras" bv the Tamil Nadu Adnp• tatiao of Laws O?d3r, 1969, as amended by the Tattlil Na- (u A *aptation ot' Law* Orde, v: T.N. Act 14] (•!:tdec? Extension of Laws 33 •ætd. 5 Num- ber. (2) contd. 11 Short title, The Nadu] Village Courts Act, 1888, —cuntd• Amendments, (4) 3. In section 71 4. S. (i) for the words ' 'If a decree- holder die", the words "If a decree—holder dies" shall be substituted ; (ii) for the words "in the room of the deceased ' , the words " in the place of the shall be substituted. In section 72, for the words "If a judgment, debtor die", the words "If a judgment- debtor dies" shall be substi- luted. In clause (d) of sub-section (l) of section 76, before the words and figures "Towns Nuisances Act, 1889", the word "1[Tamil Nadu]" shall be inserted. 6, In the marginal note to section 77, for the word "section", the 'Nord "sections" shall be substi• The ltTami] Nadu] Canals In sub-section (4) of Section 10, and Public Ferries Act, 1890. for the last sentence, the followin g shall be substituted, namely :— ' 'The net revenues derived from the management of the ferry shall be distributed between the authorities (including the State Government) maintaining approach roads at either end of the ferry, in such proportion s and subject to such conditions as the State

Government may, from time to time, by notification, direct". i These words were substituted for the word "Madras" by the Tamil Nadu Adaptation of Laws Order, 1969, as amended by the Tamil Nadu Adaptation of Laws (Second Order, 1969, c-1-125-7—3 34 Year. (1) 1923 2938 L 943 1947 (Added territories) Extension of Laws (2) Short title. (3) [1962 : T, N, Act 14 Amendments, (4) The Tamil Nadu] and Boundaries 1923. Survey 1, In section 3, after clause (ix), Act, the following clause shall be added, namely 2. and "(x) 'Village headman' 'village accountant' in relation to the Kanyakumari district and the Shencottah taluk or the Tirunelveli district respectively include 'village officer' and 'village assistant'." In sub-section (3) of section 15, for the word, brackets and figure "sub-clause (2)", the word, brackets and figure "sub-section (2)" shall be substituted, The [Tamil Nadu] Agriculturists Relief Act, In clause (ii) Of section 3,— (i) in proviso (A), the words "foreign Government" shall be omitted; (ii) in provisos (B) and (9, for XVIII The Tamil Nadu] Irrigation Works (Repairs, Improvement and Construction) Act, 1943, The [Tamil Nadu] Devadasis (Prevention Dedication) Act, 1947. the words "any other State in India" the words "any other State or Union territory in India" shall be substituted, In clause (a) of sub-section (1) Of section 3, for the word "clause" the word "clause" shall be substituted, In sub-section (3) of section (i) the words "or in any marriage procession or other procession taken out in public streets" shall be omitted; (ii) the explanation shall be omitted. 1 These words were substituted for the word "Madras" by the Tamil Nadu Adaptation of Laws Order, 1969, as amended by the Tamil Nadu Adaptation of Laws (Second Order, 1969, : T.N. Act 14] Number, (2) (Added Territories) Extension of Laws 35 (D Year. 1943 1944 Short title. XXXII The [Tamil Nadu] Males and Birds (Prohibition 1950, Animal Sacrifice Act, Amendments, (4) For clause (c) of section 2, the following clause shall be substituted, namely ' (c) ' temple ' means, in any area in the State elsewhere than in the Kanyakumari district and the Shencottah taluk of the Tirunelveli district, a temple as defined in section 6, clause (17) of the Madras Hindu Religious and Charitable Endowments Act, 1951 (Madras Act XIX of 1951), and in any area in the Kanyakumari district and the Shencottah taluk of the Tirunelveli district, a temple as defined in section 2, clause (1) of the Travancore-Cochin Temple Entry (Removal of Disabilities) Act, 1950 (Travancore-Cochin Act XXVII of 1950)". Number, (2) 1 XXIII III THE THIRD SCHEDULE. (See section 12.) Short title, (3) 2 [TAMIL NADU ACTS.] The Madras Ports Police Act, 1881. The 11 Tamil Nadu] Pawnbrokers Act, 1943 Extent of repeal. (4) The whole. Sub-section (1) of section 23. The Madras City Municipal and District Municipalities (Amendment) Act, 1944. 1 These words were substituted for the word " Madras " by the Tamil Nadu Adaptation of Laws Order, 1969, as amended by the Tamil Nadu Adaptation of Laws (Amendment) Order, 1969. This expression was substituted for the expression " Madras Acts " by paragraph 3 (2) of the Tamil Nadu Adaptation of Laws Order, 1970, C-125-7 36 Year. 1) 1945 1949 1956 1958 (Added Territories) Extension of Laws [1962 : T, N, Act 14 Number, (2) 11 V xxxn Short title, (3) The Madras Estates Land (Amendment) Act, 1945. The [Tamil Nadu] Agriculturists Relief (Amendment) Act, 1949. ANDHRA ACT. The Nagarjunasagar Project (Acquisition of Land) Act, 1956, ANDHRA PRADESH ACT. The Andhra Pradesh Urban Areas (Surcharge on Property Tax) Act, 1958. Extent of repeal. (4) The whole, Section 2. The whole. The whole. 1 These words were substituted for the word " Madras " by the Tamil Nadu Adaptation of Laws Order, 1969, as amended by the Tamil Nadu Adaptation of Laws (Second Amendment) Order, 1969.