

TAMIL NADU (TRANSFERRED TERRITORY) EXTENSION OF LAWS ACT, 1957

1957: T.N. Act (Transferred Territory) Extension of Laws. [TAMIL NADU] No, XXII OF 1957. (THE [TAMIL NADU (TRANSFERRED TERRITORY) EXTENSION OF LAWS ACT, 1957.] (Received the assent of the President on the 14th December 1957; first published in the Fort. St. George Gazette on the 18th December 1957.) An Act to extend certain laws to the transferred territory in the State of Tamil Nadu. it is expedient to provide that certain laws should be extended to, and by virtue of such extension should be in force in the transferred territory in the State of Tamil Nadu; BE it enacted in the Eighth Year of the Republic of India as follows :— 1. (1) This Act may be called the Tamil Nadu (Transferred Territory) Extension of Laws Act, 1957. (2) It shall come into force at once

2. In this Act, unless the context otherwise requires,—D, definitions.. (a) "existing law" means any law, Ordinance, Proclamation, regulation, order, by-law or rule passed or made before the commencement of this Act by any Legislature, authority or person having power to make such a law, Ordinance, Proclamation, regulation, order, by-law or rule; (b) "transferred territory" means the Kanyakumari district and the Shencottah taluk of the Tirunelveli district. 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. 2 For Statement of Objects and Reasons, see Fort St. George Gazette, Extraordinary, dated the 17th October 1957, Part IV-A, page 79. 3 This expression was substituted for the expression "State of Madras" by the Tamil Nadu Adaptation of Laws Order, 1969, as amended by the Tamil Nadu Adaptation of Laws (Second Amendment) Order, 1969. 908 (Transferred Territory) [1951: T.N. Act xxv Extension of Laws Extension of enactments

3. So much of the enactments specified in the Schedule as is in force on the date of the commencement of this Act in the State of Tamil Nadu except in the transferred territory 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 be in force in, the transferred territory. Construction of 4. (1.) Any reference in any enactment specified in the references to laws not in force in the transferred territory. Schedule to a law which is not in force in the transferred territory shall, in relation to that territory, be construed as a reference to the corresponding law, if any, in force in that territory. (2) Any reference in any existing law which continues to be in force in the transferred territory after the commencement of this Act to any law repealed by section 6 shall, in relation to that territory, be construed as a reference to the enactment specified in the Schedule corresponding to the law so repealed.. 5, Any reference, by whatever form of words, in any construction of references to existing law to any authority competent at the date of the authorities passing of that law to exercise any powers or discharge Where new authorities have any functions in the transferred territory shall, where a new authority has been constituted by or Repeal of corresponding laws. Savings under any enactment now extended to the transferred territory, have effect as if it were a reference to that new authority, 6. If, immediately before the commencement of this Act, there is in force in the transferred territory any Act, Ordinance, Proclamation, regulation, order, by-law, rule or other law corresponding to an enactment specified in the Schedule whether such Act, Ordinance, Proclamation, regulation, order, by-law, rule or other law is in force by virtue of Section 119 of the States Reorganisation Act, 1956 (Central Act 37 of 1956) or by virtue of any other legislative power, such law shall, upon the commencement of this Act, stand repealed to the extent to which the law relates to matters with which the State Legislature has power to make laws for the State. 7. (1) The repeal by section 6 of this Act of any corresponding existing law shall not affect (a) the previous operation of any such law or anything done or duly suffered thereunder, or (b) This expression was substituted for the expression "State of Madras" by the Tamil Nadu Adaptation of Laws Order, 1969, as amended by the Tamil Nadu Adaptation of Laws (Second Amendment) Order, 1969. XXIII (Transferred Territory) Of Laws 909 SSg_ any right, privilege, obligation, or liability acquired, accrued or incurred under any such law, or (c) any penalty, forfeiture or punishment incurred in respect of any offence committed against any such law, or (d) any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid; and any such investigation, legal proceeding or remedy may be instituted, continued or enforced and any such penalty, forfeiture or punishment may be imposed as if this Act had not been passed. (2) Subject to the provisions of

sub-section (1), any thing done or any action taken including any appointment or delegation made, notification, order, instruction or direction issued, rule, regulation, form, by-law or scheme framed, certificate, permit or licence granted or, 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 transferred territory and shall continue in force accordingly, unless and until superseded by anything done or any action taken under the said enactment

3. For the purpose of facilitating the application in the transferred territory of any enactment in the Schedule, any court or other authority may construe such enactment with such alterations not affecting the substance as may be necessary or proper to adapt it to the matter before the court or other authority.

9. (1) The Tamil Nadu Survey and Boundaries Act, 1923 (1[Tamil Nadu] Act VIII of 1923), as amended by sub-section (2) is hereby extended to, and shall be in force in, the transferred territory; and sections 4 to 8 shall apply in relation to that Act as if it had been included in the Schedule. Powers of Courts and other authorities for purposes or facilitating application of laws, Extension of- Nadu Acts), Vm of 1923 and xxxn of 1950, i; These words were substituted for the word " Madras " the Tamil Nadu Adaptation of Laws Order, 1969, as amended by the Tamil Nadu Adaptation of Laws (Second Amendment) Order, 1969. 2 This expression was substituted for the expression " Madras & Co.". by the Tamil Nadu Adaptation of Laws Order, ' 1990. Repeal of Travancore Act XI of 1119 and Travancore V of 1125 and XVII of 1951. (Transferred Territory) Extension of Laws (2) The Act aforesaid shall be amended as follows, that is to say, in section, 2, after clause the following clause shall be added as (x), namely ' Village headman' and ' village -accountant.' in relation to the Kanyakumari district and the Shencottah taluk of the Tirunelveli district respectively include 'village -omcu' and ' village assistant.' (3) Nadu Ani mels and Birds Sacrifices Prohibition Act, 1950 (1[Tamil Nadu] Act xxxn of 1950), as amended by sub-section (4.) is hereby extended to, and shall be in force in, the transferred territory; and sections 4 to 8 shall apply in relation to that Act (as if it had been included in the Schedule. (4) The Act aforesaid shall be amended as follows, the following *that is to say, clause (c) section 2, clause shall be substituted, namely ' 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 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 Temples Entry (Removal of Disabilities) Act, 1950 (Travancore-Cochin) Act xxvii of 1950". 10, The Rationing Premises Measures Act, 1119 Act XI of 1119) the Cochin High Court Act, 1125 (Travancore-Cochin Act V of 1125) as subsequently amended* and the Code of Civil Procedure (Travancore-Cochin Amendment) Act, 1951 (Travancore-Cochin Act XVII of 1951), in so far as they apply to, and are in force in, the transferred territory are, subject to sections 4, 5, 6 and 7, hereby repealed. 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, See Endowments Clause of section 6 1957: TON. (Transferred Territory) 711 Extension of Laws If any difficulty arises in giving effect to the provisions of this Act or of any enactment extended to the transferred territory by this Act, the State Government, as occasion may require; may, by order, do anything which appears to them necessary for the purpose of removing the difficulty. • Power to remove ties. Year. (1) 1849 1830 1850 1850 1873 1882 1883, 1884 1887 1890 1894 1897. 1898 109 1900 1917 1920 1920 1923' 1932 Number. (2) XVIII* XVII v XI lx 111 'all V V THB SCHEDULE, (See section BJ Short title. (3) CENTRAL ACTS. The Tamil Nadu Revenue Commissioner Act, 1849. The Public Accountants' Default Act, 1850, The Judicial Officers' Protection Act, 1850. The Public Servants (Inquiries) Act, 1850. The [Tamil Nadu] Civil Courts Act, 1873. The Indian Easements Act, 1882. The Land Improvement Loans Act, 1883. The Agriculturists' Loans Act, 1884. The Provincial Small Cause Courts Act, 1887' The Prevention of Cruelty to Animals Act, 1890. The Prisons Act, 1894' The Epidemic Disease Act, 1897. The Lepers Act, 1898. The Glanders and Farw Act, 1899. The Prisoners Act, 1900. The Destruction of Records Act, 1917. The Provincial Insolvency Act, 1920. These XXXIII The Identification of Prisoners Act, 1920. XXIII • The Legal Practitioners (Women) Act,' 15±3'. xxnr The Criminal Law Amendment Act. 1932. words were substituted for the word ' Madras' by the Tamil Nadu Adaptation of Laws Order, 1959, as amended by the Tamil Nadu Adaptation of Laws (Second Amendment) Order, 1969 712 Year. (1) 1 803 1803 1822 1823 1828 1832 1865 1866 1869 1893 1894 1920 1920 1923 1930 1933 (Transferred Territory) Extension of

Laws [1957: T.N. Act XXII Short title. (3) Number. (2) I I IX 11 111 V VII V V III iLTAMIL NADU REGULATIONS]. The 2[Ta.mii ooard of Revenue Regula. tion, 1803. The 21 Tamil Nadu] Collectors Regulation, 1803, The 2[Tamil Nadu] Revenue Malversation Regulation, 1822. The Madras Revenue Malversation (Amend- ment) Regulation, 1823. The 2[Tamil Nadu jSubordinate Collectors and Revenue Malversation (Amendment) Regu- lation, 1828. The Madras Revenue Malversqtion (Amendment) Regulation, 1832. 8[TAMIL NADU ACTS.] The 2[Tami1 NaduJ Official Seals Act, 1865. The 21 Tamil Nadul Cattle-disease Act, 1866. The 21 Tamil Nadu] Revenue Summonses Act, 1869. The 21 Tamil Nadu] Revenue Enouiries Act, 1893. The 21 Tamil Nadu) Board of Revenue Act, 1894, The 2[Tami1 Nadu] Children Act, 1920. The 21 Tamil Nadul Town-Planning Act, 1920. The 2[Tamil *Nadu] State Aid to Industries Act, 1922, The 21 Tamil NadnJ Borstal Schools Act, 1925. The 21 Tamil Nadul Gaming Act, 1930. XX The Madras Commercial Crops Markets Act, 1933. 1 This expression was substituted for the expression "Madras Regulations " by the Tamil Nadu Adaptation ef Lavvys Order, 1970. 2 These words were substituted for the word Madru by the Tamil Nadu Adaptation of .Laws Order, 1969, u amended by the Tarnil Nadu Adaptation of Laws (Second Amendment) Opder, 1969. 8 This expression was substituted for the expression "Madrag Acis" by the Tamil Nadu Adaptation of Laws Order, 1970. 1957 : T,N.4ct xxn] Year. (1) 1934 1936 1937 1937 1539 1940 1940 1945 1947 1947 1947 1948 1548 1950 1951 1953 (Transferred Territory) Extension of Laws Short title. (3) NADU Acprs]---cont. 713 Number, (2) X Ili The 2LTamil Nadu] Co-o\$erative Land Mortgage x X, XV XIX XVI Banks Act, 1934. • The 2[Tami1 Nadu] Famine Relief Fund Act, 1936. The 2tTamj1 Nâduj Offaders Act, 1936. The 2[Tami1 Nadu] Prohibition Act, 1937. The 2[Tamil Nadâ] EntertaEénts Tax Act, 1939. The 2[Tamil Nadu] Livestock Improvement Act, 1940. The 2[Tami1 Nadul Rinderpest Act, 1940. The 2[Tamil Nadul Prevention of Be\$g Act, 1945. The 2LTamil Nadul Tuberculosis Sanatori4 (Regulation of Building) Act, 1947, ma The 2[Tami1Nadu] Devadasis (Prevention of Dedication) Act, 1947, Shops and EstabligbmontJ Act, 1947, Ill The 2[Tami1 Nadu] Suppression of Disturbances Act, 1948. XXV The Cotton Ginning and Pressing Factorie (2[Tamil Nadu] Amendment) Act, 1948, Thecode of avn Procedure (2cTamn Nadul Amendment) Act, 1950. XV The '[Tamil Nadul Warehouses Act, 1951. X The Cotton Ginning and Pressing Factories (2CTami1 Nadu] Amendment) Act, 1953. •1 This expression was substituted far the expression "Madras Acts" .by the Tamil Nadu laws Order, 1970.- 2 T.hesq words were substitutedl, for, the word, Madras" by, the Tamil Nadu Adaptation of Laws Order, 1969, as amended by the Tamil •Nadu Adaptation Of Laws (Sééöfd •Amendment) *Nov the 'tamil Nadu *Co-operative Land Development •Banks Aét, 1934. '914 year. (1) 1954 i954 1955 1956 [1957: (Transferred Territory) Extension of.Laws T.N. Aét Number. (2, Short title. (3) I[TAML NADU 11 The 21 Tamil Nadu] . Contingency Fund Act, XXXIII MXI 1954. The 21 Tamil Nadu) Dramatic Performances Act, 1954. The 21 Tem.1 NadU] Cinemas (Regulation) Act, 1955. The Code of Criminal (2[Tamil Nadol Amendment) Act, 1956, 1 This expression was for the expression " Madras Acts" by •the Tamil Nadu Adaptation of Laws Orders, 1.970. 2 Thése 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,