

TAMIL NADU REPEALING AND AMENDING ACT, 1952

230 Repealing and Amending [1952 : T.N. Act XI 'TAMIL NADU] ACT No. XI OF 1952.2 IL TAMIL NADU] RBPBALING AND AbßNDING ACT, 1952,) (Received the assent of the Governor on the 12th December 1932 ; first published in the Fort. St. George Gazette on the 17th December 1952.) An Act to repeal certain enactments and to amend certain other enactments WHBRBAS it is expedient that the enactments specified in the First Schedule which are spent or have otherwise become unnecessary, or have ceased to be in force other. wise than by expressed specific repeal, should be expressly and specifically repealed AND it is also expedient that certain amend- ments should be made in the enactments specified in the second Schedule ; It is hereby enacted s follows Sshort titlee 1, This Act may called the 11 Tamil Nadu] Repeal- ing and Amending Act, 1952. Repeal of 2. The enactments specified in the First Schedule certain enacts are hereby repeal to the extent mentioned in the fourth mentS• column thereof. Amen nt 3. (1) The enactments specified in the Second Schedule of certaindme are hereby amended to the extent and in the manner enactmats, mentioned in the fourth column thereof. (2) The amendment to the 11 Tamil Nadu] Shops and Establishments Act, 1947 (l[Tamil Nadu] Act of 1947), specified in the Second Schedule shall be deemed to have come into force on the 1st day of April 1951, 4, The repeal by this Act of any enactment shall not Savings. affect any other enactment in which the rep<aled enact. ment has been applied. * incorporated or referred to 1 These words were substituted for the word ' 'Madras" by the Tamil Nadu Adaptation ot Laws Order, 1969, as amended by the Tamil Nadu Adaptation of Laws (Second Amendment) Order, 1969. For *ent of Objects and Reacons, see Fort St. George dated the 16th July 1952, Part IV-A, Pages 51-52. cS3Z •T.N. Xn Repealing mdAmending 231 and this Act shall not affect the validity, invalidity, erect or consequences of anything already done or suféred, or any right, title, obligation or liability already acquired, accrued or incurred, or any remedy or proceed- ing in respect thereof, or any release or discharge of or from any debt, penalty, obligation, liability, claim or demand, or any indemnity already granted, or the proof of any past act or thing nor shall this Act affect any principle or rule of law or established jurisdiction, form or course of pleading, prãctice or procedure, or existing usage, custom, privilege, restriction, exemt)tion. office or appointment, notwith- standing that the same respectively may have been in any manner amrmed, recognized or derived by, in or from any enactmentZhereby repealed nor shall the repeal by this Act of any enactment revive or restore any jurisdiction, office, custom, liability, right, title, privilege, restriction, exemption, usage, prac- tice, procedure or other matter or thing not now existing or in force. 232 (1) 1940 1940 1940 1940 1940 1940 1940 1940 1940 1941 1941 md Amending [1952 : THE FIRST SCHEDULE. T.N. Act XI Number, (2) I VIE vra LX XVIII 111 REPEALS. (See section 2). Short title, (3) Extent of repéal, (4) The Madras Local Boards The whole. Amendment) Act, 940. The Madras Commercial The whole; Qops Markets (Amend- ment) Act, 1940. The Madras Irrigation Sections 2 and 3 Cess (Amendment) Act, 1940. The Madras City Police The whole. (Amendment) Act, 1940. The Madras Suppression The wfirole. of Immoral Trame (Amendment) Act, 1940, The Madras Motor The whole. Vehicles Taxation (Amendment) Act, 1940. The Madras District The whole. Municipalities Local Boards (Amend- ment) Act, 1940. The Andhra The (Amendment) Act, 1940. The Madras Village The whole. Courts (Amendment) Act, 1940. The Madras Hackney The whole. Carriage (Amendment) Act, 1941. The Madras state Aid Thelwhole. to Industries (Amend* ment) Act, 1941. The Madras Electricity The whole. Duty (Amendment) Act, T.N. Act Repealing and Amending 233 Yeac, 1941 1941 1941 1941 1941 1941 1941 1941 1941 1941 1941 1941 1941 1941 Number. (2) VII VIII x XII XVI XVIII xrx XX Short titlc. (3) Extent of repeal. i'he Madras City Muni- cipal (Amendment) Act, 1941. The Madras"City Munici- pal (Second Amend- ment) Act, 1941 , The Madras City Munici- pal, District Munici- palities and Local Boards (Amendment) Act, 1941. The Madras District Municipalities (Amend- ment) Act, 1941. (4) The whole. The whole, The whole. The whole. The Madras District The whole. Municipalities and Local Boards (Amend- ment) Act, 1941. The Madras city Police The whole. (Amendment) Act, 1941. The Madras Nurses and The whole. Midwives (Amendment) Act 1941. The f[Tamil Nadu] Pro. Sections2 and3. prietary Estates' Vil- lage Service and Here- ditary Village-omces (Amendment) Act, 1941. The Madras Public Health The whole. (Amendment) Act, 1941. The Canals and Public The whole, (Amendment) Act, 1941. The Madras Medical The whole. Registration (Amend- ment) Act, 1941. The Madras City Police The whole. (Second Amendment) Act, 1941.

substituted the "Madras" of Las«vs 1969* as amended AdA*ation Amendnrnt) 234 Year. (1) 1941 1942 1942 1942 1942 1942 1942 1942 1942 1942 1942 1942 Repealing and Amending [1952 • OMonbére (2) 11 111 xn XV xrx xx Short title* (3) T.N. Act Extent of repeal. (4) The Madras City Police The whole. and Towns Nusiances (Amendment) Act, 1941 , The Madras Registration The whole. of Births and Deaths (Amendment) Act, 1942. The Madras University Section 2. (Amendment) Act, 1942. The •Madras District The whole, Municipalities (Second Amendment) Act, 1942, The Madras District The whole, Municipalities and Local Boards (Amendment) Act, 1942. The Madras City Munici- pal (Amendment) Act, 1942. The Periyar Irrigation Tanks (Preservation) Amendment Act, 1942. The Madras Debt Conci- liation (Amendment) Act, 1942. The Madras District Municipalities and L.O- cal Boards (Second- A.nendment) Act, 1942. The vhcle, The whole. The whole, The whole, The Andhra University The whole. (First Amendment) Act 1942. The Madras City Police, Towns Nuisances and Prevention of Cruelty to Animals (Amend- ment) Act, 1942. The Madras Rivers con. servancy (Amendment) Act, 1942, xxn! The Madras Nurses and Midwives (Amendment) Act, 1942. Sections 2 and 3, The whole. whole. 1952 : T.N. Actxr] Repealing and Amending. 235 Year. 1942 1542 1942 1942 1942 1942 1942 1942 1942 1942 1943 1943 194-3 Number. (2) XXV XXVIII xxx XXXIV xxxvl XXXVII XXXVIII 1 11 Shor: title. Extent ofrepeaL (3) (4) The Madras Probation The whale. of Offenders (Amend- ment) Act, 1942. The Madras City MUnici- The whole, pal and District MUni- capiliiiés(Amendment) Act, 1942. The Here. Sections 2 and3 ditary Village-offices (Amendment) Act, 1942. The Madras Prohibition (Amenment) Act, 1942. The Andhra Univer ,ity (Second Amendment) Act, 1942. The Madras University (Fifth Amendment) Act, 1942. The Madras Motor Vehicles Taxation (Amendment) Act, 1942. The Madras City Munici- pal and District Muni- cipalities (Second Amendment) Act 1942. The Madras Cotton Con- trol (Amendment) Act, 1942. The Madras District Municipalities (Third Amendment) Act, 1942. The itramil Nadu] sales of Motor Spirit Taxa. tion (Amendment) Act

1943. The Madras Electricity Duty (Amendment) Act, 1943.The Madras Medical Re- gistration (Amend- ment) Act, 1943. The whole. The whole. The whole. The whole. The whole. The whole. The whole. *These words were substituted for the word Sections 2 at•A 3 The whole. The whole. "Madras" by the Tamil Nadu Adaptation of Laws Order, 1969, as amended by the Tamil Nadu Adaptation of Laws (Second Amendment) Order, 1969. 236 (1) 1943 1943 1943 1943 1943 1943 1943 1943 1943 1943 1943 1943 1944 1944 1944 1944 Repealing and Amendi»g [1952 : T.N. Act X1 Number. (2) X XI xlil xv XIX xxvi XXVII XXVIII xxxr VIII IX Short title. (3) The i[Tamil Nadu] Debt Conci liation(Amend- ment) Act, 1943. The Annamalai Univer- sity (Amendment) Act, 1943. The Madras City Munici- (Amendment) pal Act, 1943. Extent of repeal' (4) Sections 2, 3 and 4, The whole. The whole. The Madras Local Boards The whole. (Amendment) Act, 1943. The Tramil Nadul Agri« Sections 2, 3 culturists Relief (Amend- and 5, ment) Act9 1943, The Madras Local Boards Sections 2 to 250 (Second Amend- ent) Act, 1943. The Andhra University The whole, (Second Arnendment) Act, 1943, The Madras University The whole, (Amendment) Act, 1943. The Madras Elementary Section 2. Education (Amen& ment) Act, 1943. The C!iminal Tribes The whole. (Madras Amendment) Act, 1943. The Madras Debt con- The whole. ciliation (Second Ame- ndment) Act, 1943. Th' Madras City Muni- Sections 2 and cipal and District Muni" 3, cipalities(Amendment) Act, 1944. The Madras Local Boards The whole. (Amendment) Act 1944, The Madras District The whole, Municipalities (Amend- ment) Act, 1944. The Madras Regulation The whole, of the Sale of Cloth (Repeal) Act, 1944, IThese 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, 1952 Xij Repealing and Avænding 239 Yem (1) 1944 1944 1944 1944 1945 1945 1945 1945 1945 1945 1945 1945. Number, (2) xv XIX 1 11 VI x xvm Short title. (3) Extent of repeal' (4) The Andhra Uni+ersity The whole. (Amendment) Act, 1944. The Andhra University The Whole. (Second Amendment) Act' 1944. The Madras District The whole. M niciDa lities and Local Boards (Second The Madras District The whale. Municipalities (Second Amendment) Act, 1944, The Madras City Civil Section 2. Court and Presidency Small Cause Courrs (Amendment) Act, 1945. The MadrasEstates Land Sections 2 and 3. (Amendment) Act, 1945 e The ICTamil Nadu] Irri- Sections 2 and 3, gation Cess (Amend- ment) Act; 1945. The Malabar Tenancy ' The whole, (Amendment) Act, 1945. The Madrasa Electricity The whole. Duty (Amendment) Act, 1945. The Madras Local The whole. Boards (Amendment) Act, 19455F The Madrag Estates The whole, Land Act, i945. The Ma&as Cty vboL Municiml (Amend" Act, 1945. IThese 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. Actxi 238 Repe ding Amending Year. 1945 1945 1945 1945 1945 1945 1945 1946 1946 1946 1946 1946 1946 1947 Number (2) XIX XXI xxn XXIII xxv 11 111 lv vn Short gi:lee (3) The Madras Registration of Births and Deaths (Amendment) Act, 1945. The Madras District Municipalities and Local Boards (Amend- ment) Act, 1945. The Madras Commercial Markets Crops (Amendment) Act, 1945. The Madras Civil Courts (Amendment) Act, 1945. The Madras District Municipalities (Amend- ment) Act, 1945, Extent of repeal. (4) The whole. The whole. The whole, The whole. The whole. The whole. The Malabar Tenancy Sections 2 and 3. (Second •Amendment) Act, 1945. The Criminal Tribes (Madras Amendment) Act, 1945. The Madras Motor Vehicles Taxation (Amendment) Act, 1946. The Madras Legislative Assembly (Railway Employees Removal of Disqualifications) Act, 1946. The Madras Gaming (Amendment) Act* 1946. The Madras Debt Conciliation (Amend- ment) Act, 1946. The Madras District Municipalities ('Second Arqendment) Act, 1946. The 'Netriect Municipalities Local Boards (Amend- men!) Act, 1946. The whole. The whole. The whole. The whole. The whole. Sections 2, 3 and 4, (1) 1946 1947 1947 1947 1947 1947 1947 1947 1947 1947 1941 1947 i.k. Act Number. (2) 11 x xvl Repealing and Amending 239v Short title. (3) The *Madras *Ele. mentary Education (Amendment) Act, 1946. The Nadu] Dis- trict Municipaqties and Local Boards (Amendment) Act, 1947. The Madras city Muni- cipal (Amendment) Act, 1947. The i[TamilNadu] Temple Entry Authorization Act, 1947, The Madras city Muni- cipal (Second Amend- ment) Act, 1947. The MadrasCity Police and District Police (Amendment) Act, 1947. The Criminal Tribes (Madras Repeal) Act, 1947. The Madras Remo- val of Civil Disabilities (Amendment) Act, 1947. The Madras High Court (Jurisdictional Limits) Amendment Act, 1947. The Esta- tes Communal, Forests and Private Lands (Prohibition of Alie- nation) Act, 1947. The itramilNaduJTuber- culosis Sanatoria (Regulation of Build• ings) Act, 1947. Extent of repeal. (4) Section 2. Sections 2, and 4. 3 The whole, Sections 10 and 11. Sections 2 to 12. The whole. The whole. The whole. Section 2, Rion 80 Section 14. these words were substituted for the word "Madras" by the INadu Adaptation of Laws Order, 1969,as amended by the Tamii du Adaptation of laws (Second Amendment) Order, 1969, 11 Repealing and Amendi?? Year. (1) 1947 1947 1947 1947 1947 1947 1947 1947 1947 1947 1947 1947 1947 1947 1947 Number. (2) XVII xx XXI xxv XXVII 11 Short title. (3) The Madras kncey Carriage (Amend ment) Act, 194"1 .Eetting The Madras Tax (Amendmer-•/) Act, 1947. Prohi- The Madras bition (Amendment) Act, 1947. The Madras (Amendment) 1947. The Madras of Public (Amendment) 1947. [1952 : Act Extent of repeal. (4) The whole, The whole. The whole. The whole. The whole. The whole, 2 and 3. The whole. The whole, The whole, Section 2. Sections 2 toe 5, The whole, The whole. Abkari Act, Places Resort Act, The ICTamil Nadul Mun:- cipal and Local Boards (Amendment) Act, 1947. The Madras General Sales Tax (Amend- ment) Act, 1947, The Madras Entertain- ments Tax (Amend' ment) Act, 1947. The Madras city Police (Amendment) 1947. The i[Tamil Prou batinn oe Offenders Act* (Amendment) 1947. The l[Tamil Nadu IMaru- makkattayam (Amend ment) Act, The Madras Prohibition (Temporarv Amend- ment) Act, 1947. The Madras Supression of noral Tramc (Amendment) Act, 1947. IThese words were slibstituted for the word "Madras" by the Tamil Nadu Adaptation of Laws Older, 1969, as amended by the Tamil Nadu Adaptation of Laws (Second Amendment) Order,ä969, 1948 1948 1948 1948 1948 1948 1948 1948 1948 1948 1948 (2) 1 x xvr XVIII Pepea./hg tâte. (3) The Madras Home Guards Act, 1948. The {VamilNadu] Res- triction of Offenders Act, 1948. The l[Tamil Nadul Re- enacting and Repeat, ling (No. 1) Act, 1948. The Tramil Nadul enacting (No. 11) Act, 1948. The l[Tamil Nadul Re- enacting (No. 111) Act, 1948. The Madras Civil Courts (Amendment) Act, 1948. The Madras Sales of Motor Spirit Taxation (Amendment) Act, 1948. The Madras Prohibition (Amendment) Act, 1948. E..üeat ofre—• (4) Section 12. Sections 17 and 18. Sections 2; 3, 4, 5 and 6 and the Schedules. Sections 2, 3, 4 and 5 and the Schedule. Sections 2, 3 and 4 and the Schedule. T whole, The whole, The whole. The -Madras General Section 2. Sales Tax (Amend- ment) Act, 1948. The Malabar Irrigation The whole. Works (Construction and Levy of Cess) (Amendment) Act, 1948. The Madras Prohibi- tion (Second Amend- ment) Act, 1948, The i[Tamil Nadul Agri- Relief culturists (Amendment) Act, 1948. The whole. Sections 2 to 15. IThese words were substituted for the word "Madras" by the ramil Nadu Adaptation of Laws Order, 1969, as amended by the nmil Nadu Adaptation of Laws (Second Amendment) Order, 1969, 125-3—16 11952: Act X1 xpepanng and Amending THE SECOND SCHEDULE. Year, (1) 1918 1920 1923 Number. (2) Ill XIV AMENDMENTS. (See section 3) Short title, (3) The Madras Pre- vention of Adul- teration Act, 1918. The i[Tamil Nadul District Boards Act, 1920. The Madras Univer- sity Act, 1923. Amendments, (4) In section

2, in the definition of "local executive officer", for clause (iii) (a), the following shall be substituted, namely "(iii) in or for other local areas— executive (a) the authority as defined in section 2(7) of the Madras Village Panchayats Act, 1950 (Madras Act X of 1950) of the panchayat, or if the panchayat is dissolved or superseded, any person exercising the Powers and discharging the duties of the panchayat under sub-section (5) of section 48 of the Village Panchayats Act aforesaid." In Schedule IV, in rule 10, for the panchayat areas" in the two places where they occur, the words "non-panchayat area" shall be substituted, In section 4-A, clause (15), for the expression "University Training Corps" the expression 'National Cadet Corps' shall be substituted, {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. 1952: T.N. Act repealing and Amending 243 Year. 1926 1947 Number. (2) 11 Short title • (3) The Andhra University Act, 1925. [Tamil Nadu] Shops and Establishments Act, 1947. 4 Amendments. (4) (i) In section 15, clause (5), under the heading "Class I—Ex-officio Members", for the "Surgeon-General with the Government of Madras", the words "Director of Medical Services" shall be substituted. (ii) In section—37-A, sub-section (3), the words "in British India" shall be omitted. In section 1, sub-section (3), for clause (a), the following clause shall be substituted, be namely " (a) It shall come into in the following areas on such date as the State Government may, by notification, appoint : (i) the City of Madras. (ii) all the municipalities constituted under the Madras District Municipalities Act, 1920 (Madras Act V of 1920), and (iii) all areas within the jurisdiction of panchayats which under rule 2 of Schedule III of the Madras Village Panchayats Act, 1950 (Madras Act X of 1950), should be deemed to be constituted under that Act, and immediately {The 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. 125-3—16A 244 Year. 1947— cont. 1950 Repealing and Amending Number. (2) xxxvi— cont, x Short title. (3) The [Tamil Nadu] Shops and Establishments, Act, 1947—cont, (1952: Amendments. (4) before the commencement of that Act, were classified by the State Government as major panchayats and all areas within the jurisdiction of panchayats constituted or constituted under that Act which for the time being, are classified by the State Government as Class I panchayats under section 5 (1) (a) of that Act." The [Tamil Nadu] In section 42, sub-section Village Pancha- (5), in the opening yats Act, "1950." paragraph, for the expression "sub-section the expression "sub-section (2)" shall be substituted. In section 132, in clause (4) (g), for the expression "sections 6 to 8, and the expression "sections 6 to 8, 9(2), (3), (3-A), (4), (5) (a) and (7)" shall be substituted, *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.