

No. 796 (2)/LXXIX-V-121-1(ka)-21-21

Dated Lucknow, August 24, 2021

IN pursuance of the provisions of clause (3) of Article 348 of the Constitution of India, the Governor is pleased to order the publication of the following English translation of the Uttar Pradesh Dhoomrapaan Nishedh (Cinema Ghar) (Nirsan) Adhiniyam, 2021 (Uttar Pradesh Adhiniyam Sankhya 24 of 2021) as passed by the Uttar Pradesh Legislature and assented to by the Governor on August 24, 2021. The Rajya Kar Anubhag-6 is administratively concerned with the said Adhiniyam.

THE UTTAR PRADESH PROHIBITION OF SMOKING (CINEMA HOUSES)
(REPEAL) ACT, 2021

(U.P. Act no. 24 of 2021)

[As passed by the Uttar Pradesh Legislature]

AN

ACT

to repeal the Uttar Pradesh Prohibition of Smoking (Cinema Houses) Act, 1952 as it has become irrelevant.

IT IS HEREBY enacted in the Seventy second Year of the Republic of India as follows :

1. This Act may be called the Uttar Pradesh Prohibition of Smoking (Cinema Houses) (Repeal) Act, 2021. Short title
2. The Uttar Pradesh Prohibition of Smoking (Cinema Houses) Act, 1952 is hereby repealed. Repeal of U.P. Act no. 30 of 1952
3. The repeal of the Uttar Pradesh Prohibition of Smoking (Cinema Houses) Act, 1952 shall, however, not, Savings Act,
 - (a) affect any other enactment in which the repealed enactment has been applied, incorporated or referred to;
 - (b) affect the validity, invalidity, effect or consequences of anything already done or suffered, or any right, title, obligation or liability already acquired, accrued or incurred, or any remedy or proceeding 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;
 - (c) affect any principle or rule of law, or established jurisdiction, form or course of pleading, practice or procedure, or existing usage, custom, privilege, restriction, exemption, office or appointment, notwithstanding that the same respectively may have been in any manner affirmed or recognised or derived by, in or from any enactment hereby repealed;
 - (d) revive or restore any jurisdiction, office, custom, liability, right, title, privilege, restriction, exemption, usage, practice, procedure or other matter or thing not now existing or in force.

STATEMENT OF OBJECTS AND REASONS

The Uttar Pradesh Prohibition of Smoking (Cinema Houses) Act, 1952 has been enacted to prohibit smoking in cinema houses situated in Uttar Pradesh. It has been observed that there are sufficient provisions in the Cigarettes and other Tobacco Products (Prohibition of Advertisement and Regulation of Trade and Commerce, Production, Supply and Distribution)

261_RPH_vidhaika -21 Adhiniyam folder_(Dhoomrapaan)-2021 Data-4E

Act, 2003 and in rule 20 of the Uttar Pradesh Cinematograph Rules, 1951 to prohibit smoking in multiplexes and cinema houses.

In view of the above, there is no relevance and utility of the aforesaid Act of 1952 in the present times. Therefore, it has been decided to repeal the Uttar Pradesh Prohibition of Smoking (Cinema Houses) Act, 1952.

The Uttar Pradesh Prohibition of Smoking (Cinema House) (Repeal) Bill, 2021 is introduced accordingly.

By order,
ATUL SRIVASTAVA,
Pramukh Sachiv.

261_RPH_vidhaika -21 Adhiniyam folder _(Dhoomrapaan)-2021 Data-4E

