

WEST BENGAL LEGISLATURE (REMOVAL OF DISQUALIFICATIONS) ACT, 2007

Registered No. WB/SC-247 kolfata No. 11 Ga\ttte BHADRA 7] Extraordinary Published by Authority WEDNESDAY, AUGUST 29, 2007 PART III—Acts of the West Bengal Legislature. GOVERNMENT OF WEST BENGAL LAW DEPARTMENT Legislative NOTIFICATION [SAKA 1929 No. 1170-L.—27th August. 2007.—The following Act of the West Bengal Legislature, having been assented to by the Governor, is hereby published for general information : West Bengal Act XI of 2007 THE WEST BENGAL LEGISLATURE (REMOVAL OF DISQUALIFICATIONS) ACT, 2007. [Passed by The Idlest Bengal Legislature.] [Assent of the Governor was first published in the Kolkata Gazette, Extraordinary, of the 29th August. 2007.] An Act to (Icc-lare that certain offices under the Governinent of India or the Govern,jnent QT any State .specified in the Finst Schedule to the Constitution of India shall not disqualifi' the holders the-reqf.fbr being chosen as. or för being Inc."lbers Qflhe 14'&.st Ben gal Legislative Assanbly. WHEREAS it is expedient to declare. in accordance xvi(h the provisions containe.d in sub-clause (a) of clause (l) of article 19 1 or the Constitution of India that the holders of certain offices of profit under the Governinent of India or the Government of any State specified in the First Schedule of the said Constitution shall not be disqual ified for bei ng chosen as. and for. being mernbers of the West Bengal Legislative Assembly, Short title and collMnencenrnt. Removal of certa in disqualifications for membership. Act Io have overriding cfi*cct over judge nienl. order elC. THE KOLKATA GAZETTE. EXTRAORDINARY, AUGUST 29. 2007 T Ize VVest Bengal Legislature (Renzova/ Qf Disqualifications) Ac.l. (Sections 1- 3.) It is hereby enacted in the Fifty-eighth Year of the Republic of India. by the Legislature of West Bengal. as 1. (1) This Act may be called the West Bengal Legislature (Reinoval of Disqualifications) Act. 2007. (2) It shall come into force at once. 2 It is hereby declared that none of the following offices. in so far as it is an office of profit under the Government of India or the Governinent of any State. shall disqualify the holder thereof for being chosen as, or for being a member of the West Bengal Legislative Assen-Ibly. nanwly: (a) (b) (c) (d) (e) (h) (i) (k) 3. any office held by a Minister, Minister of State or Deputy Minister of the State of West Bengal, whether ex-officio or by naine•, the office of the Leader of the Opposition in the West Bengal State Legislature; the office of the Chairperson of any Committee of the West Bengal Legislative Assembly; the office of Chief Governnnt Whip, Deputy Chief Whip or Whip in the West Bengal Legislative Assembly or the office ofa Parliamentary Secretary the office of Sheriff in the city of Kolkata; the office of Chairman or member of the Syndicate. Senate. Executive Conu-nittee. Council or Court of any University in the State of West Bengal or any other body connected with a University: the office of a member of any delegation or mission constituted by the Government of India or the State Government for any special purpose: the office of member of any force raised or maintained under the National Cadet Corps Act. 1948, the Territorial Army Act. 1948 or the Reserve and Auxiliary Air Forces Act. 1952 or the office ofa member of a Home Guard constituted under any law in the State of West Bengal: the office of men-Iber of any Zilla Parishad, Panchayat Scuniti, Siliguri Mahak•wna Parishad or Darjeeling Gorkha Hill Council; the office of Mayor. Deputy Mayor, Mayor-in-council, Chairm an, Vice- Chairman. Chariman-in-council or Councillor of any municipality or municipal corporation in the State of West Bengal; the office of Chairperson or of State Planning Board and District Planning Cornnlittee of any district of the State of West Bengal', the office of Chairman. Deputy Chairman or Vice-Chairman, Director or meinber of any statutory or non-statutory body specified in the Schedule annexed to this Act. any judgement Of order of any court or tri bunal or arder 31 of 1948. 56 of 1948. 62 of 1952 or opinion of any other authority. the offices noe.ntioned in clauses (a) to (l) of section 2 shall not disqualify or shall be deenrd never to ha ve disqualified the holclers thereof for being chosen as. or being. a mernber the West Bengal State. Legislative Assem as if this Act had been in force at all nvaterial tinnes. (2) Nothing contained in sub-section (I) shall be construed as to entitle anv person who has vacated a seat 0\Ving to any order or judgement as afore.saiel- to efaim any reinstatnment or any other claitn in that belvalf. Repeal ()f West Ben. Act v I of THE KOLKATA GAZETTE, EXTRAORDINARY, AUGUST 29, 2007 The VVc.st Benga/ Legislature (Renwval of Disqualifications) Ac•/. (Section 4.) (3) For the removal of doubts. it is hereby clarified that any petition or reference pending before any court or other authority on the date of commencernent of this Act shall be disposed of in accordance with the provisions of this Act

4. The West Bengal Legislature (Removal of Disqualifications) Act, 1952, hereby repealed. 1. 0 4. 5. 6. 7. 8. 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 23. 24. 25. 26. 27. 28. 29. 30. -31. 34. 35. 36. -37

38. THE SCHEDULE [See section 2(1)] Kolkata Metropolitan Development Authority. Asansol Durgapur Development Authority. Siliguri Jalpaiguri Development Authority. Haldia Development Authority. Sriniketan Santiniketan Development Authority. Burdwan Development Authority. Bhangore Rajarhat Area Development Authority Digha Development Authority. Kolkata Metropolitan Planning Committee. West Bengal Industrial Development Corporation Limited. West Bengal Industrial Infrastructure Development Corporation Ltd. West Bengal Small Industries Development Corporation Limited. West Bengal Handicrafts Development Corporation Limited. West Bengal Minorities Development and Finance Corporation Ltd. West Bengal Handloom and Powerloom Development Corporation Ltd. West Bengal Khadi and Village Industry Board. Society for Self-Employment for Urban Youth. a society registered under the West Bengal Societies' Registration Act

1961. State Fisheries Development Corporation Limited, West Bengal. West Bengal Fisheries Corporation Limited. Board of Wakf, West Bengal. a body constituted under the Wakf Act

1995. West Bengal State Haj Committee. constituted under the Haj Committee. Act, 2002. Central Wakf Council established under section 9 of the Wakf Act, 1995. Haj Committee of India. constituted under section 3 of the Haj Committee Act. 2002 West Bengal Minorities' Commission. West Bengal Board of Madrasah Education . West Bengal Urdu Academy. Planning Board (Asiatic Society) established under section 8 of the Asiatic Society Act

1984. West Bengal Comprehensive Area Development Corporation. West Bengal State Rural Development Association. Society for Training and Research on Panchayat and Rural Development. West Bengal Forest Development Corporation Limited. West Bengal Wasteland Development Corporation Limited. West Bengal Pulpwood Development Corporation Limited. State for Wildlife. West Bengal. West Bengal Labour Board. West Bengal Cooperative Milk Federation Limited. West Bengal Gossanpada Bikasil Sanstha. West Bengal Dairy and Poultry Development Corporation Limited. 3 West Ben. Act xxvi of 1961. 4.3 of 1995. 35 of 2002 5 of 1984. PAR 4 39. 40. 41. 42 43. 44. 45. 46. 47. 48. 49. 50. 51. 52 53. 54. 55. 56. 57. 58. 59. 60. 61. 62 63. 64. 65. 66. 67. 68. 69. 70. 71. 72. 73. 74. 75. 76. 77. 78. 79. 80. 81. 80 83. 84. 85

86. THE KOLKATA GAZETTE, EXTRAORDINARY. AUGUST 29. 2007 The West Bengal Legislature (Removal of Disqualifications) Act, (Schedule.) West Bengal Livestock Development Corporation Limited. Mother Dairy Limited. Society for Training and Research and Urban Governance. West Bengal State Council for Technical Education. West Bengal State Council for Vocational Education and Training West Bengal Scheduled Castes and Scheduled Tribes Development and Finance Corporation. West Bengal Tribal Development Cooperative Corporation. West Bengal Backward Classes Development and Finance Corporation. Sundarban Development Authority Sundarban Infrastructure Development Corporation Limited. West Bengal State Fishermen's Cooperative Federation Limited. West Bengal Ceramic Development Corporation Limited. West Bengal Food Processing and Horticulture Development Corporation Limited. West Bengal Power Development Corporation Limited. West Bengal Renewable Energy Development Authority West Bengal Agro-Industries Corporation Limited. West Bengal State Minor Irrigation Corporation Limited. West Bengal State Seed Corporation Limited. West Bengal Essential Commodities Supply Corporation Limited. West Bengal State Consumers Federation Limited. Society of Self-Employment of Unemployed Youth. West Bengal. Institute of Environmental Studies and Wetland Management. West Bengal State Literacy Mission. West Bengal Shishu Siksha Mission. Kolkata State Transport Corporation Limited. North Bengal State Transport Corporation Limited. South Bengal State Transport Corporation Limited. West Bengal Surface Transport Corporation Limited. Kolkata Tramways Corporation Limited. West Bengal Transport Infrastructure Development Corporation Limited. West Bengal State Sports Council. West Bengal Mountaineering and Adventure Sports Foundation. West Bengal State Council of Bio-Technology. State Productivity Council West Bengal. Paschimbanga Rajya Prachinbhik Siksha Unnayan Sanstha. West Bengal Council for Science and Technology. Centre for Archaeological Studies and Training. Netaji Institute of Asian Studies. West Bengal Horticulture Development Society. Uttarbanga Unnayan Parishad. Paschimbanga Unnayan Parishad. West Bengal State Marketing Board. West Bengal State Consumers' Cooperative Federation.

West Bengal State Marketing Federation. \Vest Bengal Housing Board. West Bengal Infrastructure. Development Corporation Limited. West Bengal Films Development Corporation Limited. Roopkala Kendra. 5 11 87. 88. 89. 90. 91. 92. 93. 94. 95. 96. 97. 98. 99. 100. 101. 102. 103. 105. 106. 107. 108

109. H.O. 111. 112. 113. 114

15. THE KOLKATA GAZETTE. EXTRAORDINARY, AUGUST 29, 2007 The West Bengal Legislature (Removal of Disqualifications) Act, 2007. (Schedule.) Mass Media Centre, West Bengal. West Bengal Minerals Development and Trading Corporation Limited. West Bengal Pharmaceuticals* and Phytochemical Development Corporation Limited. West Bengal State Leather Industries Corporation Limited. West Bengal State Handloom Weavers • Cooperative Society Limited. Paschim Banga Reshmi Silpi Samabaya Mahasangha Limited. Basumati Corporation Limited. Kolkata Improvement Trust. Howrah Improvement Trust. Jaigaon Development Authority Medinipur—Kharagpur Development Authority West Bengal Social Welfare Board. West Bengal Commission for Women. West Bengal Women's Development Undertaking. West Bengal Pollution Control Board. West Bengal Heritage Commission. Durgapur Projects Limited. West Bengal State Council of Science and Technology. Hooghly River Bridge Commissioners. West Bengal Tourism Development Corporation. West Bengal Cooperative Milk Producers • Federation. State Animal Welfare Board. West Bengal Cooperative Housing Federation. Health and Family Welfare Samitis at State, District and Block levels. All Swasthya Samitis of Medical Colleges and Hospitals and Decentralized Hospitals and Medical Teaching Institutions. Ragi Kalyan Samitis for District Hospitals, Sub-divisional/State General Hospitals, Block Primary Health Centres/Rural Hospitals. The West Bengal State Medicinal Plants Board. All Professional councils constituted under different Acts which have provisions of including members of West Bengal Legislative Assembly. State Supervisory Board for pre-conception and prenatal diagnostic techniques (Prohibition of Sex Selection) Act

1994. By order of the Governor, S.K. CHAKRABARTI, Pl.- Secy. to the Govt. of West Bengal, Lali' Depatiueut. Published by the Controller of Printing and Stationery. West Bengal and printed at Saraswati Press Ltd. (Government of West Bengal Entelptise.). Kolkata 700 056