

ASSAM ACT XIII OF 1950

*THE ASSAM STATE LEGISLATURE MEMBERS (REMOVAL OF DISQUALIFICATIONS) ACT, 1950

[Published in the "Assam Gazette", dated the 5th April 1950]

An Act to provide for the removal of certain disqualifications for being chosen as and for being a member of the Assam Legislative Assembly

Preamble.—Whereas it is expedient to provide in accordance with the provisions of Article 191 (1) (a) of the Constitution that the holders of the offices herein-after mentioned shall not be disqualified for being chosen as, and for being, a member of the Assam Legislative Assembly;

It is hereby enacted as follows:—

1. **Short title, extent and commencement.**—(1) This Act may be called the Assam State Legislature Members (Removal of Disqualifications) Act, 1950.

(2) It extends to the whole of Assam.

(3) It shall come into force on the date on which the Assam State Legislature Members (Removal of Disqualifications) Ordinance, 1950 (Assam Ordinance No. II of 1950), ceases to operate.

2. **Removal of certain disqualifications.**—A person shall not be disqualified for being chosen as, or for being, a member of the Assam Legislative Assembly by reason of the fact that he holds any of the offices specified in the Schedule appended hereto, *in so far as it is an office of profit under the State Government.*

SCHEDULE

1. The office of the Parliamentary Secretary to the Government of Assam.
2. The office of Government Pleader or Public Prosecutor.
3. The office of part-time Professor, Lecturer, Instructor or Teacher in Government educational institutions.
4. Medical practitioner rendering part-time service to Government.
5. Gaonbura, Chowkidar whether called by this or any other title.
6. The Office of the Deputy Minister to the Government of Assam, *and Dir of Assam State Warehousing Corp*
7. The Office of Chairman, Vice-Chairman or members of any Committee, Board or authority appointed by the Government of India or the Government of any State specified in the First Schedule to the constitution of India.
8. Any office under the Government which is not a whole time office remunerated either by salary or fees.
9. The office of the Chief Executive Member and the other Executive Members of a District Council in an Autonomous District and of the members nominated to such a District Council by the Governor.]

*For Statement of Objects and Reasons see "Assam Gazette, Extraordinary", March 1, 1950, page 82.

¹Inserted by the Assam State Legislature Members (Removal of Disqualifications) Amendment, Act 1950 (Act XXIII of 1950).

²Items 7 to 9 inserted by the Assam State Legislature Members (Removal of Disqualifications) (Amendment) Act, 1952 (Act VIII of 1952).

Minister of State,

Secy and of Public Sector Corps like

Major Industries

Dev. Corp, etc and Chairman

ASSAM ACT VIII OF 1952

THE ASSAM STATE LEGISLATURE MEMBERS (REMOVAL OF DISQUALIFICATIONS) (AMENDMENT) ACT, 1952

(Passed by the Assembly)

(Received the assent of the Governor on the 8th October 1952)

[Published in the *Assam Gazette*, dated the 15th October 1952]

An

Act

further to amend the Assam State Legislature Members (Removal of Disqualifications) Act, 1950

Preamble. Whereas it is expedient to amend the Assam State Legislature Members (Removal of Disqualifications) Act, 1950, hereinafter called the "Principal Act," in the manner hereinafter appearing ;

It is hereby enacted as follows :—

Short title, extent and commencement. 1. (1) This Act may be called the Assam State Legislature Members (Removal of Disqualifications) (Amendment) Act, 1952.

(2) It shall have the like extent as the principal Act.

(3) It shall come into force at once.

Insertion of new items in the Schedule to the Principal Act. 2. In the Schedule to the principal Act, after item 6, the following items shall be inserted, namely :—

"7. The office of Chairman, Vice-Chairman or members of any Committee, Board or authority appointed by the Government of India or the Government of any State specified in the First Schedule to the constitution of India.

8. Any office under the Government which is not a whole time office remunerated either by salary or fees.

9. The office of the Chief Executive Member and the other Executive Members of a District Council in an Autonomous District and of the members nominated to such a District Council by the Governor."

ASSAM ACT XIV OF 1954

THE ASSAM STATE LEGISLATURE MEMBERS (REMOVAL OF
DISQUALIFICATIONS) (AMENDMENT) ACT, 1954

(Passed by the Assembly)

(Received the assent of the Governor on the 30th April 1954)[Published in the *Assam Gazette*, dated the 5th May 1954]*An**Act**further to amend the Assam State Legislature Members (Removal of Disqualifications) Act, 1950*

Preamble.—WHEREAS it is expedient further to amend the Assam State Legislature Members (Removal of Disqualifications) Act, 1950 (Assam Act XIII of 1950) hereinafter called the "principal Act," in the manner hereinafter appearing ;
It is hereby enacted as follows :—

1. Short title, extent and commencement.—(1) This Act may be called the Assam State Legislature Members (Removal of Disqualifications) (Amendment) Act, 1954.

(2) It shall have the like extent as the principal Act.

(3) It shall come into force at once.

2. Insertion of new item in the Schedule to the principal Act.—In the Schedule to the principal Act, after item 9, the following item shall be inserted, namely :—

"10. Any office held in the Territorial Army or National Cadet Corps".

ASSAM ACT XV OF 1954

THE ASSAM MONEY LENDERS' (SECOND AMENDMENT)
ACT, 1954

(Passed by the Assembly)

(Received the assent of the Governor of Assam on the 2nd May 1954)[Published in the *Assam Gazette*, dated 12th May 1954]*An**Act**further to amend the Assam Money Lenders' Act, 1934.*

Preamble.—WHEREAS it is expedient further to amend the Assam Money Lenders' Act, 1934 (Assam Act IV of 1934) hereinafter called the principal Act in the manner hereinafter appearing ;

It is hereby enacted as follows :—

1. Short title, extent and commencement.—(1) This Act may be called the Assam Money Lenders' (Second Amendment) Act, 1954.

(2) It shall have the like extent as the principal Act.

(3) It shall come into force at once.

2. Amendment of section 2 of the Assam Act IV of 1934.—In item (i) of clause (b) of sub-section (3) of Section 2 of the principal Act, the words, "or a Co-operative Society" shall be omitted.

ASSAM ACT XVIII OF 1957

THE ASSAM STATE LEGISLATURE MEMBERS (REMOVAL OF DISQUALIFICATIONS) (AMENDMENT) ACT, 1957

(Received the assent of the Governor on the 25th November 1957)

[Published in the *Assam Gazette*, dated the 27th November 1957]

An

Act

further to amend the Assam State Legislature Members (Removal of Disqualifications) Act, 1950.

Preamble.—Whereas it is expedient further to amend the Assam State Legislature Members (Removal of Disqualifications) Act, 1950 (Assam Act XIII of 1950), hereinafter called the "Principal Act", in the manner hereinafter appearing :

It is hereby enacted in the Eighth Year of the Republic of India as follows :—

1. **Short title, extent and commencement.**—(1) This Act may be called the Assam State Legislature Members (Removal of Disqualifications) (Amendment) Act, 1957.

(2) It shall have the like extent as the Principal Act.

(3) It shall come into force at once.

2. **Amendment to the Schedule in the Principal Act.**—In the Schedule to the Principal Act after item 10, the following shall be inserted, namely :—

"11. Any Office held in the Auxiliary Air Force or Air Defence Reserve".

ASSAM ACT XIX OF 1957

THE ASSAM APPROPRIATION (No.II) ACT, 1957

(Received the assent of the Governor on the 25th November 1957)

[Published in the *Assam Gazette*, dated the 27th November 1957]

An

Act

to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of the State of Assam to the service of the year ending on the thirty-first day of March, 1958.

Be it hereby enacted in the Eighth Year of the Republic of India as follows :—

Short title.

1. This Act may be called the Assam Appropriation (No.II) Act, 1957.

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The 9th May 1967

No. L.JL.32/66/11.—The following Act of the Assam Legislative Assembly which received the assent of the Governor is hereby published for general information.

ASSAM ACT VI OF 1967

[Received the assent of the Governor on the 8th May, 1967]

THE ASSAM STATE LEGISLATURE MEMBERS (REMOVAL OF DISQUALIFICATIONS) (AMENDMENT) ACT, 1967

[Published in the *Assam Gazette* Extraordinary, dated the 9th May, 1967]

**An
Act**

**further to amend the Assam State Legislature Members
(Removal of Disqualifications) Act, 1950**

Preamble. Whereas it is expedient further to amend the Assam State Legislature Members (Removal of Disqualifications) Act, 1950, hereinafter called the principal Act, in the manner hereinafter appearing ; Assam Act
XIII of
1950.

It is hereby enacted in the Eighteenth Year of the Republic of India as follows :—

Short title,
extent and
commence-
ment.

1. (1) This Act may be called the Assam State Legislature Members (Removal of Disqualifications) (Amendment) Act, 1967.

(2) It shall have the like extent as the principal Act.

(3) It shall be deemed to have come into force on the First day of January 1967.

Amendment
of the Sched-
ule to the
principal
Act.

2. In the Schedule to the principal Act, in item 6, between the words "the" and "Deputy Minister" the words "Minister of State and" shall be inserted.

Repeal and
Saving.

3. (1) The Assam State Legislature Members (Removal of Disqualifications) (Amendment) Ordinance, 1966 is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the Ordinance as repealed shall be deemed to have been done or taken under this Act as if this Act had commenced on the Fifteenth day of October, 1966 (the date of promulgation of the Ordinance).

B. SARMA,
Secy. to the Govt. of Assam,
Law Department.

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ASSAM ACT VIII OF 1970

(Received the assent of the Governor on the 14th July 1970)

**THE ASSAM STATE LEGISLATURE MEMBERS (REMOVAL OF
DISQUALIFICATIONS) (AMENDMENT) ACT, 1970**

[Published in the *Assam Gazette*, Extraordinary, dated the
17th July, 1970]

An

Act

**further to amend the Assam State Legislature Members
(Removal of Disqualifications) (Amendment) Act, 1950**

Preamble.

WHEREAS it is expedient further to amend the Assam State Legislature Members (Removal of Disqualifications) Act, 1950, hereinafter called the principal Act, in the manner hereinafter appearing ;

Assam Act
XIII of
1950.

It is hereby enacted in the Twenty-first Year of the Republic of India as follows:—

Short title,
extent and
commence-
ment.

1. (1) This Act may be called the Assam State Legislature Members (Removal of Disqualifications) (Amendment) Act, 1970.

(2) It shall have the like extent as the principal Act.

(3) It shall be deemed to have come into force on 24th March, 1970.

Amend-
ment
of
section 2 of
Assam Act
XIII of
1950.

2. In section 2 of the principal Act,—

(1) after the word “hereto” occurring at the end, the punctuation “(.)” shall be deleted and the words “in so far as it is an office of profit under the State Government” followed by the punctuation “(.)” shall be added ;

(2) in the Schedule, after item number 6, the following shall be inserted as item number 6A, namely:—

“6 A. Any office held by a Minister, Minister of State, Deputy Minister or Parliamentary Secretary for the State of Assam”

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The Assam Gazette

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1895 (S. E.)

GOVERNMENT OF ASSAM

ORDERS BY THE GOVERNOR

LAW DEPARTMENT

NOTIFICATION

The 14th March 1974

No.LJL.545/73/10.—The following Act of the Assam Legislative Assembly which received the assent of the Governor is hereby published for general information:—

ASSAM ACT X OF 1974

(Received the assent of the Governor on the 9th March 1974)

THE ASSAM STATE LEGISLATURE
MEMBERS' (REMOVAL OF DISQUALIFICATIONS)
(AMENDMENT) ACT, 1973

An

Act

further to amend the Assam State Legislature Members' (Removal of Disqualifications) Act, 1950.

Preamble.

Whereas it is expedient further to amend the Assam State Legislature Members' (Removal of disqualification) Act, 1950, hereinafter called the Principal Act, in the manner hereinafter appearing; Assam Act
XIII of
1950.

It is hereby enacted in the Twenty-fourth Year of the Republic of India as follows:—

Short title,
extent and
commence-
ment.

1. (1) This Act may be called the Assam State Legislature Members' (Removal of Disqualifications) (Amendment) Act, 1973.

(2) It shall have the like extent as the Principal Act.

(3) It shall come into force atonce.

Amendment
of item
number 7
of the
Schedule
to the
Principal
Act.

2. In item number 7 of the schedule to the Principal Act, after the words "The Office of Chairman" occurring at the beginning, the punctuation "(,)" shall be deleted and the words "and Director of the Assam State Warehousing Corporation and of Public Sector Corporations like Major Industries Development Corporation and Small Industries Development Corporation, etc. and Chairman" followed by the punctuation "(,)" shall be added.

Md. SAADULLAH,
Joint Secy. to the Govt. of Assam,
Law Department.

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THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃত্বৰ দ্বাৰা প্ৰকাশিত

PUBLISHED BY THE AUTHORITY

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GOVERNMENT OF ASSAM

ORDERS BY THE GOVERNOR

LEGISLATIVE DEPARTMENT : : : LEGISLATIVE BRANCH

NOTIFICATION

The 19th May, 2012

No. LGL 63/2010/30. – The following Act of the Assam Legislative Assembly which received the assent of the Governor is hereby published for general information.

ASSAM ACT NO. XIII OF 2012

(Received the assent of the Governor on 14th May, 2012)

**THE ASSAM STATE LEGISLATURE MEMBERS
(REMOVAL OF DISQUALIFICATIONS) (AMENDMENT) ACT, 2012**

**AN
ACT**

further to amend the Assam State Legislature Members (Removal of Disqualifications) Act, 1950.

Preamble

Whereas it is expedient further to amend the Assam State Legislature Members (Removal of Disqualifications) Act, 1950, hereinafter referred to as the Principal Act, in the manner hereinafter appearing;

It is hereby enacted in the Sixty-third Year of the Republic of India as follows :-

Short title, extent and commencement

1. (1) This Act may be called the Assam State Legislature Members (Removal of Disqualifications) (Amendment) Act, 2012.
2. It extends to the whole of Assam.
3. It shall come into force at once.

Amendment of section 2.

2. In the Principal Act, in section 2, in the Schedule, after existing entry 13, the following new entry 13A shall be inserted, namely :-

“13A. The Office of Chief Whips in the Assam Legislative Assembly.”

MOHD. ABDUL HAQUE
Secretary to the Govt. of Assam,
Legislative Department, Dispur.