

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

(ASSAM ACT XIII OF 1950)

(The text of the Act printed here is as on 15. 5. 1986)

ARRANGEMENT OF SECTIONS

Preamble.

SECTIONS

1. Short title, extent and commencement.
2. Removal of certain disqualifications.

SCHEDULE

LIST OF AMENDMENT ACTS THE TEXT OF WHICH HAVE BEEN INCORPORATED IN THE PRINCIPAL ACT

Assam Act XXIII of 1950
Assam Act VIII of 1952
Assam Act XIV of 1954
Assam Act XVIII of 1957
Assam Act VI of 1967
Assam Act VIII of 1970
Assam Act X of 1974
Assam Act VI of 1978

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

(ASSAM ACT XIII OF 1950)

(Received the assent of the Governor on the 30th March, 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 hereinafter mentioned shall not be disqualified for being chosen as, and for being, a member of the Assam Legislative Assembly :

**ASSAM STATE LEGISLATURE MEMBERS (REMOVAL OF
DISQUALIFICATIONS) ACT, 1950** 589

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 ¹[in so far as it is an office of profit under the State Government].

1. Inserted by Assam Act VIII of 1970 w. e. f. 24.3.73.

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.

¹[6. The office of the ²[Minister of State and] Deputy Minister to the Government of Assam.]

⁴[6A. Any office held by a Minister, Minister of State, Deputy Minister or Parliamentary Secretary for the State of Assam.]

⁴[7. The Office of Chairman ⁵[and Director of the Assam State Warehousing Corporation and of Public Sector Corporations like Major Industries Development Corporation, etc., and 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.]

*[10. Any office held in the Territorial Army or National Cadet Corps.]

*[11. Any office held in the Auxiliary Air Force or Air Defence Reserve.]

*[12. The leader of Opposition as defined in the Salary and Allowances of the Leader of Opposition in the Assam Legislative Assembly Act, 1978.]

1. Inserted by Assam Act XXIII of 1950.
 2. Inserted by Assam Act VI of 1967.
 3. Item 6A Inserted by Assam Act VIII of 1970 w. e. f. 24.3.70.
 4. Items 7 to 9 inserted by Assam Act VIII of 1952.
 5. Added by Assam Act V of 1974 w. e. f. 18.3.1974.
 6. Item 10 Inserted by Assam Act XIV of 1954 w. e. f. 5.5.54.
 7. Item 11 inserted by Assam Act XVIII of 1957.
 8. Item 12 Inserted by Assam Act VI of 1978.
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THE ASSAM GAZETTE

অসাধাৰণ

EXTRA ORDINARY

প্ৰাপ্ত কৰ্তৃত্ব দ্বাৰা প্ৰকাশিত

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No. 196 Dispur, Thursday, 24th August, 2006, 2nd Bhadra, 1928 (S.E.)

GOVERNMENT OF ASSAM

ORDERS BY THE GOVERNOR

LEGISLATIVE DEPARTMENT :: LEGISLATIVE BRANCH

NOTIFICATION

The 23rd August, 2006

No. LGL. 60/2006/26. — 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 2006

(Received the assent of the Governor on 19th August, 2006)

THE ASSAM STATE LEGISLATURE MEMBERS

(REMOVAL OF DISQUALIFICATIONS) (AMENDMENT) ACT, 2006.

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;

Assam Act
XIII of 1950

It is hereby enacted in the Fifty-seventh 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, 2006.

(2) It extends to the whole of Assam.

(3) It shall be deemed to have come into force on the 26th Day of January 1950.

Amendment
of section 2,

2. In the principal Act, in section 2, in the Schedule, after existing entry 12, the following entries shall be inserted, namely :-

"13. The office of Vice-Chairman, State Planning Board.

14. The offices of Chairman/Vice-Chairman in any statutory or non-statutory body specified in the Table below: -

TABLE

Sl. No.	(Name of body)
(1)	(2)
1.	Assam State Transport Corporation.
2.	Assam Tourism Development Corporation Ltd.
3.	Assam State Housing Board.
4.	Assam Urban Water Supply & Sewerage Board.
5.	Assam Tea Corporation Ltd.
6.	Assam Electronic Development Corporation Ltd.
7.	Assam Small Industries Development Corporation Ltd.
8.	Assam Government Marketing Corporation Ltd.
9.	Assam Hills Small Industries Development Corporation Ltd.
10.	Assam Mineral Development Corporation Ltd.
11.	Assam Livestock & Poultry Development Corporation Ltd.
12.	Assam Plains Tribes Development Corporation Ltd.
13.	Assam State Development Corporation for the Scheduled Castes Ltd.
14.	Assam State Development Corporation for the Other Backward Castes Ltd.
15.	Assam State Film (Finance & Development) Corporation Ltd.
16.	Assam State Text-Book Production & Publication Corporation Ltd.
17.	Assam Plantation Crops Development Corporation Ltd.
18.	Assam Fisheries Development Corporation Ltd.
19.	Assam Agro Industries Development Corporation Ltd.
20.	Assam Seeds Corporation Ltd.
21.	Assam Minorities Development & Finance Corporation Ltd.
22.	Assam Finance Corporation.
23.	Assam Tea Plantations Provident Fund, Pension Fund & Insurance Organisation.

24. State-level Advisory Committee on 20 point programme.
25. State-level National Integration Committee.
26. Guwahati Metropolitan Development Authority.
27. Assam Industrial Development Corporation Ltd.
28. Assam Gas Company Ltd.
29. Assam Petrochemicals Ltd.
30. Assam Khadi & Village Industries Board.
31. Assam State Warehousing Corporation.
32. Assam State Agricultural Marketing Board.
33. Assam Pollution Control Board.
34. Hills Planning Board.
35. Assam Minorities Development Board.
36. Assam Linguistic Minorities Board.
37. Assam State Commission for the Minorities.
38. Assam Board of Wakf.
39. State Haj Committee.
40. Assam Tribal Development Authority.
41. State-level Advisory Council for Students and Youth Welfare.
42. Assam State Social Welfare Board.
43. Ashok Paper Mill (Assam) Ltd, Jogighopa, Bongaigaon.
44. Assam State Fertiliser & Chemicals Ltd.
45. Assam Tea Employees Welfare Board.
46. State Anti-Drugs & Prohibition Council.
47. Development Authorities for various towns.
48. Governing Body of educational institutions.

15. The office of Chairman, President, Vice-President or Principal Secretary or Secretary of the Governing Body of any Society registered under the Societies Registration Act, 1860 or under any other law relating to registration of Societies, not being a body specified in the Schedule.

Central Act
XXI of 1860

16. The elected office of the Mayor, Deputy Mayor and the Councillors of the Guwahati Municipal Corporation, elected office of the Chairman, Vice-Chairman and Commissioner of the Municipal Boards/Town Committees, elected office of the Chief Executive Councillor, Executive Councillor and other members of the Autonomous Councils constituted under various State Acts, the elected

office of the Chief Executive Member, Deputy Chief Executive Member, Executive Members and other members of the Bodoland Territorial Council, elected office of the President, Vice-President and the members of the Anchalik Panchayats and Gaon Panchayats, the President, Vice-President and the members of the Zilla Parishad and holder of similar office of any other elected local authorities.

Explanation: - For the purposes of this entry the word "local authority" shall mean and include the bodies and authorities as defined in clause (31) of section 3 of the General Clauses Act, 1897.

Central Act
X of 1897

MOHD. A. HAQUE,

Secretary to the Govt. of Assam,
Legislative Department, Dispur.

পঞ্জীকৃত নম্বৰ - ৭৬৮/৯৭

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THE ASSAM GAZETTE

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EXTRAORDINARY

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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.