

THE LAND ACQUISITION (KARNATAKA AMENDMENT) ACT, 1988.

ARRANGEMENT OF SECTIONS

Sections :

1. Short title, extent and commencement.
2. Amendment of section 4.
3. Amendment of section 6.

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STATEMENT OF OBJECTS AND REASONS

Act 33 of 1991.- The Central Act 68 of 1984, **interalia** amended sections 4 and 6 of the Land Acquisition Act, 1894 (Central Act 1 of 1894) by which both the preliminary notifications and final notifications are required to be published in two daily newspapers of which at least one shall be in the regional language, in addition to its publication in the official Gazette.

Since the cost of publishing the said notification in the newspapers is considerable, it is considered necessary to amend the Act suitably so that it is enough if gist of notification is published in the newspapers, as is being done in the neighbouring States, viz., Kerala, Tamil Nadu and Andhra Pradesh, thus enabling considerable savings to the State exchequer.

Hence this Bill.

(Obtained from L.A. Bill No 13 of 1988.)

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KARNATAKA ACT No. 33 OF 1991.

(First published in the Karnataka Gazette Extraordinary on the Twenty-Seventh day of November, 1991)

THE LAND ACQUISITION (KARNATAKA AMENDMENT) ACT, 1988.

(Received the assent of the President on the First day of November, 1991)

An Act further to amend the Land Acquisition Act, 1894 in its application to the State of Karnataka.

WHEREAS it is expedient further to amend the Land Acquisition Act 1894 (Central Act 1 of 1894) in its application to the State of Karnataka for the purposes hereinafter appearing;

BE it enacted by the Karnataka State Legislature in the Thirty-ninth year of the Republic of India as follows :-

1. Short title, extent and commencement.- (1) This Act may be called the Land Acquisition (Karnataka Amendment) Act, 1988.

(2) It extends to the whole of the State of Karnataka.

(3) It shall come into force at once.

2. Amendment of section 4.- In section 4 of the Land Acquisition Act, 1894 (Central Act 1 of 1894) (hereinafter referred to as the principal Act), for sub-section (1) and the explanation thereto, the following shall be substituted, namely:-

"(1) Whenever it appears to the appropriate Government or the Deputy Commissioner that the land in any locality is needed or is likely to be needed for any public purpose or for a company a notification stating the purposes for which the land is needed, or is likely to be needed and describing the land by its survey number, if any, and its approximate area shall be published in the Official Gazette and in two daily newspapers circulating in that locality of which at least one shall be in the regional language and the Deputy Commissioner shall cause public notice of the substance of such notification to be given at convenient places in the said locality (the last of the dates of such publication and the giving of such public notice being hereinafter referred to as the date of the publication of the notification). The Deputy Commissioner may also cause a copy of such notification to be served on the owner or where the owner is not the occupier on the occupier of the land:

Provided that the notification published in the official Gazette shall contain the description of the land by its boundaries also.

Explanation.- The expression 'convenient places' includes in the case of land situated in a village, the office of the panchayat within whose jurisdiction the land lies."

3. Amendment of section 6.- For sub-section (2) of section 6 of the principal Act, the following shall be substituted, namely:-

"(2) Such declaration shall be published in the Official Gazette, and in two daily newspapers circulating in the locality in which the land is situate, of which at least one shall be in the regional language and the Deputy Commissioner shall cause public notice of the substance of such declaration to be given at convenient places in the said locality (the last of the dates of such publication and the giving of such public notice being hereinafter referred to as the date of the publication of the declaration) and such declaration shall state the district or other territorial division in which the land is situate,

the purposes for which it is needed, its approximate area and survey number if any and where a plan shall have been made of the land, place where such plan may be inspected:

Provided that the declaration as published in the Official Gazette shall contain the precise boundaries of the land."

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