सरकारी गजट, उत्तर प्रदेश
उत्तर प्रदेशीय सरकार द्वारा प्रकाशित
असाधारण

विधायी परिषिष्ट
भाग—1. खण्ड (क)
(उत्तर प्रदेश अधिनियम)

लखनऊ, शुक्रवार, 27 फरवरी, 2004
फाल्नु 8, 1925 शक सम्बत

उत्तर प्रदेश सरकार

विधायी अनुबंध—1

संख्या 385/साल—वि—1—1 (क)-11-2004
लखनऊ, 27 फरवरी, 2004

अधिसूचना

विवेच

“भारत का संविधान” के अनुसार 200 के अधीन राज्यपाल महोदय ने उत्तर प्रदेश विधान मণ्डल द्वारा पारित उत्तर प्रदेश नगर पालिका (संशोधन) विधेयक, 2004 पर विचार 26 फरवरी, 2004 को अनुमूल्य प्रदान की और यह उत्तर प्रदेश अधिनियम संख्या 6 सन् 2004 के रूप में सर्वसाधारण की सूचनार्थ इस अधिसूचना द्वारा प्रकाशित किया जाता है।

उत्तर प्रदेश नगर पालिका (संशोधन) अधिनियम, 2004
(उत्तर प्रदेश अधिनियम संख्या 6 सन् 2004)
[जैसा उत्तर प्रदेश विधान मण्डल द्वारा पारित हुआ]

उत्तर प्रदेश नगर पालिका अधिनियम, 1918 का अनुवर्त संशोधन करने के लिए

अधिनियम

भारत गणराज्य के पचपन्थवे वर्ष में निम्नलिखित अधिनियम बनाया जाता है :-
1—यह अधिनियम उत्तर प्रदेश नगर पालिका (संशोधन) अधिनियम, 2004 कहा संक्षिप्त नाम
जायगा।
THE UTTAR PRADESH MUNICIPALITIES (AMENDMENT) ACT, 2004

(U.P. ACT NO. 6 OF 2004 )

[As passed by the Uttar Pradesh Legislature]

AN

ACT

further to amend the Uttar Pradesh Municipalities Act, 1916.

IT IS HEREBY enacted in the Fifty-fifth Year of the Republic of India as follows :-

Short title

1. This Act may be called the Uttar Pradesh Municipalities (Amendment) Act, 2004..
2. In section 48 of the Uttar Pradesh Municipalities Act, 1916, after sub-section (2) the following sub-section shall be inserted, namely:

"(2-A) Where in an inquiry held by such person and in such manner as may be prescribed, if a President or a Vice-President is prima-facie found to be guilty on any of the grounds referred to in sub-section (2), he shall cease to exercise, perform and discharge the financial and administrative powers, functions and duties of the President or the Vice-President, as the case may be, which shall, until he is exonerated of the charges mentioned in the show-cause notice issued to him under sub-section (2), be exercised and performed by the District Magistrate or by an officer nominated by him not below the rank of the Deputy Collector."

STATEMENT OF OBJECTS AND REASONS

Section 48 of the Uttar Pradesh Municipalities Act, 1916 (U. P. Act no. 2 of 1916) provides for the removal of President of a municipality. In the said section the State Government is empowered to issue show-cause notice to the guilty President on the grounds mentioned under section 48, before removing him from his office. Most of the Presidents used to delay the proceedings by not replying the show-cause notice in time and they continue to misuse their financial powers. It has therefore been decided to amend the said Act to cease the financial powers of such President or a Vice-President during the pendency of the inquiry and his financial powers and functions will be exercised and performed by the District Magistrate until he is exonerated of the charges.

The Uttar Pradesh Municipalities (Amendment) Bill, 2004 is introduced accordingly.

By order,

R. B. RAO,

Pramukh Sachiv.