

THE UTTAR PRADESH URBAN LOCAL SELF-GOVERNMENT LAWS
(SECOND AMENDMENT) ACT, 1979

(U. P. ACT NO. 17 OF 1979)

[*Authoritative English Text of the Uttar Pradesh Nagar Swayatta Shasan Vidhi
(Duritiya Sanshodhan) Adhiniyam, 1979 (Uttar Pradesh Adhiniyam
Sankhya 17 of 1979.)]

AN
ACT

further to amend the U. P. Municipalities Act, 1916 and the
U. P. Town Areas Act, 1914

IT IS HEREBY enacted in the Thirtieth Year of the Republic of India as
follows:—

1. (1) This Act may be called the Uttar Pradesh Urban Local Self-
Government Laws (Second Amendment) Act, 1979.

Short title and
commencement.

(2) It shall be deemed to have come into force on May 1, 1979.

(*For Statement of Objects and Reasons, please see Uttar Pradesh Gazette Extraordinary,
dated May 4, 1979).

(Passed in Hindi by the Uttar Pradesh Legislative Assembly on May 3, 1979 and by the
Uttar Pradesh Legislative Council on May 7, 1979, with amendment which was approved by
the U. P. Legislative Assembly on May 28, 1979.)

[Received the assent of the Governor on June 2, 1979 under Article 200 of the Constitution
of India and was published in Part I(a) of the Legislative Supplement of the Uttar Pradesh
Gazette Extraordinary, dated June 6, 1979].

Amendment of sections 128 and 338 of U. P. Act no. 2 of 1916.

2. In the U. P. Municipalities Act, 1916—

(a) in section 128, in sub-section (1), for clause (vii), the following clause shall be substituted, namely:—

“(vii) a toll on vehicles and other conveyances, animals and coolies laden with goods other than household goods of passengers, which enter the limits of the municipality and unload such laden goods or any part thereof within such limits;”

(b) in section 338, in sub-section (1), for clause (b), the following clause shall be substituted, namely:—

“(b) impose, in the whole or a part of such area, any tax other than a tax referred to in clauses (vii) and (viii) of sub-section (1) of section 128, which might be imposed therein under the provisions of this or any other Act, if the said area were a municipality;”

Amendment of section 14 of U. P. Act no. 2 of 1914.

3. In section 14 of the U. P. Town Areas Act, 1914, in sub-section (1), in clause (g), the following words shall be inserted in the end, namely:—

“except a tax mentioned in clauses (vii) and (viii) of that sub-section.”

Abolition of certain taxes.

4. Notwithstanding anything contained in any other law for the time being in force, where as a consequence of the amendments made by this Act in the U. P. Municipalities Act, 1916 and the U. P. Town Areas Act, 1914 the power to impose any tax (which term includes a toll and octroi) has been taken away, any such tax imposed prior to commencement of this Act, in respect of the whole or part of a municipality, notified area or town area shall on the commencement of this Act stand abolished, without prejudice to the liability in respect of such tax incurred prior to such commencement.

Repeal savings.

and

5. (1) The Uttar Pradesh Urban Local Self-Government Laws (Amendment) Ordinance, 1979, is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the provisions of the principal Acts referred to in sections 2 and 3, as amended by the said Ordinance, shall be deemed to have been done or taken under the corresponding provisions of the said Acts as amended by this Act as if the provisions of this Act were in force at all material times.

U. P. Ordinance no. 6 of 1979.