

**THE GUJARAT LOCAL AUTHORITIES LAWS
(AMENDMENT) BILL, 2023.**

GUJARAT BILL NO. 23 OF 2023.

A BILL

*further to amend the Gujarat Provincial Municipal Corporations Act,
1949, the Gujarat Municipalities Act, 1963 and the Gujarat
Panchayats Act, 1993.*

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

1. (1) This Act may be called the Gujarat Local Authorities Laws (Amendment) Act, 2023. **Short title and commencement.**

(2) It shall come into force on such date as the State Government may, by notification in the *Official Gazette*, appoint.

- Amendment of section 5 of Bom. LIX of 1949.**
- 2.** In the Gujarat Provincial Municipal Corporations Act, 1949, in section 5, in sub-section (6), -
- Bom. LIX of 1949.**
- (i) for the words “One –tenth of the total number of seats”, the words “Twenty-seven per cent. of the total number of seats” shall be substituted;
- (ii) the following proviso shall be added, namely:-
- “Provided that the reservation available to the persons belonging to the Backward Classes shall be subject to aggregate reservation of fifty per cent. of the total number of seats.”.
- Amendment of section 6 of Guj. 34 of 1964.**
- 3.** In the Gujarat Municipalities Act, 1963, in section 6, in sub-section (3), in clause (c), -
- Guj. 34 of 1964.**
- (i) for the words “One –tenth of the total number of seats”, the words “Twenty-seven per cent. of the total number of seats” shall be substituted;
- (ii) the following provisos shall be added, namely:-
- “Provided that the reservation available to the persons belonging to the Backward Classes shall be subject to aggregate reservation of fifty per cent. of the total number of seats:
- Provided however that one-tenth of the total number of seats shall be reserved for the persons belonging to the Backward Classes, where the population of the persons belonging to the Scheduled Castes and Scheduled Tribes categories exceeds forty per cent. of the total population and the seats for such categories shall be required to be reserved in accordance with the provisions of clause (a) above.”.
- Amendment of section 9 of Guj. 18 of 1993.**
- 4.** In the Gujarat Panchayats Act, 1993 (hereinafter referred to as “the Panchayats Act”), in section 9, in sub-section (5), in clause (a), in sub-clause (ii), -
- Guj. 18 of 1993.**

(i) for the words “one tenth of the total number of seats”, the words “twenty-seven per cent. of the total number of seats” shall be substituted;

(ii) the following provisos shall be added, namely:-

“Provided that the reservation available to the persons belonging to the socially and educationally backward classes shall be subject to aggregate reservation of fifty per cent. of the total number of seats:

Provided however that one tenth of the total number of seats shall be reserved for the persons belonging to the socially and educationally backward classes, where the population of the persons belonging to the Scheduled Castes and Scheduled Tribes categories exceeds forty per cent. of the total population and the seats for such categories shall be required to be reserved in accordance with the provisions of sub-clause (i) above.”.

5. In the Panchayats Act, in section 10, in sub-section (5), in clause (a), in sub-clause (ii), -

**Amendment of
section 10 of
Guj. 18 of 1993.**

(i) for the words “One tenth of the total number of seats”, the words “Twenty-seven per cent. of the total number of seats” shall be substituted;

(ii) the following provisos shall be added, namely:-

“Provided that the reservation available to the persons belonging to the socially and educationally backward classes shall be subject to aggregate reservation of fifty per cent. of the total number of seats:

Provided however that one tenth of the total number of seats shall be reserved for the persons belonging to the socially and educationally backward classes, where the population of the persons belonging to the Scheduled Castes and Scheduled Tribes categories exceeds forty per cent. of the total population and the seats for such categories shall be required to be reserved in accordance with the provisions of sub-clause (i) above.”.

**Amendment of
section 11 of
Guj. 18 of 1993.**

6. In the Panchayats Act, in section 11, in sub-section (5), in clause (a), in sub-clause (ii), -

(i) for the words “One tenth of the total number of seats”, the words “Twenty-seven per cent. of the total number of seats” shall be substituted;

(ii) the following provisos shall be added, namely:-

“Provided that the reservation available to the persons belonging to the socially and educationally backward classes shall be subject to aggregate reservation of fifty per cent. of the total number of seats:

Provided however that one tenth of the total number of seats shall be reserved for the persons belonging to the socially and educationally backward classes, where the population of the persons belonging the Scheduled Castes and Scheduled Tribes categories exceeds forty per cent. of the total population and the seats for such categories shall be required to be reserved in accordance with the provisions of sub-clause (i) above.”.

**Amendment of
section 51 of
Guj. 18 of 1993.**

7. In the Panchayats Act, in section 51, in sub-section (2), in clause (a), -

(i) for the words “ten percent of the offices”, the words “twenty-seven per cent. of the offices” shall be substituted;

(ii) the following provisos shall be added, namely:-

“Provided that the reservation available to the persons belonging to the socially and educationally backward classes shall be subject to aggregate reservation of fifty per cent. of the total number of seats:

Provided however that one tenth of the total number of offices shall be reserved for the persons belonging to the socially and educationally backward classes, where the population of the persons belonging to the Scheduled Castes and Scheduled Tribes categories exceeds forty per cent. of the total population and the seats for such

categories shall be required to be reserved in accordance with the provisions of this clause.”.

8. In the Panchayats Act, in section 63, in sub-section (2), in clause (a), -

Amendment of section 63 of Guj. 18 of 1993.

- (i) for the words “ten percent of the offices”, the words “twenty-seven per cent. of the offices” shall be substituted;
- (ii) the following provisos shall be added, namely:-

“Provided that the reservation available to the persons belonging to the socially and educationally backward classes shall be subject to aggregate reservation of fifty per cent. of the total number of seats.”.

Provided however that one tenth of the total number of offices shall be reserved for the persons belonging to the socially and educationally backward classes, where the population of the persons belonging to the Scheduled Castes and Scheduled Tribes categories exceeds forty per cent. of the total population and the seats for such categories shall be required to be reserved in accordance with the provisions of this clause.”.

9. In the Panchayats Act, in section 77, in sub-section (2), in clause (a), -

Amendment of section 77 of Guj. 18 of 1993.

- (i) for the words “ten percent of the offices”, the words “twenty-seven per cent. of the offices” shall be substituted;
- (ii) the following provisos shall be added, namely:-

“Provided that the reservation available to the persons belonging to the socially and educationally backward classes shall be subject to aggregate reservation of fifty per cent. of the total number of seats:

Provided however that one tenth of the total number of offices shall be reserved for the persons belonging to the socially and educationally backward classes, where the population of the persons belonging to the Scheduled Castes and Scheduled Tribes categories exceeds forty per

cent. of the total population and the seats for such categories shall be required to be reserved in accordance with the provisions of this clause.”.

I certify that this Bill was read for a third time and passed by the Legislative Assembly of the State of Gujarat on the 15th September, 2023.

**Assembly Hall,
Gandhinagar.**

Dated the September, 2023.

(SHANKARBHAI CHAUDHARY)

Speaker,

Gujarat Legislative Assembly.

GUJARAT LEGISLATURE SECRETARIAT

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A BILL

*further to amend the Gujarat Provincial
Municipal Corporations Act, 1949, the Gujarat
Municipalities Act, 1963 and the Gujarat
Panchayats Act, 1993.*

**[SHRI RUSHIKESH PATEL,
MINISTER FOR HEALTH]**

**(As read for a third time and passed by the
Legislative Assembly on 15th September, 2023)**

**D. M. Patel,
Secretary,
Gujarat Legislative Assembly.**

Government Central Press, Gandhinagar.