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PART III—Acts of the West Bengal Legislature.

GOVERNMENT OF WEST BENGAL

LAW DEPARTMENT

Legislative

NOTIFICATION

No. 2198-L.—31st December, 2003.—The following Act of the West Bengal Legislature, having been assented to by the Governor is hereby published for general information:—

### West Bengal Act XXXIII of 2003

#### THE KOLKATA LAND-REVENUE (AMENDMENT) ACT, 2003.

[Passed by the West Bengal Legislature.]

[Assent of the Governor was first published in the *Kolkata Gazette, Extraordinary*, of the 31st December, 2003.]

An Act to amend the *Kolkata Land-revenue Act, 2003*.

WHEREAS it is expedient to amend the *Kolkata Land-revenue Act, 2003*, for the purposes and in the manner hereinafter appearing;

It is hereby enacted in the Fifty-fourth Year of the Republic of India, by the Legislature of West Bengal, as follows:—

Short title and commencement.

Amendment of section 2 of West Ben. Act XV of 2003.

Amendment of section 6.

Amendment of section 7.

West Ben. Act XV of 2003.

1. (1) This Act may be called the *Kolkata Land-revenue (Amendment) Act, 2003*.  
 (2) It shall be deemed to have come into force with effect from the 1st day of October, 2003.

2. In section 2 of the *Kolkata Land-revenue Act, 2003* after clause (a), the following clause shall be inserted:—  
 '(aa) "Chief Revenue Officer" means the Director of Land Records and Survey and Joint Land Reforms Commissioner, West Bengal;.'

3. In section 6 of the principal Act,—  
 (1) in clause (a), for the words "State Government and local bodies; and", the words "State Government and local bodies;" shall be substituted;  
 (2) after clause (a), the following clause shall be inserted:—  
 "(aa) land held by any educational institution as the State Government may, by notification, specify;".

4. In section 7 of the principal Act.—  
 (1) in sub-section (1).—  
 (a) after the words "shall assess", the words "or reassess" shall be inserted;  
 (b) in clause (a), after the words "on the basis of holding register of such Corporation", the words, figure and letter "or on the basis of return filed and self-assessment made by the *raiyat* under section 7A," shall be inserted;  
 (c) in clause (b), after the words "or records of Urban Development Department, as are convenient.", the words, figure and letter "or on the basis of return filed and self-

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(Sections 5-8.)

assessment made by the *raiyat* under section 7A," shall be inserted;

(2) in sub-section (2),—

(a) after the words "on the basis of assessment", the words "or reassessment" shall be inserted; and

(b) the following proviso shall be added:—

"Provided that where the revenue paid by a *raiyat* on the basis of self-assessment under section 7A is more than the demand of revenue fixed by the Revenue Officer under this sub-section, the Revenue Officer shall repay or adjust the excess amount so paid, in the subsequent revenue year, in such manner as may be prescribed."

Insertion of new section 7A.

5. After section 7 of the principal Act, the following section shall be inserted:—

"Filing of return and self-assessment of revenue by *raiyat*.

7A. (1) Every *raiyat* who holds a plot of land situated within the local limits of the Kolkata Municipal Corporation or the Howrah Municipal Corporation or the Bidhannagar Municipality and is liable to pay revenue shall, within such time as the State Government may, by notification, specify, furnish to the Revenue Officer concerned a return in respect of his plot of land containing such particulars, and in such manner, as may be prescribed.

(2) Whenever, as a result of any transfer effected by inheritance, sale, purchase, gift, exchange, surrender, settlement or by any other manner whatsoever, or as a result of partition, there is any change in the aggregate area of plot of land held by a *raiyat* to which this Act extends, such *raiyat* shall furnish to the Revenue Officer concerned a return in respect of his plot of land containing such particulars, within such time and in such manner, as may be prescribed.

(3) Every *raiyat* shall, at the time of filing return under sub-section (1) or sub-section (2), as the case may be, pay revenue for his plot of land on the basis of self-assessment in such manner as may be prescribed."

Amendment of section 8.

6. In sub-section (1) of section 8 of the principal Act, after the word "assessment", in the two places wherever it occurs, the words "or reassessment" shall be inserted.

Amendment of section 14.

7. In section 14 of the principal Act,—

(1) in sub-section (1), for the words "be managed by the Collector of South 24-Paraganas who is declared as Chief Revenue Officer for the purposes of this Act:", the words "be managed by the District Land and Land Reforms Officer in whose jurisdiction such land is situated:" shall be substituted;

(2) after sub-section (1), the following sub-section shall be inserted:—

'(1A) Settlement of any *khasmahan* land or any other Government land for any period, may be made with any person or institution on such terms and conditions including periodical payments, with or without any premium being charged therefor, in such manner as may be prescribed.

*Explanation.*—For the purpose of this sub-section, "person" includes an individual, a firm, a company, an institution, or an association or body of individuals, whether incorporated or not.'

Insertion of new section 15A.

8. After section 15 of the principal Act, the following section shall be inserted:—

"Function of Chief Revenue Officer.

15A. The Chief Revenue Officer shall be in charge for assessment, reassessment and collection of revenue as well as for monitoring the work related therewith and may, from time to time, issue necessary instruction, not inconsistent with the provisions of this Act and the rules made thereunder, for the purpose of assessment, reassessment and collection of revenue under this Act."

By order of the Governor,

A. K. BHATTACHARYA,  
Principal Secy. to the Govt. of West Bengal  
& Secy., Law Department.