

**GOVERNMENT OF WEST BENGAL
LEGISLATIVE DEPARTMENT**

West Bengal Act XXIII of 1986

**THE WEST BENGAL TOWN AND COUNTRY
(PLANNING AND DEVELOPMENT)
(AMENDMENT) ACT, 1986.**

[Passed by the West Bengal Legislature.]

[Assent of the Governor was first published in the *Calcutta Gazette*,
Extraordinary, of the 21st November, 1986.]

[21st November, 1986.]

An Act to amend the West Bengal Town and Country (Planning and Development) Act, 1979.

West Ben.
Act XIII of
1979.

WHEREAS it is expedient to amend the West Bengal Town and Country (Planning and Development) Act, 1979, for the purposes and in the manner hereinafter appearing;

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

1. This Act may be called the West Bengal Town and Country (Planning and Development) (Amendment) Act, 1986.

Short title.

2. In clause (i) of sub-section (2) of section 4 of the West Bengal Town and Country (Planning and Development) Act, 1979 (hereinafter referred to as the principal Act), for the words "Corporation of Calcutta;", the words "Calcutta Municipal Corporation;" shall be substituted.

Amendment
of section 4
of West Ben.
Act XIII of
1979.

3. In section 19 of the principal Act,—

Amendment
of section 19.

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

“(d) not more than five persons to be nominated by the State Government of whom—

(i) two shall be Councillors or Aldermen of the Calcutta Municipal Corporation,

(Section 4.)

- (ii) one shall be a Councillor or Alderman of the Howrah Municipal Corporation, and
- (iii) two shall be Commissioners of any municipality within the Calcutta Metropolitan Area:

Provided that when an order of supersession of the Calcutta Municipal Corporation or the Howrah Municipal Corporation or the municipality, as the case may be, has been made and is in force, it shall be competent for the State Government to nominate, in place of the Councillors or Aldermen or Commissioners, as the case may be, such persons as have experience in or knowledge of administration of local self-government to be members of the Calcutta Metropolitan Development Authority:

Provided further that on the revocation of the order of supersession as aforesaid, the members nominated under the first proviso shall, notwithstanding that the term of office of such members has not expired, cease to hold office and the vacancies shall be filled up in accordance with the provisions of clause (d).”;

- (b) for the proviso to sub-section (3), the following proviso shall be substituted:—

“Provided that every such member, on ceasing to be a Councillor or Alderman of the Calcutta Municipal Corporation or the Howrah Municipal Corporation or Commissioner of a municipality within the Calcutta Metropolitan Area, as the case may be, shall, notwithstanding that the term of office of such member has not expired, cease to hold office and the vacancy shall be filled up in accordance with the provisions of clause (d) of sub-section (1).”.

Amendment
of section 22.

- 4. In sub-section (2) of section 22 of the principal Act,—
 - (a) in clause (e), for the words “Commissioner of the Corporation of Calcutta;”, the words “Municipal Commissioner of the Calcutta Municipal Corporation;” shall be substituted;
 - (b) in clause (h), for the words “Corporation of Calcutta”, the words “Calcutta Municipal Corporation” shall be substituted.