

URBAN DEVELOPMENT DEPARTMENT

Mantralaya, Mumbai 400 032, dated the 1st December 2007

NOTIFICATION

CONSTITUTION OF INDIA.

No. ULC. 10/2007/CR-140/U.L.C.-Urban Devp. Dept.—In pursuance of clause (3) of the article 348 of the Constitution of India, the following translation of the Resolutions adopting the Urban Land (Ceiling and Regulation) Repeal Act, 1999, for the State of Maharashtra, passed by both Houses of the State Legislature under article 252 (2) of the Constitution of India, on the 29th November 2007, is hereby published under the authority of the Governor.

“MAHARASHTRA LEGISLATIVE ASSEMBLY RESOLUTION

Whereas, the Maharashtra Legislative Assembly on 5th October 1971 and the Maharashtra Legislative Council on the 7th October 1971 had, in pursuance of clause (1) of article 252 of the Constitution of India, resolved that the imposition of ceiling on urban immovable property and acquisition of such property in excess of the ceiling and all matters connected therewith or ancillary and incidental thereto should be regulated in the State of Maharashtra by Parliament by law :

And Whereas, the Parliament had thereafter enacted the Urban Land (Ceiling and Regulation) Act, 1976 (Central Act No. 33 of 1976);

And Whereas, consequent upon the resolutions passed by the Houses of the Legislatures of the States of Haryana and Punjab, under article 252 (2) of the Constitution, that the Urban Land (Ceiling and Regulation) Act, 1976, in its application to those States, be repealed by Parliament by law, the Parliament has enacted the Urban Land (Ceiling and Regulation) Repeal Act, 1999 (Act No. 15 of 1999);

And Whereas, sub-section (2) of section 1 of the Urban Land (Ceiling and Regulation) Repeal Act, 1999, provides that the said Act shall apply to such other State which adopts the said Act by resolution passed in that behalf under clause (2) of article 252 of the Constitution;

And Whereas, the Government of Maharashtra is of the opinion that the Urban Land (Ceiling and Regulation) Act, 1976 should be repealed, in its application to the State of Maharashtra, so that land in urban area may be available for housing ;

Now, therefore, in pursuance of clause (2) of article 252 of the Constitution of India, the Maharashtra Legislative Assembly hereby resolves that the Urban Land (Ceiling and Regulation) Repeal Act, 1999, passed by the Parliament be adopted for this State."

" MAHARASHTRA LEGISLATIVE COUNCIL RESOLUTION

Whereas, the Maharashtra Legislative Assembly on 5th October 1971 and the Maharashtra Legislative Council on the 7th October 1971 had, in pursuance of clause (1) of article 252 of the Constitution of India resolved that the imposition of ceiling on urban immovable property and acquisition of such property in excess of the ceiling and all matters connected therewith or ancillary and incidental thereto should be regulated in the State of Maharashtra by Parliament by law ;

And Whereas, the Parliament had thereafter enacted the Urban Land (Ceiling and Regulation) Act, 1976 (Central Act No. 33 of 1976);

And Whereas, consequent upon the resolutions passed by the Houses of the Legislatures of the States of Haryana and Punjab, under article 252 (2) of the Constitution, that the Urban Land (Ceiling and Regulation) Act, 1976, in its application to those States, be repealed by Parliament by law, the Parliament has enacted the Urban Land (Ceiling and Regulation) Repeal Act, 1999 (Act No. 15 of 1999);

And Whereas, sub-section (2) of section 1 of the Urban Land (Ceiling and Regulation) Repeal Act, 1999 provides that the said Act shall apply to such other State which adopts the said Act by resolution passed in that behalf under clause (2) of article 252 of the Constitution;

And Whereas, the Government of Maharashtra is of the opinion that the Urban Land (Ceiling and Regulation) Act, 1976 should be repealed, in its application to the State of Maharashtra, so that land in urban area may be available for housing ;

Now, therefore, in pursuance of clause (2) of article 252 of the Constitution of India, the Maharashtra Legislative Council hereby resolves that the Urban Land (Ceiling and Regulation) Repeal Act, 1999, passed by the Parliament be adopted for this State."

By order and in the name of the Governor of Maharashtra,

RAMANAND TIWARI,
Additional Chief Secretary to Government.