

ANDHRA PRADESH ACTS, ORDINANCES AND REGULATIONS Etc.

The following is the authoritative text in English Language of the Ordinance promulgated by the Governor of on the 22nd May, 2010 being published under article 348 (3) of the Constitution of India for general information.

ANDHRA PRADESH ORDINANCE NO.6 OF 2010

Promulgated by the Governor in the Sixty first Year of the Republic of India.

AN ORDINANCE FURTHER TO AMEND THE ANDHRA PRADESH HOUSING BOARD ACT, 1956.

Whereas, the Legislature of the State is not in session and the Governor of Andhra Pradesh is satisfied that circumstances exist which render it necessary for him to take immediate action.

2. ANDHRA PRADESH GAZETTE EXTRAORDINARY:

Now, therefore, in exercise of the powers conferred by clause (1) of article 213 of the Constitution of India, the Governor is pleased to promulgate the following Ordinance:-

Short title and commencement:

1. (1) This Ordinance may be called the Andhra Pradesh Housing Board (Amendment) Ordinance, 2010.
2. The provisions of sections 6,7,9 and 10 of this Ordinance shall be deemed to have come into force with effect from 1st April, 2002.
3. The provisions of sections 2,3,4,5 and 8 of this Ordinance shall come into force on such date as the State Government may, by notification, appoint.

Amendment of Section 4. Act No.XLVI of 1956:

2. (1) In the Andhra Pradesh Housing Board Act, 1956, (hereinafter referred to as the principal Act) in section 4, in sub-section (1):-
 - (i) for clauses © and (d), the following clauses shall be substituted, namely:-

“© The Commissioner of Weaker Sections Housing Programmes and Managing Director, Andhra Pradesh State Housing Corporation Ltd., Housing Department; Ex-officio;

(d) One Officer of the Housing Department to be nominated by the Government”;
 - (ii) for clauses (f), (g), (h), (i), (j), (k) and (l), the following clauses shall be substituted, namely:-

- “(f) The Chief Engineer (Public Health), Municipal Administration and Urban Development Department, Ex-officio;
- (g) The Chief Engineer (Buildings), Roads and Buildings Department, Ex-officio;
- (h) The Director, Town and Country Planning, Municipal Administration and Urban Development Department, Ex-officio;
- (i) The Commissioner and Director of Municipal Administration and Urban Development Department, Ex-officio;
- (j) The Chairman & Managing Director, Andhra Pradesh Central Power Distribution Company Ltd., Ex-officio;
- (k) The Commissioner, Greater Hyderabad Municipal Corporation, Hyderabad, ex-officio;
- (l) The Metropolitan Commissioner, Hyderabad Metropolitan Development Authority, Ex-Officio;

Amendment of Section 14

4. For section 14 (1) of the principal Act.

- (i) in clause (a), for the words “of a Rupees fifteen lakhs and more”, the words “more than the limits as may be fixed by the Government from time to time” shall be substituted;
- (ii) in clause (b):-
 - (a) in sub-clause (i), for the words “three thousand and more” the words “as may be fixed by the Government from time to time”, shall be substituted;
 - (b) in sub-clause (ii), for the words “three thousand and more”, the words “as may be fixed by the Government from time to time” shall be substituted;

Amendment of Section 26 :

(4) In Section 26 of the principal Act, after the words, “as it deems fit”, the words “The programme, the budget and the schedule so sanctioned shall be laid before the Legislative Assembly as soon as may be after the programme is published,” shall be omitted.

Amendment of Section 29 :

5. In section 29 of the principal Act, for the words “included in the programme sanctioned by the Government”, the words “sanctioned by the Government,

without deviating from the very purpose for which it is sanctioned,” shall be substituted.

Amendment of Section 40:

6. In section 40 of the principal Act, after sub-section (1), the following sub-section (1-A) shall be inserted, namely:-

“(1-A) The Government may also transfer any land to the Board for development under Public Private participation as a Joint Venture, or for sale. The proceeds thereof shall form part of the Consolidated Fund of the State and shall be remitted into it accordingly, or disposed as may be directed by the Government.”

Amendment of Section 40-C6 :

7. In section 40-C:-

- (i) sub-section (1) shall be renumbered as (1) (a);
- (ii) after so renumbered clause (1) (a), the following clause shall be inserted, namely:-

“(b) The Government may transfer any land to the Housing Board for development under Public Private Participation as a Joint Venture or for sale. The proceeds thereof shall form part of the Consolidated Fund of the State and shall be remitted into it accordingly or as directed by the Government:.

Amendment of Section 45 :

8. In section 45, the words “and situated in the area comprised in any housing scheme sanctioned under this Act”. Shall be omitted.

Amendment of Section 58 :

9. In section 58, after sub-section (6), the following sub-section shall be added, namely:-

“(7) Notwithstanding anything contained in sub-sections (1), (4) and (5) of this section, the surplus net revenue after meeting the expenditure of the Board shall vest in Consolidated Fund of the State of Andhra Pradesh. Such surplus revenue shall be transferred to the State Government of Andhra Pradesh in to such account on quarterly basis, as the State Government from time to time instruct or advice the Board in this behalf:.

10. In section 59, at the beginning, the following words and expressions shall be inserted, namely:-

“Subject to the provisions contained in sub-section (7) of section 58,”.