

OF THE ACTS OF DIFFERENT DEPARTMENTS FOR PREPARING THE DRAFT OF
THE DELEGATED LEGISLATION PROVISIONS (AMENDMENT) BILL, 2012

483

Name of the Act		Name of the Department
1. Bihar Police Act, 2007 ✓	-	Home Department
2. Bihar Home guard Act, 1947 ✓	-	Home Department
3. Bihar Water Board Act, 1982 ✓	-	Public Health Engineering Department
4. The Bihar Government Premises (Rent Recovery & Eviction) Act, 1956 ✓	-	Urban Development & Housing Department
5. Bihar Municipality Disclosure Act, 2008	-	Urban Development & Housing Department
6. Bihar Building (Lease, Rent and Eviction) control Act, 1982 ✓	-	Urban Development & Housing Department
7. The Bihar Apartment Ownership Act, 2006 ✓	-	Urban Development & Housing Department
8. Bihar State Engineering & Pharmacy Educational Institution (Regulation and Control) Act, 1982 ✓	-	Science & Technology Department
9. Bihar Self Supporting Co-operative Society Act, 1996	-	Co-operative Department
10. Bihar Khadi & Village Industries Act, 1956	-	Industry Department
11. The Bihar Industrial Area Development Authority Act, 1974	-	Industry Department
12. Bihar Research Society (Taking Over) Act, 2007 ✓	-	Arts, Culture & Youth Department
13. The Bihar Combined Entrance Competitive Examination Act, 1995	-	Cabinet Secretariat Department
14. The Bihar Goshala Act, 1950	-	Animal Husbandry Department
15. The Bihar Fish Jalkar Management Act, 2006	-	Animal Husbandry Department
16. The Bihar Staff Selection Commission Act, 2002	-	General Administrative Department
17. Bihar Secretariat Service, Act, 2007	-	General Administrative Department
18. The Assistants of the Secretariat and Attached Offices Joint Cadre Act, 1989.	-	General Administrative Department
19. The Bihar Special Court Act, 2009	-	Vigilance Department
20. Bihar Excise Act, 1915	-	Excise Department
21. Bihar Molasses Act, 1947	-	Excise Department

482

- | | | | |
|-----|--|---|-----------------------------------|
| 22. | The Bihar Government Premises (Allotment, Rent, Recovery and Eviction) Act, 1956
(Bihar Act XX of 1956) | - | Building Construction Department |
| 23. | The Bihar Sugarcane (Regulation of Supply and Purchase) Act, 1981 | - | Sugarcane Industry Department |
| 24. | Bihar Indig. Medi.Edu.Ins. (Reg. & Control) Act, 1982 | - | Health Department |
| 25. | The Bihar Development of Homeopathic System of Medicine Act, 1953. | - | Health Department |
| 26. | Bihar Medical Service Institution and Person Protection Act, 2011 | - | Health Department |
| 27. | The Bihar Clinical Establishments (Control and Regulation) Act, 2007. | - | Health Department |
| 28. | Bihar Agricultural University Act, 2010. | - | Agriculture Department |
| 29. | Bihar Agricultural University Act, 1987. | - | Agriculture Department |
| 30. | Bihar Agricultural Service Act, 1982 | - | Agriculture Department |
| 31. | The Bihar Privileged Persons Homestead Tenancy Act, 1947. | - | Revenue & Land Reforms Department |
| 32. | The Bihar Bhoodan Yagna Act, 1954 | - | Revenue & Land Reforms Department |
| 33. | The Bihar Land Reforms Act, 1950. | - | Revenue & Land Reforms Department |
| 34. | The Bihar State Mela Authority Act, 2008 | - | Revenue & Land Reforms Department |
| 35. | The Bihar Land Disputes Resolution Act, 2009. | - | Revenue & Land Reforms Department |
| 36. | The Bihar Land Tribunal Act, 2009. | - | Revenue & Land Reforms Department |
| 37. | The Bihar Agriculture Land (Conversion for Non-Agriculture Purposes) Act, 2010 | - | Revenue & Land Reforms Department |
| 38. | The Bihar Special Survey and Settlement Act, 2011. | - | Revenue & Land Reforms Department |
| 39. | The Bihar Elementary School Education Committee Act, 2011. | - | Education Department |
| 40. | The Bihar State Universities Act, 1976. | - | Education Department |
| 41. | The Patna University Act, 1976. | - | Education Department |
| 42. | The Nalanda Open University Act, 1995. | - | Education Department |

43.	The Bihar School Examination Board Act, 1952.	-	Education Department	(481)
44.	The Bihar Coaching Institute (Control & Regulation) Act, 2010.	-	Education Department	
45.	Bihar Conduct of Examination Act, 1981.	-	Education Department	
46.	The Bihar contingency Fund Act, 1950		Finance Department	
47.	The Bihar Irrigation Act, 1997		Irrigation Department	
48.	The Bihar Entertainments Tax Act, 1948		Commercial Tax Department	
49.	The Bihar Electricity duty Act, 1948		Commercial Tax Department	

A
BILL

To amend certain Acts to provide for laying of rules and other delegated legislation, before the State Legislature.

Be it enacted by Legislature of Bihar in the Sixty-third Year of the Republic of India as follows:-

1. This Act may be called the Bihar Delegated Legislation Provisions (Amendment) Act, 2012
2. The enactments specified in the schedule are hereby amended to the extent and in the manner mentioned in the third column thereof.

THE SCHEDULE

(See section 2)

479

Sl. No.	Short title	Amendment
1	2	3

1. Bihar Police Act, 2007

Section 55 shall be re-numbered as sub-section(1) thereof, and after sub-section(1) as so re-numbered, the following sub-section (2) shall be inserted, namely:--

“(2) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule”.

2. Bihar Home guard Act, 1947

The following sub-section (3) shall be inserted to section 13, namely.—

“(3) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule”.

No.		
1	2	3

3. Bihar Water Board Act, 1982

Section 73 shall be re-numbered as section 74 and following section 73 shall be re-inserted, namely.—

"73. Power to make rules:-(1) State Government may by notification in official Gazette make Rules to carry out the purposes of this Act.

(2) Every Rule and regulation made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule and regulation or both Houses agree that the rule and regulation should not be made, the rule and regulation shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule and regulation".

4. The Bihar Government Premises (Rent Recovery & Eviction) Act, 1956

The following sub section (3) shall be inserted to section 14, namely :--

"(3) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

Sl. No.	Short title	Amendment
1	2	3

5. Bihar Municipality Disclosure Act, 2008

The following section 10 shall be added to the Act, namely :-

"10. Power to make Rules:- (1) The State Government by notification in official Gazette may make rules for carrying out the provisions of this Act.

(2) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

6. Bihar Building (Lease, Rent and Eviction) control Act, 1982

The following sub section (3) shall be inserted to section 33, namely :-

"(3) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

476

Sl. No.	Short title	Amendment
1	2	3
7.	The Bihar Apartment Ownership Act, 2006	<p>Section 31 shall be re-numbered as sub section (1) thereof and after sub-section (1), as so re-numbered, the following sub-section (2) shall be inserted, namely :-</p> <p>“(2) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule”.</p>
8.	Bihar State Engineering & Pharmacy Educational Institution (Regulation and Control) Act, 1982	<p>Section 16 shall be re-numbered as sub-section (1) thereof, and after sub-section(1), as so re-numbered, the following sub-section(2) shall be inserted, namely :-</p> <p>“(2) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule”.</p>

475

Sl. No.	Short title	Amendment
1	2	3

9. Bihar Self Supporting Co-operative Society Act, 1996

The following sub-section (4) shall be inserted to section 51, namely :-

“(4) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule”.

10. Bihar Khadi & Village Industries Act, 1956

The following sub-section (3) shall be inserted to section 33, namely :--

“(3) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule”.

474

Sl. No.	Short title	Amendment
1	2	3
11.	The Bihar Industrial Area Development Authority Act, 1974	<p>Section 18 shall be re-numbered as section 19 and following section 18 shall be re-inserted, namely :-</p> <p>“18. Power to make rules:-(1)State Government may by notification in official Gazette make Rules to carry out the purposes of this Act.</p> <p>(2) Every Rule and regulation made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule and regulation or both Houses agree that the rule and regulation should not be made, the rule and regulation shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule and regulation”.</p>
12.	Bihar Research Society (Taking Over) Act, 2007	<p>Section 8 shall be re-numbered as sub-section (1) thereof and after sub-section (1) as so re-numbered the following sub-section (2) shall be inserted, namely :-</p> <p>“(2) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule”.</p>

Sl. No.	Short title	Amendment
1	2	3

13. The Bihar Combined Entrance Competitive Examination Act, 1995

Section 18 shall be re-numbered as sub-section (1) thereof and after sub-section (1) as so re-numbered the following sub-section (2) shall be inserted, namely :-

“(2) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule”.

14. The Bihar Goshala Act, 1950

The following sub-section (4) shall be inserted to section 18, namely :-

“(4) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule”.

472

Sl. No.	Short title	Amendment
1	2	3

15. The Bihar Fish Jalkar Management Act, 2006

Section 15 shall be re-numbered as subsection (1) thereof and after subsection (1) as so re-numbered the following the subsection (2) shall be inserted, namely :-

"(2) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

16. The Bihar Staff Selection Commission Act, 2002

The following sub section (3) shall be inserted to section 12, namely :--

"(3) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

471

Sl. No.	Short title	Amendment
1	2	3

17. Bihar Secretariat Service, Act, 2007

The following sub section (3) shall be inserted to section 19, namely :--

"(3) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

18. The Assistants of the Secretariat and Attached Offices Joint Cadre Act, 1989.

Section 10 shall be re-numbered as sub-section(1) thereof, and after sub-section(1) as so re-numbered, the following sub-section (2) shall be inserted, namely:--

"(2) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

470

Sl. No.	Short title	Amendment
1	2	3

19. The Bihar Special Court Act, 2009

Section 24 shall be re-numbered as sub-section(1) thereof, and after sub-section(1) as so re-numbered, the following sub-section (2) shall be inserted, namely:--

"(2) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

20. Bihar Excise Act, 1915

➤ The following sub section (4) shall be inserted to section 89, namely :--

"(4) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

Sl. No.	Short title	Amendment
1	2	3

➤ The following sub section (15) shall be inserted to section 90, namely :--

“(15) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule”.

21. Bihar Molasses Act, 1947

The following sub section (3) shall be inserted to section 13, namely :--

“(3) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule”.

468

Sl. No.	Short title	Amendment
1	2	3

22. The Bihar Government Premises (Allotment, Rent, Recovery and Eviction) Act, 1956
(Bihar Act XX of 1956)

The following sub section (3) shall be inserted to section 14, namely :--

"(3) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

23. The Bihar Sugarcane (Regulation of Supply and Purchase) Act, 1981

The following sub section (3) shall be inserted to section 65, namely :--

"(3) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

Sl. No.	Short title	Amendment
1	2	3

24. Bihar Indig. Medi.Edu.Ins.
(Reg. & Control) Act, 1982

Section 16 shall be re-numbered as sub-section(1) thereof, and after sub-section(1) as so re-numbered, the following sub-section (2) shall be inserted, namely:--

"(2) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

25. The Bihar Development of
Homeopathic System of
Medicine Act, 1953.

The following sub section (3) shall be inserted to section 53, namely :--

"(3) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

(ubb)

Sl. No.	Short title	Amendment
1	2	3

26. Bihar Medical Service Institution and Person Protection Act, 2011

Section 9 shall be re-numbered as sub-section(1) thereof, and after sub-section(1) as so re-numbered, the following sub-section (2) shall be inserted, namely:--

"(2) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

27. The Bihar Clinical Establishments (Control and Regulation) Act, 2007.

Section 21 shall be re-numbered as sub-section(1) thereof, and after sub-section(1) as so re-numbered, the following sub-section (2) shall be inserted, namely:--

"(2) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

465

Sl. No.	Short title	Amendment
1	2	3

28. Bihar Agricultural University Act, 2010.

(1) The following the section (4) shall be inserted to section 36, namely:-

“(4) Every Statute made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the Statute or both Houses agree that the Statute should not be made, the Statute shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that Statute”.

(2) The following subsection (5) shall be inserted to section 37, namely:-

“(5) Every Regulation made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the regulation or both Houses agree that the regulation should not be made, the regulation shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that regulation”.

U64

Sl. No.	Short title	Amendment
1	2	3

29. Bihar Agricultural University Act, 1987.

(1) The following the section (4) shall be inserted to section 36, namely:-

"(4) Every Statute made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the Statute or both Houses agree that the Statute should not be made, the Statute shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that Statute".

(2) The following subsection (5) shall be inserted to section 37, namely:-

"(5) Every Regulation made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the regulation or both Houses agree that the regulation should not be made, the regulation shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that regulation".

Sl. No.	Short title	Amendment
1	2	3

30. Bihar Agricultural Service Act, 1982

Section 5 shall be re-numbered as section 6 and following section 5 shall be re-inserted, namely :-

"5. Power to make rules:-(1) State Government may by notification make Rules to carry out the purposes of this Act.

(2) Every Rule and regulation made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule and regulation or both Houses agree that the rule and regulation should not be made, the rule and regulation shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule and regulation".

31. The Bihar Privileged Persons Homestead Tenancy Act, 1947.

The following sub-section (3) shall be inserted to section 20, namely :-

"(3) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

462

Sl. No.	Short title	Amendment
1	2	3

32. The Bihar Bhoodan Yagna Act, 1954

The following sub-section (3) shall be inserted to section 25, namely :-

"(3) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

33. The Bihar Land Reforms Act, 1950.

The following sub-section (3) shall be inserted to section 43, namely :-

"(3) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

Sl. No.	Short title	Amendment
1	2	3

34. The Bihar State Mela Authority Act, 2008

Section 26 shall be re-numbered as sub-section (1) thereof and after sub-section (1) as so re-numbered the following sub-section (2) shall be inserted, namely :-

“(2) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule”.

35. The Bihar Land Disputes Resolution Act, 2009.

The following sub-section (3) shall be inserted to section 17, namely :-

“(3) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule”.

460

Sl. No.	Short title	Amendment
1	2	3

36. The Bihar Land Tribunal Act, 2009.

Section 21 shall be re-numbered as sub-section (1) thereof and after sub-section (1) as so re-numbered the following sub-section (2) shall be inserted, namely :-

“(2) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule”.

37. The Bihar Agriculture Land (Conversion for Non-Agriculture Purposes) Act, 2010

Section 15 shall be re-numbered as sub-section (1) thereof and after sub-section (1) as so re-numbered the following sub-section (2) shall be inserted, namely :-

“(2) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule”.

Sl. No.	Short title	Amendment
1	2	3

38. The Bihar Special Survey and Settlement Act, 2011.

The following sub-section (3) shall be inserted to section 28, namely :-

"(3) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

39. The Bihar Elementary School Education Committee Act, 2011.

Section 13 shall be re-numbered as section 14 and following section 13 shall be re-inserted, namely.—

"13. Power to make rules:-(1) State Government may by notification in official Gazette make Rules to carry out the purposes of this Act.

(2) Every Rule and regulation made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule and regulation or both Houses agree that the rule and regulation should not be made, the rule and regulation shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule and regulation".

458

Sl. No.	Short title	Amendment
1	2	3

40. The Bihar State Universities Act, 1976.

The following subsection (4) shall be inserted to section 40, namely:-

(4) Every Statute, Ordinance, Regulation or Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the Statute, Ordinance, regulation or rule or both Houses agree that the Statute, Ordinance, regulation or rule should not be made, the Statute, Ordinance, regulation or rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that Statute, Ordinance, regulation or rule".

41. The Patna University Act, 1976.

The following subsection (4) shall be inserted to section 40, namely:-

(4) Every Statute, Ordinance, regulation or rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the Statute, Ordinance, regulation or rule or both Houses agree that the Statute, Ordinance, regulation or rule should not be made, the Statute, Ordinance, regulation or rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that Statute, Ordinance, regulation or rule".

Sl. No.	Short title	Amendment
1	2	3

42. The Nalanda Open University Act, 1995.

The following subsection (4) shall be inserted to section 33, namely:-

(4) Every Statute, Ordinance, regulation or Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the Statute, Ordinance, regulation or rule or both Houses agree that the Statute, Ordinance, regulation or rule should not be made, the Statute, Ordinance, regulation or rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that Statute, Ordinance, regulation or rule".

43. The Bihar School Examination Board Act, 1952.

The following sub section (3) shall be inserted to section 16, namely :--

"(3) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

450

Sl. No.	Short title	Amendment
1	2	3

44. The Bihar Coaching Institute (Control & Regulation) Act, 2010.

Section 9 shall be re-numbered as sub-section(1) thereof, and after sub-section(1) as so re-numbered, the following sub-section (2) shall be inserted, namely:-

"(2) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

45. Bihar Conduct of Examination Act, 1981.

Section 15 shall be re-numbered as section 16 and following section 15 shall be re-inserted, namely.—

"15. Power to make rules:-(1) State Government may by notification in the official Gazette make Rules to carry out the purposes of this Act.

(2) Every Rule and regulation made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule and regulation or both Houses agree that the rule and regulation should not be made, the rule and regulation shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule and regulation".

46. The Bihar contingency
Fund Act, 1950

Section 6 shall be re-numbered as sub-section (1) thereof and after sub-section (1) as so re-numbered the following sub-section (2) shall be inserted, namely :-

"(2) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

47. The Bihar Irrigation Act,
1997

The following sub section (3) shall be inserted to section 115, namely :--

"(3) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

U54

Sl. No.	Short title	Amendment
1	2	3

48. The Bihar Entertainments Tax Act, 1948

The following sub section (5) shall be inserted to section 21 namely :--

"(5) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".

49. The Bihar Electricity duty Act, 1948

The following sub section (4) shall be inserted to section 10 namely :--

"(4) Every Rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session, for a total period of fourteen days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule".