



TAMIL NADU GOVERNMENT GAZETTE

EXTRAORDINARY PUBLISHED BY AUTHORITY

No. 174]

CHENNAI, THURSDAY, JUNE 10, 2010
Vaikasi 27, Thiruvalluvar Aandu-2041

15

Part IV—Section 2

Tamil Nadu Acts and Ordinances

The following Act of the Tamil Nadu Legislative Assembly received the assent of the President on the 6th June 2010 and is hereby published for general information:—

ACT No. 23 OF 2010.

An Act further to amend the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Act, 1961.

Be it enacted by the Legislative Assembly of the State of Tamil Nadu in the Fifty-ninth Year of the Republic of India as follows:—

1. (1) This Act may be called the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Amendment Act, 2008.

Short title and
commence-
ment.

(2) (a) Section 3 shall be deemed to have come into force on the 1st day of March 1972.

(b) Section 4 shall be deemed to have come into force on the 15th day of July 1987.

2. It is hereby declared that this Act is for giving effect to the policy of the State towards securing the principles laid down in clauses (b) and (c) of Article 39 of the Constitution.

Declaration.

3. In section 37-A of the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Act, 1961 (hereinafter referred to as the principal Act), for sub-section (1) excluding the Explanation thereunder, the following sub-section shall be substituted, namely:—

Amendment of
section 37-A.

"(1) If any industrial or commercial undertaking desires to acquire any land in excess of the ceiling area or desires to hold land acquired in excess of the ceiling area, it shall make an application to the Government for permission to acquire such land or for permission to hold such acquired land as the case may be. Every such application shall be in writing and contain such particulars as may be prescribed:

Provided that an application for permission to hold such acquired land shall be made within such period as may be prescribed."

Tamil Nadu
Act
58 of 1961.

Amendment of
section 37-B.

4. In section 37-B of the principal Act, for sub-section (1) excluding the Explanation thereunder, the following sub-section shall be substituted, namely:—

“(1) Notwithstanding anything contained in this Act, but subject to the provisions of section 73,—

(a) if any public trust created before the 1st March 1972 desires to acquire any land in excess of the ceiling area or desires to hold land acquired in excess of the ceiling area; and

(b) if any public trust created after the 1st March 1972 desires to acquire any land or desires to hold land acquired for the purpose of,—

(i) establishing any educational institution or hospital; or

(ii) expanding any existing educational institution or hospital by way of addition to, alteration of, or improvement to, any educational institution or hospital,

it shall make an application to the Government for permission to acquire such land or for permission to hold such acquired land, as the case may be. Every such application shall be in writing and shall contain such particulars as may be prescribed:

Provided that an application for permission to hold such acquired land shall be made within such period as may be prescribed.”

Validation

5. Notwithstanding anything contained in the principal Act, or in any judgment, decree or order of any court or other authority, every application made by any industrial or commercial undertaking or public trust and every permission granted by the Government under section 37-A or 37-B of the principal Act, before the date of publication of the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Amendment Act, 2008 in the *Tamil Nadu Government Gazette* shall be as valid and effective as if the said sections 37-A and 37-B as amended by the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Amendment Act, 2008 had been in force at all material times and the said application and permission had been made and granted thereunder.

(By order of the Governor)

S. DHEENADHAYALAN,
Secretary to Government,
Law Department.