

Bill No. 95 of 2014

THE REPEALING AND AMENDING BILL, 2014

A

BILL

to repeal certain enactments and to amend certain other enactments.

BE it enacted by Parliament in the Sixty-fifth Year of the Republic of India as follows:—

1. This Act may be called the Repealing and Amending Act, 2014. Short title.
2. The enactments specified in the First Schedule are hereby repealed to the extent mentioned in the fourth column thereof. Repeal of certain enactments.
- 5 3. The enactments specified in the Second Schedule are hereby amended to the extent and the manner mentioned in the fourth column thereof. Amendment of certain enactments.
4. The repeal by this Act of any enactment shall not affect any Act in which such enactment has been applied, incorporated or referred to; Savings.

and this Act shall not affect the validity, invalidity, effect or consequences of anything already done or suffered, or any right, title, obligation or liability already acquired, accrued or incurred, or any remedy or proceeding in respect thereof, or any release or discharge of or from any debt, penalty, obligation, liability, claim or demand, or any indemnity already granted, or the proof of any past act or thing;

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nor shall this Act affect any principle or rule of law, or established jurisdiction, form or course of pleading, practice or procedure, or existing usage, custom, privilege, restriction, exemption, office or appointment, notwithstanding that the same respectively may have been in any manner affirmed, recognised or derived by, in or from any enactment hereby repealed;

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nor shall the repeal by this Act of any enactment provide or restore any jurisdiction, office, custom, liability, right, title, privilege, restriction, exemption, usage, practice, procedure or other matter or thing not now existing or in force.

THE FIRST SCHEDULE

(See Section 2)

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REPEALS

Year	No.	Short title	Extent of repeal	
1897	4	The Indian Fisheries Act, 1897	The whole.	
1947	47	The Foreign Jurisdiction Act, 1947	The whole.	
1978	49	The Sugar Undertakings (Taking Over of Management) Act, 1978	The whole.	20
1993	46	The Employment of Manual Scavengers and Construction of Dry Latrines (Prohibition) Act, 1993	The whole.	
1999	30	The Representation of the People (Amendment) Act, 1999	The whole.	
1999	33	The Indian Majority (Amendment) Act, 1999	The whole.	25
1999	34	The Administrators-General (Amendment) Act, 1999	The whole.	
1999	36	The Notaries (Amendment) Act, 1999	The whole.	
1999	39	The Marriage Laws (Amendment) Act, 1999	The whole.	
2001	30	The Repealing and Amending Act, 2001	The whole.	
2001	49	The Marriage Laws (Amendment) Act, 2001	The whole.	30
2001	51	The Indian Divorce (Amendment) Act, 2001	The whole.	
2002	26	The Indian Succession (Amendment) Act, 2002	The whole.	
2002	37	The Legal Services Authorities (Amendment) Act, 2002	The whole.	
2002	72	The Representation of the People (Third Amendment) Act, 2002	The whole.	
2003	3	The Transfer of Property (Amendment) Act, 2002	The whole.	35
2003	4	The Indian Evidence (Amendment) Act, 2002	The whole.	
2003	6	The Representation of the People (Second Amendment) Act, 2002	The whole.	
2003	9	The Representation of the People (Amendment) Act, 2002	The whole.	
2003	24	The Election Laws (Amendment) Act, 2003	The whole.	40
2003	40	The Representation of the People (Amendment) Act, 2003	The whole.	

Year	No.	Short title	Extent of repeal	
2003	46	The Election and Other Related Laws (Amendment) Act, 2003	The whole.	
2003	50	The Marriage Laws (Amendment) Act, 2003	The whole.	
5	2004	2	The Representation of the People (Second Amendment) Act, 2003	The whole.
2004	3	The Delimitation (Amendment) Act, 2003	The whole.	
2005	4	The Delegated Legislation Provisions (Amendment) Act, 2004	The whole.	
10	2005	39	The Hindu Succession (Amendment) Act, 2005	The whole.
2006	31	The Parliament (Prevention of Disqualification) Amendment Act, 2006	The whole.	
2008	9	The Delimitation (Amendment) Act, 2008	The whole.	
2008	10	The Representation of the People (Amendment) Act, 2008	The whole.	
15	2009	41	The Representation of the People (Amendment) Act, 2009	The whole.
2010	30	The Personal Laws (Amendment) Act, 2010	The whole.	
2010	36	The Representation of the People (Amendment) Act, 2010	The whole.	
2012	29	The Anand Marriage (Amendment) Act, 2012	The whole.	
2012	33	The Administrators-General (Amendment) Act, 2012	The whole.	
20	2013	28	The Parliament (Prevention of Disqualification) Amendment Act, 2013	The whole.

THE SECOND SCHEDULE

(See section 3)

Amendments

Year	No.	Short title	Amendments	
25	2013	25	The Prohibition of Employment as Manual Scavengers and their Rehabilitation Act, 2013	In the proviso to sub-section (3) of section 1, for the words "the notification", the words "the said notification" shall be substituted.
30	2014	17	The Whistle Blowers Protection Act, 2011	(a) In the Enacting Formula, for the words "Sixty-second Year", the words "Sixty-fifth Year" shall be substituted; and (b) in sub-section (1) of section 1, for the figures "2011", the figures "2014" shall be substituted.
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STATEMENT OF OBJECTS AND REASONS

This Bill is one of those periodical measures by which enactments which have ceased to be in force or have become obsolete or the retention whereof as separate Acts is unnecessary are repealed or by which the formal defects detected in enactments are corrected.

2. The notes which follow explain the reasons for the amendments suggested in such of those items of the Bill in respect whereof some detailed explanation is necessary.

3. Clause 4 of the Bill contains a precautionary provision which it is usual to include in the Bill of this kind.

NEW DELHI;
The 6th August, 2014.

RAVI SHANKAR PRASAD

NOTES ON THE SECOND SCHEDULE

1. The Prohibition of Employment as Manual Scavengers and their Rehabilitation Act, 2013.—The amendment proposed to the Act seeks to rectify the mistake that had inadvertently crept in at the time of enactment of the Act.

2. The Whistle Blowers Protection Act, 2011. — The amendments proposed to the Act seek to rectify patent errors.

ANNEXURE

EXTRACT FROM THE PROHIBITION OF EMPLOYMENT AS MANUAL SCAVENGERS AND THEIR
REHABILITATION ACT, 2013

(25 OF 2013)

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CHAPTER I

PRELIMINARY

Short title,
extent and
commencement.

1. (1) * * * * *

Provided that the date so notified shall not be earlier than sixty days after the date of publication of the notification in the Official Gazette.

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EXTRACTS FROM THE WHISTLE BLOWERS PROTECTION ACT, 2011

(17 OF 2011)

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BE it enacted by Parliament in the Sixty-second Year of the Republic of India as follows:—

CHAPTER I

PRELIMINARY

Short title,
extent and
commencement.

1. (1) This Act may be called the Whistle Blowers Protection Act, 2011.

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LOK SABHA

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BILL

to repeal certain enactments and to amend certain other enactments.

(Shri Ravi Shankar Prasad, Minister of Law and Justice)