

KARNATAKA ACT NO 47 OF 2017

THE KARNATAKA REPEALING OF CERTAIN ENACTMENTS ACT, 2017

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STATEMENT OF OBJECTS AND REASONS

Amending Act 47 of 2017.- It is considered necessary to repeal the amendment Acts from the year 2012 to 2015 and also laws which are redundant or have lost their significance as suggested by the Government of India and as recommended by the Law Commission of India in its 248th, 249th and 251st Reports and by the Ramanujam Committee constituted by the office of the Prime Minister of India. In particular, Improvement in Towns Act, 1850 (26 of 1850) and the Bangalore Marriages Validating Act, 1936 (16 of 1936), which are recommended by the Law Commission of India, and as well as Ramanujam Committee, are also included in this repealing of certain enactments Bill, 2017.

Hence, the Bill.

[L.A. Bill No.39 of 2017, File No. Samvyashae 40 Shasana 2017]

[Article 246 and matters in List II and III of seventh schedule to the Constitution of India]

KARNATAKA ACT NO 47 OF 2017

(First Published in the Karnataka Gazette Extra-ordinary on the 8th day of December, 2017)

THE KARNATAKA REPEALING OF CERTAIN ENACTMENTS ACT, 2017

(Received the assent of the Governor on the 6th day of December, 2017)

An Act to repeal certain enactments in the State of Karnataka.

Whereas it is expedient to repeal certain enactments in force in the State.

Be it enacted by the Karnataka State Legislature in the sixty eighth year of the Republic of India as follows:-

1. Short title and Commencement.- (1) This Act may be called the Karnataka Repealing of Certain Enactments Act, 2017.

(2) It shall come into force at once.

2. Definitions.- In this Act, unless the context otherwise requires, "Schedule" means a Schedule annexed to this Act.

3. Repeal of certain enactments.- The enactments specified in the First and Second Schedule are hereby repealed to the extent mentioned in the fifth column thereof.

4. Savings.- (1) The repeal by this Act of any enactment,-

(i) shall not affect any other enactment in which the repealed enactment has been applied, incorporated or referred to;

(ii) 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;

(iii) shall not 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 or recognised or derived by, in or from any enactment hereby repealed;

(iv) shall not revive 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;

(v) nor shall the repeal of the Appropriation Acts by this Act affect the audit, examination, accounting, investigation, inquiry or any other action taken or to be taken in relation thereto by any authority and such audit, examination, accounting, investigation, inquiry or action could be taken and/ or continued as if the said Acts are not repealed by this Act;

(2) For the removal of doubts it is hereby declared that where this Act repeals any enactment by which,-

(i) the text of any other enactment, was amended by the express addition, omission, insertion or substitution of any matter, the repeal shall not affect the continuance of any such amendment made by the enactment so repealed and in operation at the commencement of this Act;

(ii) any action taken (including any rule or order or bye-law or regulation made or any tax or cess or fee assessed or collected) by the Government or any other authority has been validated or saved or proceedings before one authority has been transferred to another authority or any declaration has been made or any direction has been given, the repeal shall not affect the operation of such validation or saving or transfer or declaration or direction and in operation at the commencement of this Act; and

(iii) any other enactment has been amended or repealed or extended to the State of Karnataka, with or without some consequential or transitory or saving provisions the repeal shall not affect the operation of such amendment, repeal, extension or provision and in operation at the time of commencement of this Act.

(3) The provisions of sections 6, 8 and 24 of the Karnataka General Clauses Act, 1899 (Karnataka Act III of 1899) shall be applicable in respect of repeal of an enactment by this Act.

**First Schedule
Repealed Enactments
(See Sections 2 and 3)**

| SL. No. | Year | Act No. | Short Title | Extent of Repeal |
|----------------|-------------|----------------|---|----------------------------|
| (1) | (2) | (3) | (4) | (5) |
| 1. | 2012 | 2 | The Karnataka Stamp (Second Amendment) Act, 2011. | The whole |
| 2. | 2012 | 3 | The Mysore (Religious and Charitable) Inams Abolition (Karnataka Amendment) Act, 2011. | The whole |
| 3. | 2012 | 4 | The Karnataka Appropriation (No.5) Act, 2011. | The whole |
| 4. | 2012 | 5 | The Karnataka Appropriation (No.6) Act, 2011. | The whole |
| 5. | 2012 | 6 | The Karnataka Town And Country Planning (Amendment) Act, 2011. | The whole except Section 4 |
| 6. | 2012 | 7 | The Karnataka Scheduled Castes, Scheduled Tribes and Other Backward Classes (Reservation of Appointment etc.,) (Amendment) Act, 2011. | The whole |
| 7. | 2012 | 9 | The Karnataka Land Revenue (Second Amendment) Act, 2011. | The whole |
| 8. | 2012 | 12 | The Karnataka Hindu Religious Institutions and Charitable Endowments (Second Amendment) Act, 2011. | The whole |
| 9. | 2012 | 13 | The Karnataka Appropriation Act, 2012. | The whole |
| 10. | 2012 | 14 | The Karnataka Motor Vehicles Taxation (Amendment) Act, 2012. | The whole |
| 11. | 2012 | 15 | The Karnataka Stamp (Amendment) Act, 2012. | The whole |
| 12. | 2012 | 16 | The Karnataka Appropriation (Vote on account) Act, 2012. | The whole |
| 13. | 2012 | 17 | The Karnataka Value Added Tax (Amendment) Act, 2012. | The whole |
| 14. | 2012 | 18 | The Karnataka Taxation Laws (Amendment) Act, 2012. | The whole |
| 15. | 2012 | 19 | The Karnataka Municipalities and Certain Other Law (Amendment) Act, 2011. | The whole |
| 16. | 2012 | 20 | The Karnataka Municipal Corporations and Certain Other Law (Amendment) Act, 2012. | The whole |
| 17. | 2012 | 22 | The Karnataka Legislature Salaries, Pensions and Allowances (Amendment) Act, 2012. | The whole |
| 18. | 2012 | 25 | The Karnataka Appropriation (No.2) Act, 2012. | The whole |
| 19. | 2012 | 26 | The Karnataka Appropriation (No.3) Act, 2012. | The whole |
| 20. | 2012 | 27 | The Karnataka Value Added Tax (Second Amendment) Act, 2012. | The whole |
| 21. | 2012 | 28 | The Karnataka Co-operative Societies (Second | The whole |

| SL. No. | Year | Act No. | Short Title | Extent of Repeal |
|----------------|-------------|----------------|---|----------------------------|
| (1) | (2) | (3) | (4) | (5) |
| | | | Amendment) Act, 2010. | |
| 22. | 2012 | 29 | The Karnataka Motor Vehicles Taxation (Second Amendment) Act, 2012. | The whole except Section-5 |
| 23. | 2012 | 30 | The Karnataka Police (Amendment) Act, 2012. | The whole |
| 24. | 2012 | 31 | The Karnataka Municipal Corporations and Certain Other Law (Second Amendment) Act, 2012. | The whole |
| 25. | 2012 | 32 | The Karnataka Municipalities and Certain Other Law (Amendment) Act, 2012. | The whole |
| 26. | 2012 | 33 | The Karnataka Homoeopathic Practitioners (Amendment) Act, 2012. | The whole except Section-5 |
| 27. | 2012 | 34 | The Karnataka Command Areas Development (Amendment) Act, 2012. | The whole |
| 28. | 2012 | 35 | The Karnataka Veterinary, Animal and Fisheries Science University (Amendment) Act, 2012. | The whole |
| 29. | 2012 | 36 | The Karnataka Guarantee of Services to Citizens (Amendment) Act, 2012. | The whole |
| 30. | 2012 | 37 | The Karnataka Private Medical Establishments (Amendment) Act, 2012. | The whole |
| 31. | 2012 | 38 | The University of Agricultural Sciences and Certain Other Law (Amendment) Act, 2012. | The whole except Section 4 |
| 32. | 2013 | 1 | The Karnataka Appropriation (No.4) Act, 2012. | The whole |
| 33. | 2013 | 3 | The Karnataka Co-operative Societies (Amendment) Act, 2012. | The whole |
| 34. | 2013 | 4 | The Karnataka Souharda Sahakari (Amendment) Act, 2012. | The whole |
| 35. | 2013 | 5 | The Karnataka Local Authorities (Prohibition of Defection) (Amendment) Act, 2012. | The whole |
| 36. | 2013 | 7 | The Karnataka Legislature Salaries, Pensions and Allowances (Second Amendment) Act, 2012. | The whole |
| 37. | 2013 | 8 | The Karnataka Legislature Salaries, Pensions and Allowances (Third Amendment) Act, 2012. | The whole |
| 38. | 2013 | 11 | The Karnataka Land Revenue (Third Amendment) Act, 2011. | The whole |
| 39. | 2013 | 24 | The Karnataka Appropriation Act, 2013. | The whole |
| 40. | 2013 | 25 | The Karnataka Appropriation (Vote on account) Act, 2013. | The whole |
| 41. | 2013 | 26 | The Karnataka Excise (Amendment) Act, 2013. | The whole except Section-4 |
| 42. | 2013 | 27 | The Karnataka Taxation Laws (Amendment) Act, 2013. | The whole |
| 43. | 2013 | 28 | The Bangalore Water Supply and Sewerage (Amendment) Act, 2013. | The whole |

| SL. No. | Year | Act No. | Short Title | Extent of Repeal |
|----------------|-------------|----------------|--|-------------------------|
| (1) | (2) | (3) | (4) | (5) |
| 44. | 2013 | 29 | The Karnataka Stamp (Amendment) Bill, 2013. | The whole |
| 45. | 2013 | 30 | The Karnataka Motor Vehicles Taxation (Amendment) Act, 2013. | The whole |
| 46. | 2013 | 31 | The Karnataka Electricity (Taxation on Consumption) (Amendment) Act, 2013. | The whole |
| 47. | 2013 | 32 | The Karnataka Value Added Tax (Amendment) Act, 2013. | The whole |
| 48. | 2013 | 34 | The Mysore Palace (Acquisition and Transfer) (Amendment) Act, 2013. | The whole |
| 49. | 2013 | 38 | The Karnataka Agricultural Produce Marketing (Regulation and Development) (Amendment) Act, 2013. | The whole |
| 50. | 2013 | 49 | The Karnataka Police (Amendment) Act, 2013. | The whole |
| 51. | 2013 | 51 | The Karnataka Land Revenue (Amendment) Act, 2012. | The whole |
| 52. | 2013 | 52 | The Karnataka Appropriation (No.2) Act, 2013. | The whole |
| 53. | 2013 | 53 | The Karnataka Taxation Laws (Second Amendment) Act, 2013. | The whole |
| 54. | 2013 | 54 | The Karnataka Value Added Tax (Second Amendment) Act, 2013. | The whole |
| 55. | 2013 | 55 | The Karnataka Municipal Corporations (Amendment) Act, 2013. | The whole |
| 56. | 2013 | 57 | The Karnataka Town And Country Planning And Certain Other Laws (Amendment) Act, 2009. | The whole |
| 57. | 2013 | 58 | The Karnataka Government Parks (Preservation) (Amendment) Act, 2013. | The whole |
| 58. | 2013 | 59 | The Karnataka Appropriation (No.3) Act, 2013. | The whole |
| 59. | 2013 | 60 | The Karnataka Municipal Corporations (Amendment) Act, 2013. | The whole |
| 60. | 2013 | 61 | The Karnataka Prevention of Dangerous Activities of Bootleggers, Drug-offenders, Gamblers, Goondas, Immoral Traffic offenders and Slum-grabbers (Amendment) Act, 2009. | The whole |
| 61. | 2013 | 63 | The Karnataka Appropriation (No.4) Act, 2013. | The whole |
| 62. | 2013 | 64 | The Karnataka Regulation of Stone Crushers (Amendment) Act, 2013. | The whole |
| 63. | 2013 | 66 | The Karnataka Land Revenue (Amendment) Act, 2013. | The whole |
| 64. | 2013 | 67 | The Karnataka Town and Country Planning and Certain Other Laws (Amendment) Act, 2013. | The whole |
| 65. | 2014 | 1 | The Rajiv Gandhi University of Health Sciences (Amendment) Act, 2013. | The whole |
| 66. | 2014 | 2 | The Karnataka Slum Areas (Improvement and Clearance) (Amendment) Act, 2013. | The whole |
| 67. | 2014 | 3 | The Karnataka Industries (Facilitation) (Amendment) Act, 2013. | The whole |
| 68. | 2014 | 4 | The Karnataka State Commission for women (Amendment) Act, 2013. | The whole |

| SL. No. | Year | Act No. | Short Title | Extent of Repeal |
|----------------|-------------|----------------|---|----------------------------|
| (1) | (2) | (3) | (4) | (5) |
| 69. | 2014 | 5 | The Karnataka Agricultural Produce Marketing (Regulation and Development) (Second Amendment) Act, 2013. | The whole |
| 70. | 2014 | 6 | The Universities of Agricultural Sciences (Amendment) Act, 2013. | The whole |
| 71. | 2014 | 8 | The Karnataka Legislature Salaries, Pensions and Allowances (Amendment) Act, 2014. | The whole |
| 72. | 2014 | 10 | The Karnataka Town and Country Planning (Amendment) Act, 2014. | The whole |
| 73. | 2014 | 11 | The Karnataka Excise (Amendment) Act, 2014. | The whole |
| 74. | 2014 | 13 | The Karnataka Appropriation (Vote on account) Act, 2014. | The whole |
| 75. | 2014 | 14 | The Karnataka Taxation Laws (Amendment) Act, 2014. | The whole |
| 76. | 2014 | 15 | The Karnataka Value added tax (Amendment) Act, 2014. | The whole |
| 77. | 2014 | 16 | The Karnataka Appropriation Act, 2014. | The whole |
| 78. | 2014 | 17 | The Karnataka Fiscal Responsibility (Amendment) Act, 2014. | The whole |
| 79. | 2014 | 18 | The Karnataka Motor Vehicles Taxation (Amendment) Act, 2014. | The whole |
| 80. | 2014 | 19 | The Karnataka Stamp (Amendment) Act, 2014. | The whole except Section 4 |
| 81. | 2014 | 20 | The Karnataka Agricultural Produce Marketing (Regulation and Development (Amendment) Act, 2014. | The whole |
| 82. | 2014 | 21 | The Karnataka Municipal Corporations (Amendment) Act, 2014. | The whole |
| 83. | 2014 | 22 | The Visvesvaraya Technological University (Amendment) Act, 2011 | The whole |
| 84. | 2014 | 23 | The Karnataka Panchayat Raj (Second Amendment) Act, 2013 | The whole except Section-4 |
| 85. | 2014 | 24 | The Karnataka Appropriation (No.2) Act, 2014. | The whole |
| 86. | 2014 | 25 | The Karnataka Appropriation (No.3) Act, 2014. | The whole |
| 87. | 2014 | 26 | The Karnataka Land Revenue (Amendment) Act, 2014 | The whole |
| 88. | 2014 | 27 | The Karnataka Land Reforms and Certain other Law (Amendment) Act, 2014 | The whole |
| 89. | 2014 | 28 | The Karnataka Sugarcane (Regulation of purchase and Supply) (amendment) Act, 2014 | The whole |
| 90. | 2014 | 30 | The Karnataka Home Guards (Amendment) Act, 2014 | The whole |
| 91. | 2014 | 31 | The Karnataka Sakala Services (Amendment) Act, 2014 | The whole |
| 92. | 2014 | 33 | The Karnataka State commission for Backward Classes (Amedment) Act, 2014 | The whole |
| 93. | 2014 | 34 | The Karnataka Souharda Sahakari (Amendment) Act, 2014 | The whole |

| SL. No. | Year | Act No. | Short Title | Extent of Repeal |
|----------------|-------------|----------------|---|----------------------------|
| (1) | (2) | (3) | (4) | (5) |
| 94. | 2014 | 35 | The Karnataka Co-Operative Societies (Amendment) Act, 2014 | The whole |
| 95. | 2014 | 36 | Sri Malai Mahadeswarawamy Kshethra Development Authority (Amendment) Act, 2014 | The whole |
| 96. | 2014 | 37 | The Universities of Agricultural Sciences (Amendment) Act, 2014 | The whole |
| 97. | 2015 | 01 | The Karnataka Appropriation (No.4) Act, 2014. | The whole |
| 98. | 2015 | 02 | The Karnataka Land Reforms and Certain Other Law (Amendment) Act, 2014. | The whole |
| 99. | 2015 | 03 | The Karnataka Stamp (Second Amendment) Act, 2014 | The whole |
| 100. | 2015 | 04 | The Karnataka Education (Amendment) Act, 2014. | The whole |
| 101. | 2015 | 05 | The Karnataka Value Added Tax (Second Amendment) Act, 2014. | The whole |
| 102. | 2015 | 06 | The Karnataka Municipalities and Certain Other Law (Amendment) Act, 2014. | The whole |
| 103. | 2015 | 07 | The Karnataka Land Revenue (Second Amendment) Act, 2012. | The whole |
| 104. | 2015 | 08 | The Karnataka Preservation of Trees (Amendment) Act, 2014. | The whole |
| 105. | 2015 | 09 | The Karnataka Court Fees and Suits Valuation (Amendment) Act, 2014. | The whole |
| 106. | 2015 | 12 | The Karnataka Appropriation Act, 2015 | The whole |
| 107. | 2015 | 11 | The Karnataka State Universities (Amendment) Act, 2014. | The whole except section 4 |
| 108. | 2015 | 13 | The Karnataka Appropriation (Vote On Account) Act, 2015 | The whole |
| 109. | 2015 | 14 | The Karnataka Taxation Laws (Amendment) Act, 2015 | The whole |
| 110. | 2015 | 15 | The Karnataka Value Added Tax (Amendment) Act, 2015 | The whole |
| 111. | 2015 | 16 | The Karnataka Stamp (Amendment) Act, 2015 | The whole |
| 112. | 2015 | 17 | The Karnataka Panchayath Raj (Amendment) Act, 2015 | The whole |
| 113. | 2015 | 18 | The Karnataka Legislature Salaries, Pensions And Allowances (Amendment) Act, 2015 | The whole |
| 114. | 2015 | 19 | The Karnataka Ministers Salaries And Allowances (Amendment) Act, 2015 | The whole |
| 115. | 2015 | 20 | The Karnataka Transparency In Public Procurements (Amendment) Act, 2015 | The whole |
| 116. | 2015 | 23 | The Karnataka State Civil Services (Regulation Of Transfer Of Teachers) (Amendment) Act, 2015 | The whole |
| 117. | 2015 | 24 | The University Of Horticultural Sciences (Amendment) Act, 2015 | The whole |
| 118. | 2015 | 27 | The Karnataka Appropriation (No. 2) Act, 2015 | The whole |

| SL. No. | Year | Act No. | Short Title | Extent of Repeal |
|----------------|-------------|----------------|--|------------------------------------|
| (1) | (2) | (3) | (4) | (5) |
| 119. | 2015 | 28 | The Karnataka Appropriation (No.3) Act, 2015 | The whole |
| 120. | 2015 | 30 | The Karnataka Small Cause Courts And Certain Other Law (Amendment) Act, 2015. | The whole |
| 121. | 2015 | 31 | The Karnataka Land Revenue (Amendment) Act, 2015 | The whole |
| 122. | 2015 | 32 | The Karnataka State Civil Services (Regulation Of Transfer Of Teachers) (Second Amendment) Act, 2015 | The whole |
| 123. | 2015 | 33 | The Karnataka Land Reforms (Amendment) Act, 2015 | The whole |
| 124. | 2015 | 34 | The Karnataka State Universities (Amendment) Act, 2015 | The whole except Sections 7 and 8. |
| 125. | 2015 | 35 | The Karnataka Lokayukta (Amendment) Act, 2015 | The whole |
| 126. | 2015 | 36 | The Visveswararaiiah Technological University (Amendment) Act, 2015 | The whole |
| 127. | 2015 | 37 | The Karnataka Veterinary, Animal And Fisheries Sciences University (Amendment) Act, 2014 | The whole |
| 128. | 2015 | 38 | The Karnataka Town And Country Planning (Amendment) Act, 2015 | The whole |
| 129. | 2015 | 39 | The Karnataka Professional Educational Institutions (Regulation Of Admission And Determination Of Fee) (Amendment) Act, 2015 | The whole |
| 130. | 2015 | 40 | The Karnataka Appropriation (No. 5) Act, 2015 | The whole |
| 131. | 2015 | 41 | The Karnataka Forest (Amendment) Act, 2015 | The whole |
| 132. | 2015 | 42 | The Karnataka Municipal Corporation and certain other law (Amendment) Act, 2015. | The whole |
| 133. | 2015 | 43 | The Karnataka Industries (Facilitation) (Amendment) Act, 2015 | The whole |
| 134. | 2015 | 44 | The Karnataka Pachayat Raj (Second Amendment) Act, 2015. | The whole |

**Second Schedule
Repealed Enactments
(See Sections 2 and 3)**

| SL. No. | Year | Act No. | Short Title | Extent of Repeal |
|----------------|-------------|----------------|--|-------------------------|
| (1) | (2) | (3) | (4) | (5) |
| 1. | 1850 | 26 | Improvement in Towns Act, 1850. | The whole |
| 2. | 1936 | 16 | The Bangalore Marriages Validating Act, 1936. | The whole |
| 3. | 1971 | 10 | The Mysore Appropriation (Vote and Account) Act, 1971 | The whole |
| 4. | 1971 | 11 | The Mysore Appropriation Act, 1971 | The whole |
| 5. | 1971 | 27 | The Mysore Appropriation (No.2) Act, 1971 | The whole |
| 6. | 1989 | 28 | The Karnataka Appropriation Act, 1989. | The whole |
| 7. | 2008 | 07 | The Karnataka Appropriation (Vote on account) Act, 2008. | The whole |

| | | | | |
|----|------|----|--|-----------|
| 8. | 2008 | 08 | The Karnataka Appropriation Act, 2008. | The whole |
|----|------|----|--|-----------|

The above translation of ಕರ್ನಾಟಕ ಕೆಲವು ಅಧಿನಿಯಮಗಳನ್ನು ನಿರಸನಗೊಳಿಸುವ ಅಧಿನಿಯಮ, 2017 (2017 ರ ಕರ್ನಾಟಕ ಅಧಿನಿಯಮ ಸಂಖ್ಯೆ: 47) be published in the Official Gazette under clause (3) of Article 348 of the Constitution of India.

VAJUBHAI VALA
GOVERNOR OF KARNATAKA

By Order and in the name of the Governor of
Karnataka

K. DWARAKANATH BABU
Secretary to Government
Department of Parliamentary Affairs