

Registered with the Registrar
of Newspapers for India
under No. 10410



Registered No.
SSP/PY/44/2015-17
WPP No. TN/PMG(CCR)/
WPP-88/2015-17
Dated : 30-11-2017
Price : ₹ 2-00

புதுச்சேரி மாநில அரசிதழ்
La Gazette de L'État de Poudouchéry
The Gazette of Puducherry

PART - II

சிறப்பு வெளியீடு EXTRAORDINAIRE EXTRAORDINARY

அதிகாரம் பெற்ற
வெளியீடு

Publiée par
Autorité

Published by
Authority

விலை : ₹ 2-00

Prix : ₹ 2-00

Price : ₹ 2-00

எண் } புதுச்சேரி	வியாழக்கிழமை	2017	நவம்பர் மீ	30
No. } 67 Poudouchéry	Jeudi	30	Novembre	2017
No. } Puducherry	Thursday	30	November	2017

(9 Agrahayana 1939)

GOVERNMENT OF PUDUCHERRY
LEGISLATIVE ASSEMBLY

No. 104-2/2017-LA/Winter Session.

Puducherry, the 28th November 2017.

Under rule 140 of Rules of Procedure and Conduct of Business of the Puducherry Legislative Assembly, the following Bills, viz.,

- (i) The Puducherry Court-Fees and Suits Valuation (Amendment) Bill, 2017 (Bill No. 13/2017);
- (ii) The Prevention of Cruelty to Animals (Puducherry Amendment) Bill, 2017 (Bill No. 15 of 2017);

which were introduced and passed in the Legislative Assembly on November 23, 2017, is published for general information.

[1209]

THE PUDUCHERRY COURT-FEES AND SUITS
VALUATION (AMENDMENT) BILL, 2017

(Bill No. 13 of 2017)

A

BILL

**further to amend the Puducherry Court-Fees and
Suits Valuation Act, 1972.**

BE it enacted by the Legislative Assembly of
Puducherry in the Sixty-eighth Year of the Republic of
India as follows:—

Short title and
commencement.

1. (1) This Act may be called the Puducherry
Court-Fees and Suits Valuation (Amendment) Act, 2017.

(2) It shall come into force on such date as the
Government may, by notification in the Official
Gazette, appoint.

Amendment
of section 63.

2. In section 63 of the Puducherry Court-Fees
and Suits Valuation Act, 1972, (hereinafter referred to
as the Principal Act) for the existing section, the
following shall be substituted, namely:-

Act
No. 6
of
1973.

"63. Collection of fees by stamps or e-stamps.—

All fees chargeable under this Act shall be
collected by stamps or e-stamps."

Amendment
of section 64.

3. In section 64 of the Principal Act, for the
existing section, the following shall be substituted,
namely:-

"64. Stamps to be impressed or adhesive
or e-stamps.— The stamps used to denote any
fee chargeable under this Act shall be impressed
or adhesive or partly impressed and partly
adhesive or e-stamps, as the Government may, by
notification in the Official Gazette, from time to
time direct."

STATEMENT OF OBJECTS AND REASONS

As per section 64 of the Puducherry Court-Fees and Suits Valuation Act, 1972, the stamps used to denote any fee chargeable under the said Act shall be impressed or adhesive or partly impressed or partly adhesive. Consequent to the Order, dated 07-12-2016 of the Hon'ble High Court of Judicature at Madras in Writ Petition No. 30644 of 2016 directing to use only the Puducherry Court-fees stamp papers or e-Court-fees stamps, printed or issued by the Government of Puducherry in respect of all Original, Appellate, Revisional, Review litigations arising out of the Jurisdictional limits of the Union territory of Puducherry and chargeable under the Puducherry Court-Fees and Suits Valuation Act, 1972 with effect from the 1st day of January 2017 and in order to eliminate the situation of non-availability of Puducherry judicial stamp papers both in the District Courts and the Hon'ble High Court of Judicature at Madras, the Government have now decided to amend sections 63 and 64 of the Puducherry Court-Fees and Suits Valuation Act, 1972 (Act No. 6 of 1973).

2. For the above purpose, a Bill titled as "Puducherry Court-Fees and Suits Valuation (Amendment) Bill, 2017" is proposed to be enacted.

3. The Bill seeks to achieve the above objects.

M.O.H.F. SHAHJAHAN,
Revenue Minister.

FINANCIAL MEMORANDUM

No Financial implications are involved in this Bill

A. VINCENT RAYAR,
Secretary
Legislative Assembly Secretariat.

THE PREVENTION OF CRUELTY TO
ANIMALS (PUDUCHERRY AMENDMENT)
BILL, 2017

(Bill No. 15 of 2017)

A
BILL

**to amend the Prevention of Cruelty to Animals
Act, 1960 in its application to the Union
territory of Puducherry.**

BE it enacted by the Legislative Assembly of the
Puducherry in the Sixty-eighth Year of the Republic of
India as follows:—

Short title and
commencement.

1. (1) This Act may be called the Prevention of Cruelty to Animals (Puducherry Amendment) Act, 2017.

(2) It extends the whole of the Union territory of Puducherry.

(3) It shall come into force on such date as the Government may appoint by notification in the Official Gazette, appoint.

Amendment of
section 2.

2. In section 2 of the Prevention of Cruelty to Animals Act, 1960 (hereinafter referred to as the Principal Act), after clause (d), the following clause shall be inserted, namely:—

Act
59 of
1960.

"(dd) 'Jallikattu' means an event involving bulls conducted with a view to follow tradition and culture on such days from the months of January to May of a calendar year and in such places, as may be notified by the Government, and includes 'manjuviratu', 'vadamadu' and 'erudhuvidumvizha'."

Amendment of
section 3.

3. Section 3 of the Principal Act shall be renumbered as sub-section (1) of that section and after sub-section (1) as so renumbered, the following sub-section shall be added, namely:—

"(2) Notwithstanding anything contained in sub-section (1), conduct of 'Jallikattu', subject to such rules and regulations as may be framed by the Government, shall be permitted."

4. In section 11 of the Principal Act, in sub-section (3), after clause (e), the following clause shall be added, namely:—

Amendment of section 11.

"(f) the conduct of 'Jallikattu' with a view to follow and promote tradition and culture and ensure preservation of native breeds of bulls as also their safety, security and wellbeing."

5. The following proviso shall be added to section 22 of the Principal Act, namely:—

Amendment of section 22.

"Provided that nothing contained in this section shall apply to conduct of 'Jallikattu'."

6. In section 27 of the Principal Act, after clause (b), the following clause shall be added, namely:—

Amendment of section 27.

"(c) the conduct of 'Jallikattu' with a view to follow and promote tradition and culture and ensure survival and continuance of native breeds of bulls."

7. After section 28 of the Principal Act, the following section shall be inserted, namely:—

Insertion of section 28-A.

"28-A. Saving in respect of 'Jallikattu'.—Nothing contained in this Act shall apply to 'Jallikattu' conducted to follow and promote tradition and culture and such conduct of 'Jallikattu' shall not be an offence under this Act."

STATEMENT OF OBJECTS AND REASONS

The Prevention of Cruelty to Animals Act, 1960 (Central Act 59 of 1960) was enacted to prevent the infliction of unnecessary cruelty and suffering of animals, has been extended to the Union territory of Puducherry under the Puducherry (Laws) Regulation, 1963 with effect from 01-10-1963. This Act also recognises the need to exempt the application of its provisions in certain circumstances. The Supreme Court of India, in its judgment in Animal Welfare Board of India Vs. A.Nagaraja (Civil Appeal No. 5387) has found that the conduct of 'Jallikattu' is violative of the provisions of the Central Act 59 of 1960, particularly, sections 3,11 and 22 of the Act. The existing provisions of the said Act do not contain any provision for the conduct of 'Jallikattu', a sport of valour which has been in existence for promoting tradition and culture among the Tamilians. The Puducherry and Karaikal regions are encircled within the boundaries of Tamil Nadu and as the event of 'Jallikattu' has played a major role in this territory and it ensures survival and continuance of native breeds of bulls. Therefore, the Government decided to exempt the conduct of 'Jallikattu' from the provisions of the said Central Act 59 of 1960 in its applications to the Union territory of Puducherry. For this purpose, necessary provision has been incorporated on the lines of amendment made in this behalf by the Government of Tamil Nadu. The Bill seeks to achieve the above object.

A. NAMASSIVAYAM,
Minister for Animal Husbandry.

MEMORANDUM REGARDING FINANCIAL IMPLICATION

There is no financial implication involving this Bill

MEMORANDUM REGARDING DELEGATED LEGISLATION

Clause (dd) of section 2 of, and sub-section (2) of section 3 of the Prevention of Cruelty to Animals Act, 1960 (Central Act 59 of 1960), proposed to be inserted by clauses 2 and 3 of the Bill authorise the Government to issue notification or to make rules, as the case may be, to carry out the purposes specified therein.

2. The powers delegated are normal and not of an exceptional character.

A. VINCENT RAYAR,
Secretary
Legislative Assembly Secretariat.

online publication at "<http://styandptg.puducherry.gov.in>"

Government Central Press
Directorate of Stationery and Printing
Puducherry-605 009.