

**Bombay Village Panchayats And Maharashtra Zilla
Parishads And Panchayat Samitis (Second Amendment) Act,
2010**

33 of 2010

[23 December 2010]

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(First Published, after having received the assent of the Governor in the Maharashtra Government Gazette, on the 23rd December 2010). An Act further to amend the Bombay Village Panchayats Act, 1958 and the Maharashtra Zilla Parishads and Panchayat Samitis Act, 1961. Bom III of 1959. Mah. Ord. V of 1962 Whereas, it is expedient further to amend the Bombay Village Panchayats Act, 1958 and the Maharashtra Zilla Parishads and Panchayat Samitis Act, 1961, for the purposes hereinafter appearing; it is hereby enacted in the sixty-first Year of Republic of India as follows:-

CHAPTER 1

Preliminary

1. Short Title Andcommencement :-

(1) This Act may be called the BombayVillage Panchayats and Maharashtra Zilla Parishads and PanchayatSamitis (Second Amendment)Act, 2010.

(2) Itshallcome into force on such date as the State Government may,bynotification in the Official Gazette, appoint.

CHAPTER 2

Amendment to the Bombay VillagePanchayatsAct, 1958

2. Amendment Of Section 14 Ofbom.Iii Of 1959 :-

In section 14 of the BombayVillagePanchayats Act, 1958 in sub-section (1), after clause (j-4),thefollowing clause shall be inserted, namely:-

(j - 5) failstosubmits certificate of the concerned panchayat, alongwith theGramSabha certifying that:-

(i) Heresidesin a house owned by him and has a toilet in such house andheregularly uses such toilet; or

(ii) Heresidesin a house not owned by him and has a toilet in such houseand heregularly uses it or he has no such toilet but regularly usesthepublic toilet:

Providedthat,no member of a panchayat shall be disqualified under thisclause,if he submits such certificate, within ninety days from thedatecommencement of the Bombay Village Panchayats and MaharashtraZillaParishads and Panchayat Samitis (Second Amendment) Act, 2010;or.

CHAPTER 3

Amendment to the Maharashtra ZillaParishadsand Panchayat Samitis Act, 1961

3. Amendment Of Section 16 Of Mah.Vof 1 :-

In section 16 of the Maharashtra Zilla Parishads and PanchayatSamitis Act, 1961, in sub-section (1), after clause (o),thefollowing clause shall be inserted, namely:-

(p) hehasfailed to submit a certificate of the concernedpanchayat,alongwith a resolution of the Gram Sabha Certifyingthat:-

(i) Heresidesin a house owned by him and has a toilet in such house andheregularly uses it or he has no such toilet but regularly uses itorhe has no such toilet but regularly uses the public toilet:

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Provided that no Councilor shall be disqualified under this clause, if he submit such certificate, within ninety days from the date of commencement of the Bombay Village Panchayats and Maharashtra Zilla Parishads and Panchayat Samitis (Second Amendment) Act, 2010.