

**MAHARASHTRA EMPLOYMENT GUARANTEE ACT, 1977**

**20 of 1978**

**[3rd October, 1978]**

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**SCHEDULE 1 :- SCHEDULE**

**MAHARASHTRA EMPLOYMENT GUARANTEE ACT, 1977**

**20 of 1978**

**[3rd October, 1978]**

An Act to make effective provision for securing the right to work by

guaranteeing employment to all adult persons who volunteer to do unskilled manual work in the State of Maharashtra WHEREAS it is expedient to make effective provision for securing the right to work laid down in article 41 of the Constitution of India by guaranteeing employment to all adult persons who volunteer to unskilled manual work in the State of Maharashtra; AND WHEREAS it is necessary to engage such adult persons on works which would bring into being durable assets for the benefit of the community and the economy; AND WHEREAS it is further necessary to provide for continuing employment of surplus rural manpower in cottage, village and small industries and in agro-industries. AND WHEREAS it is also necessary to make certain supplemental, incidental and consequential provisions; It is hereby enacted in the Twenty-eighth Year of the Republic of India as follows:-

### **1. Short title, extent and commencement :-**

(1) (1) This Act may be called the Maharashtra Employment Guarantee Act, 1977.

<sup>1</sup> (2) It extends to the whole of the State of Maharashtra.

(3) It shall come into force in all areas to which it extends on such date<sup>3</sup> as the State Government may, by notification in the Official Gazette, appoint.

1. Substituted for sub section "(2) It extends to the whole of the rural areas of the State of \Maharashtra." by Mah. Act No. XXXIV of 1992, s. 3.

### **2. Definitions :-**

In this Act, unless the context requires otherwise,

(a) "adult person" means a person who has attained the age of eighteen years;;

(b) "the Committee" means the District Level Committee, or, as the case may be. the Panchayat Samiti Level Committee, constituted under Section 5;

(c)<sup>1</sup>[\*\*\*\*\*]

(d) "implementing agency" includes any Department of the State Government, the Zilla Parishad, any other local authority or State Government Undertaking which is entrusted by the State Government with the task of implementing any works taken up under the Scheme;

(e) "implementing officer" means the highest officer of the implementing agency in the District or any officer subordinate to him to whom any of the powers or duties of the agency have been entrusted;

(f) "Panchayat Samiti area" includes any 'C' Class municipal area:

(g) "Panchayat Samiti Level Officer" or "Samiti Officer" means the person not below the rank of Tahsildar or Block Development Officer, appointed under Section 10 by the State Government for the implementation of the Scheme in the area of Panchayat Samiti concerned;

(h) "productive works" means any works which, in the opinion of the State Government, will directly or indirectly contribute to the increase of production, or the absence of which will inhibit the increase of production;

(i) "prescribed" means prescribed by rules made under this Act;

**2** (j) [\*\*\*\*\*]

(k) "scheme" means the Employment Guarantee Scheme prepared and published under Section 7 and for the time being in force.

1. Clause 2(c) was deleted by Mah. XXVII of 1991. s. 2.

2. Clause (j) was deleted by Mah. XXXIV of 1992 s. 4.

### **3. Guarantee of employment to adult persons :-**

Every adult person in the rural areas in Maharashtra shall have a right to work, that is, a right to get guaranteed employment for doing unskilled manual work and to receive wages therefor weekly or in any case not later than a fortnight, in accordance with the provisions of this Act and the Scheme made thereunder.

Explanation : A work shall be regarded as unskilled, if any adult person, without any special training, can normally be expected to do it and which is so classified in the Scheme.

### **4. . :-**

**1** [Deleted by Mah. 27 of 1991, s.3]

1. The section titled "State Council and its functions" substituted by Mah. Act 51 of 1981 was deleted by Man. 27 of 1991 s.3

### **5. District and Panchayat Samiti Level Committees and their functions :-**

(1) The State Government shall constitute a District Employment Guarantee Committee in every District and a Panchayat Samiti Employment Guarantee Committee in every Panchayat Samiti area. On every District Level Committee, and Panchayat Samiti Level Committee, at least two members shall be appointed from persons belonging to the Backward Classes and two members shall be either from persons who have been employed on the works of the Scheme or from any registered union of the agricultural labourers. The Chairman of every such Committee shall be appointed from the non-official members thereof.

(2) These Committees shall, within their respective jurisdictions, supervise and review the implementation of the Scheme, from time to time, and shall suggest to the State Government <sup>1</sup> [\*\*\*] such steps as in their opinion are necessary for a more effective implementation of this Act. The Collector and the Samiti Officers concerned shall, from time to time, report to the Committee the action taken by them or the State Government on the suggestions made by the Committees.

(3) Every District Level Committee shall co-ordinate the working of the Panchayat Samiti Committees in the District.

1. The words "and the Council" were deleted by Mah. XXVII of 1991.

## **6. Collector responsible for implementation of Schemes in each District :-**

The Collector of the District shall be responsible for the implementation of the Scheme in the District and for this purpose all other officers of the State Government, the Zilla Parishad and other local authorities or bodies functioning in the District and having for their jurisdiction an area not bigger than the District shall be responsible to the Collector.

## **6A. Commissioners powers to Supervise implementation of Scheme in each Division :-**

**1**

(1) The Commissioner of the Division or any officer or officers not below the rank of Assistant Commissioner designated by him in this behalf, shall be competent to supervise and review the implementation of the Scheme in the Division. The Commissioner shall be competent to issue directions to the Collectors, other officers (including Divisional level officers), local authorities and

other bodies regarding implementation of the Scheme, and it shall be incumbent on all of them to carry out such directions.

(2) For the purpose of implementation of the Scheme, the Collectors, other Officers, local authorities and other bodies in the Division, shall be responsible and subordinate to the Commissioner to such extent and in such manner as the State Government may direct.

1. Section 6A was inserted by Mah. 24 of 1980.

## **7. Preparation and publication of Scheme :-**

(1) For the purpose of giving effect to the employment guarantee mentioned in section 3, the State Government shall prepare a Scheme for providing employment to all adult persons residing in the rural

(2) The Scheme shall have the following essential features

(i) Only productive works shall be taken up under the Scheme:  
<sup>1</sup>[Provided that, if, in the opinion of the State Government, it is necessary to provide employment in any area on any work to meet the conditions created by natural calamities like heavy rains, floods, earthquakes, draughts, scarcity or cyclones, the State Government may permit such works being taken up under the Scheme for such temporary period as the State Government may. from time to time, decide.]

(ii) The works taken up under the Scheme shall be <sup>2</sup>[\*\*\*]; it shall, however, be lawful for the State Government to direct that certain categories of works may be taken up in areas other than rural areas.

(iii) Every Collector shall be asked to prepare blue prints of the works to be taken up under the Scheme in the District. Such blue prints shall be prepared by him as a part of the District plan, but be based on the Panchayat Samiti area development plans prepared with a view to give employment guarantee to all adult persons for unskilled manual work and to make use of natural resources, actual or potential, which are readily available in the respective Panchayat Samiti areas. The Collector shall place the blue prints for approval before the District Level Committee, which shall give its approval after taking into consideration the views of the Panchayat Samiti Level Committee.

(iv) In order to anticipate the demand for manual work, a manpower budget for the District shall be prepared, so that it may be possible to plan the works to be taken up under the Scheme, taking into account the special distribution of unemployment over the District.

(v) The Scheme may also provide, as far as possible, for the training and upgradation of the skills of the unskilled labour.

(vi) The wages shall be directly linked with the quality and quantity of work.

(vii) The wages shall be paid according to the schedule of rates, which shall be fixed by the State Government for different types of works, from time to time. The schedule of rates shall be so fixed that a person working diligently for 7 hours a day would normally get a total wage equal to the minimum wage for agricultural labourer for the <sup>3</sup>[relevant zone] fixed by the State Government, from time to time. <sup>4</sup>[In areas, which are affected by natural calamities like heavy rains, floods, earthquakes, droughts, scarcity or cyclones, wages may be paid on such works, at such daily rates and for such temporary period, as the State Government may direct.]

(viii) It shall be open for the Samiti Officer to direct any person who volunteers for employment under the Scheme to do work of any type permissible under the Scheme.

(ix) All works taken up under the Scheme shall be executed departmentally and not through any contractor:

Provided that, skilled items of works such as gorge filling where it is absolutely necessary, and waste-weir component of work of percolation and minor irrigation tanks, <sup>5</sup>[may be executed on the basis of a Scheduled Contracts System, as prescribed by the State Government] but the wages payable to unskilled labour shall be in accordance with the tasks prescribed under the scheme.

(x) When works are taken up under the Scheme on private lands, which will directly benefit the holders of the lands, then, notwithstanding the fact that under the provisions of any other law, or any executive orders, for the time being in force such holders are entitled to a subsidy in respect of such works, <sup>6</sup>[a subsidy under the Scheme, at such rates as may be prescribed, shall be financed from the Employment Guarantee Fund.]

(xi) The work taken up under the Scheme shall be so organised by the Collector that the normal agricultural operations in the District are not adversely affected and that a balance is maintained between the principle of guaranteed work with minimum wage on the one side and the requirements of labour for agricultural operations, as well as the requirements of labour for the implementation of the regular plan and non-plan works of the State Government on the other side.

(xii) The State Government shall provide in the Scheme for a periodical inspection of the works taken up under the Scheme to ensure proper quality of the works as well as to ensure that the total wages paid for the completion of any work are commensurate with the quality and quantity of the work done.

(xiii) The State Government shall provide in the Scheme for the appointment of an Audit Squad to conduct a periodical audit of the expenditure incurred under the Scheme.

(xiv) If any personal injury is caused to any person employed under the Scheme by accident arising out of and in the course of his employment, he shall be entitled, free of charge, to such medical treatment as is admissible under the Scheme, and where hospitalisation is necessary, the State Government shall arrange for such hospitalisation including accommodation, treatment and diet. During the period, he is undergoing <sup>7</sup>[of such amount as may be determined by the State Government, by general order issued in this behalf, from time to time] shall be made to his legal heirs in the manner laid down in the Scheme. In case of disablement, such person shall be entitled to such ex-gratia payment as may be determined in accordance with the Scheme, but the amount of such payment <sup>8</sup> [shall not exceed the amount determined by the State Government as aforesaid for ex gratia payment in case of death].

(xv) Subject to the rules made in this behalf, the State Government shall ordinarily provide all kinds of tools and implements and gun powder required for any work and where tools and implements are not so provided and are brought by the person concerned he shall be paid such hire charges as may be prescribed.

(xvi) The State Government shall, as far as possible, undertake comprehensive land development programmes on water-shed basis. Such works shall, as far as possible, be provided within a radius of

five kilometres from the village of workers engaged on such works.

(3) The Scheme shall provide for the registration of the names and addresses of persons who volunteer to work under the Scheme. Such registration shall be done at the headquarters of the Gram Sevak or the Talathi, as the State Government may specify, within whose jurisdiction the village where the person resides is situated.

(4) The Scheme so prepared shall be published in the Official Gazette, and a summary thereof shall also be published in such local newspapers, having wide circulation in each District, as the State Government may determine.

(5) Until the Scheme is prepared and published under this Section, the Employment Guarantee Scheme of the State Government in operation immediately before the date of commencement of this Act shall be deemed to be the Scheme made and published under this Act.

1. Proviso was added, Mah. 24 of 1980.s.3(a).

2. Deleted the words "in the rural areas" by Mah. XXXIV of 1992, s.2.

3. These words were substituted for "lowest zone" by Mah. 13 of 1982, a.2.

4. This portion was added. ibid.s.3(b).

5. These words were substituted for "may be executed on the basis of a piece rate system" by Mah. Act No. 6 of 1995, s.2.

6. This was substituted for the portion beginning with "only that much subsidy" and ending with "Employment Guarantee Fund" by Mah. 24 of 1980 s.3(c)

7. Substituted for the words "of rupees five thousand" by Mah. Act No. XXVI of 1993, s. 2(i).

8. Substituted for the words "shall not exceed five thousand rupces" ibid, s. 2(ii).

**7A. Provision for permission to be absent and ex-gratia payment in cases of maternity and sterilization operations and of accidents to accompanying children etc :-**

**1**

(1) Subject to such conditions as the State Government may by general or special order, specify, every woman, who has been employed under the Scheme for a period of not less than one hundred and fifty days, or for such lesser period as may be prescribed, in the twelve months immediately preceding the date of her expected delivery, shall be permitted to be absent from work for a period of thirty days, and during this period ex-gratia



payment of daily wages payable or paid to her in the month immediately preceding the date from which she absents herself on account of such permission.

(2) Subject to such conditions as the State Government may, by general or special order, specify, every person, who has been employed under the Scheme and undergoes sterilization operation or any other operation or treatment for birth control and family planning as may be approved in this behalf by the State Government, shall be permitted to remain absent from work for rest and recuperation for such period not exceeding fourteen days as may be recommended by a medical officer approved by the State Government, and during this period to ex-gratia payment of his average daily wages.

(3) If personal injury is caused by accident to a child accompanying any person, who has been employed under the Scheme, or where temporary, partial or total disablement or death of such child results from such injury, the person shall be entitled, free of charge, to such medical treatment for the child as the State Government may, by general or special order, determine, and to ex-gratia payment of such amount as may be determined by the Collector or by an officer authorised by him, in this behalf, which shall in no case exceed the scale laid down in clause (xiv) of sub-section (2) of Section 7 for personal injuries etc., caused to the person concerned.

(4) The State Government may, on the merits of each case, sanction ex-gratia payment to any person who has been employed under the Scheme of such amount, not exceeding 18[the amount of ex gratia payment determined by a general order, issued by the State Government under clause (xiv) of sub-section (2) of section 7], as it deems necessary to meet any other like hardships or contingencies not provided for in this section, arising out of his employment on an Employment Guarantee Scheme work, subject to such conditions as it may deem fit to impose by general or special order.

1. Inserted by Mah, Act 47 of 1983, S.2.

## **8. Conditions applicable for guaranteed employment to adult persons in rural areas :-**

(1) Every adult person who

(i) is residing in any rural area;

(ii) is willing to do any unskilled manual work; may get his name and address registered with an authority or officer specified by the State Government in this behalf (hereinafter referred to as "the registering authority") who shall register the name and address of such person, after making such enquiry as it deems fit. The registration shall be for such period as may be laid down in the Scheme and may be renewed, from time to time. The registering authority, if satisfied that any person has got himself registered by making a false declaration of his age, may, after giving reasonable opportunity to the person concerned of being heard, delete his name from the register.

(2) Every registered person shall be entitled to be provided with employment in accordance with the Scheme for the time being in force.

(3) It shall be the duty of the State Government to provide employment in accordance with the provisions of the Scheme to every such registered person, if a letter asking for such employment and stating therein the period for which employment is required and the period for which such a person is willing to work continuously, which shall not be less than one month, is received from such person by the Samiti Officer or by the Gram Sevak or the Talathi, as may be specified by the State Government, within whose jurisdiction the village where the person resides is situated. Such person shall be provided with employment as far as possible on any work within the area of the Panchayat Samiti where he resides, but in any case not outside the District.

(4) If within 15 days of the receipt of the letter for employment under the Scheme by the Samiti Officer or by the Gram Sevak or the Talathi, as the case may be, the State Government is unable to provide employment to such person under the Scheme, in the manner mentioned in sub-section (3), the person shall be entitled to receive from the Employment Guarantee Fund an unemployment allowance at such rate as may be fixed by the State Government from time to time, but not less than Re.1 per day.

(5) The liability of the State Government to pay unemployment allowance under sub-section (4) shall commence after the expiry of 15 days from the receipt of the letter for employment by the Samiti Officer or by the Gram Sevak or the Talathi, as the case may be,

and shall cease immediately after the Samiti Officer, by a letter sent to the person on the address mentioned in the register, directs him to report at any work taken up under the Scheme.

(6) Notwithstanding anything contained in this Act, if the State Government is during any period unable, owing to circumstances beyond human control like rains or other unusual natural calamities, to provide employment under sub-section (3) there shall be no liability on the State Government to pay the unemployment allowance under sub-section (4) during that period.

(7) When it is not expedient for the State Government to provide employment immediately on works sanctioned under the Scheme, notwithstanding anything to the contrary contained in any other law for the time being in force, it shall be lawful for the Collector to issue directives to the Village Panchayats to take up such works as are prescribed, from the Village Employment Fund constituted under the Bombay Village Panchayats Act, 1958, for such duration as he may direct. If a person from whom a letter has been received under sub-section (3) is provided with employment on such works, he shall be deemed to have been provided with employment under that sub-section.

(8) The unemployment allowance to be paid to an unemployed person under sub-section (4) shall be sanctioned and paid by an authority empowered by the State Government in this behalf and for this purpose the State Government may prescribe such procedure as it deems fit.

(9) No person shall be entitled to any unemployment allowance under sub-section (4), if he

(i) does not accept employment provided to him under sub-section(3)

(ii) does not report for work within 7 days of being asked to do so;

(iii) continuously remains absent from work, without the permission of the implementing officer, for a period of more than one week, or remains absent for a total period of more than one week in any month.

(10) Any person, who is provided with employment under sub-section(3) and does not accept the same or who loses his entitlement to the unemployment allowance under sub-section (9),

shall stand debarred from claiming unemployment allowance for a period of three months, but during this period of three months, shall not be debarred from getting employed on any works. Such defaults shall be reported by the Samiti Officer to the concerned registering authority.

(11) Whenever any dispute arises between any person who sends a letter for employment under sub-section (3) and the Samiti Officer, it shall be referred by the Samiti Officer to such authority as the State Government may prescribe and the decision of such Authority shall be final. The aggrieved person may also refer the dispute directly to the Authority. The State Government may prescribe the procedure to be followed by such Authority while deciding such disputes, as well the functions and the powers of the Authority.

(12) Notwithstanding anything contained in the foregoing subsections, where there is no able bodied adult member in a family, a minor member of such family, who has completed his age of fifteen years, shall also be entitled to register his name and address under sub-section (1) and shall be paid wages according to the quantum of his work;

Explanation: For the purposes of this sub-section the expression 'member in a family' means a husband, wife, father, mother, brother or sister residing together.

(13) The registering authority specified under sub-section (1) shall prepare and maintain such register or registers and in such manner and issue such identity cards or pass books as may be prescribed. The registering authority shall send such list or lists of the names and addresses of persons registered with it and supply such other information to the Samiti Officer at such times and in such forms as may be prescribed.

## **9. Penalty for drawing unemployment allowance when employed elsewhere :-**

Any person(a) who has an employment but sends a letter asking for employment under sub-section (3) of section 8 and draws unemployment allowance under sub-section (4) of that section; or

(b) who is in receipt of unemployment allowance under sub-section (4) of section 8 accepts employment elsewhere but does not bring this fact to the notice of the Samiti officer and continues to draw unemployment allowance under that sub-section, shall, on conviction, be punished with simple imprisonment for a term which

may extend to one month or with fine which may extend to five hundred rupees or with both.

#### **10. Samiti Officers and their functions :-**

(1) For every Panchayat Samiti area, the State Government shall appoint a Panchayat Samiti Level Officer, to be called the Samiti Officer, for the implementation of the Scheme in the Panchayat Samiti area concerned.

(2) The Samiti Officer shall, from time to time, obtain from the registering authority a list containing the names and addresses of persons registered with it.

(3) The works to be taken up under the Scheme shall be sanctioned by the State Government or the Collector or by such other officer as the State Government may specify for this purpose, subject to such limits on the costs of works as the State Government may, by order, specify. The Samiti Officer shall, from time to time, obtain from the Collector a list of works sanctioned within the District.

(4) On receipt of a letter for employment under sub-section (3) of section 8, the Samiti Officer shall decide to which sanctioned work in his Panchayat Samiti area the applicant may be directed, and accordingly inform the applicant and also the officer in charge of the execution of the work. If it is not possible for the Samiti Officer to direct the person to any work in his Panchayat Samiti area, he may, in consultation with the Collector, direct him to a work outside the Panchayat Samiti area, but within the District.

(5) The Collector and the other implementing agencies in the District shall be responsible for the funds placed at their disposal by the State Government. They shall maintain the accounts of employment and expenditure in such manner as may be prescribed.

#### **11. Provision of employment other works :-**

(1) Whenever any work taken up under the Scheme is completed and it is no longer possible to provide unskilled manual employment on such work, it shall be the duty of the implementing officer concerned to report this fact to the Collector as well as the Samiti Officer concerned. It shall then be the duty of the Samiti Officer to direct the persons employed on such works to any other

work already taken up under the Scheme or to a work to be started under the Scheme with the sanction of the Collector or of the State Government, as the case may be.

(2) If within four days of the receipt of intimation of the completion of the work, the Samiti Officer is unable to direct the workers employed on such work to any other work under the Scheme as mentioned in sub-section (1), the State Government shall from the fifth day onwards pay to the person concerned unemployment allowance as per sub-section (4) of section 8.

(3) If any person who under sub-section (2) has been asked by the Samiti Officer to report at any other work under the Scheme fails to do so within 7 days of being directed by the Samiti Officer to do so, he shall stand debarred from claiming unemployment allowance as if he has been disqualified under sub-sections (9) and (10) of section 8.

(4) The State Government's liability to pay unemployment allowance under sub-section (2) shall cease immediately after the Samiti Officer directs the person concerned to report at some other works, either existing or yet to be started, under the Scheme.

## **12. Establishment of Employment Guarantee Fund and its utilisation for the Scheme :-**

(1) On the date of commencement of this Act, a Fund to be called the Employment Guarantee Fund shall be deemed to be established.

(2) Any amount standing to the credit of the Employment Guarantee Fund established under the Maharashtra State Tax on Professions, Trades, Callings and Employments Act, 1975 read with the Maharashtra Tax Acts (Amendment) Act, 1975, shall stand transferred to and form part of, the Fund deemed to be established under sub-section (1) with effect from the date of commencement of this Act.

(3) The following shall form part of, or be paid into, the Fund, namely

(a) the amounts transferred to the Fund under section 30 of the Maharashtra State Tax on Professions, Trades, Callings and Employments Act, 1975 and under section 4 of the Maharashtra Tax Acts (Amendment) Act, 1975, and the amounts of the

matching contributions made by the State Government as laid down in the said Acts;

(b) any contributions or grants made by the State Government, the Central Government or any local authority.

(c) any sums received from other bodies or individuals, whether incorporated or not.

(4) Any amount transferred or credited to the Fund shall be charged on the Consolidated Fund of the State.

(5) the amount standing to the credit of the Fund shall be expended in such manner and subject to such conditions as may be prescribed for the purpose of implementing the Scheme <sup>1</sup> [including for meeting the administrative charges and for making ex-gratia payments as provided under this Act. ]

(6) Temporary diversions of funds for utilisation on other departmental schemes or plan schemes, which have for their objective, the generation of employment or the creation of productive assets or both may be permitted by the State Government, subject to the Fund being reimbursed by such amount in the same or next financial year.

(7) The Fund shall be held and administered on behalf of the State Government by an officer not below the rank of a Secretary to the State Government, subject to such general or special directions as may be given by the State Government, from time to time.

1. Inserted by Mah. Act 47 of 1983, S.3.

**13. Amendment of certain enactments and rule of construction for references to Scheme and Fund in other laws :-**

(1) The enactments specified in the second column of the Schedule are hereby amended in the manner and to the extent specified in the third column thereof.

(2) Any references in any other law or in any instruments for the time being in force to the Employment Guarantee Scheme or Fund of the State Government or in the State of Maharashtra, shall be construed as references to the Scheme or the Fund, as the case may be. under this Act.

**14. Delegation of powers :-**

The State Government may, by notification in the Official Gazette, direct that the powers exercisable by it, except the powers to make the Scheme and the rules, <sup>1</sup> [\*\*\*\*\*] shall, in such circumstances and under such conditions, if any, as may be specified in the notification, be exercisable also by such officer or officers subordinate to it as may be specified in the notification.

1. The words, brackets and figures "and the scheme for educated unemployed referred to in sub-section (6) of section 12, "were deleted by Mah. 24 of 1980, s.4.

**15. Protection of action taken in good faith :-**

No suit, prosecution or other legal proceedings shall lie against the State Government or any authority or officer or body or person for anything which is in good faith done or intended to be done in pursuance of this Act or the Scheme or the rules made thereunder.

**16. Act to have overriding effect :-**

The provisions of this Act or the Scheme, rules, notifications or orders made or issued thereunder shall have effect notwithstanding anything inconsistent therewith contained in any other law for the time being in force or in any instrument having effect by virtue of such law.

**17. Power to make rules :-**

(1) The power to make rules under this Act shall be exercisable by the State Government by notification in the Official Gazette.

(2) Without prejudice to any power to make rules contained elsewhere in this Act, the State Government may make rules consistent with this Act to carry out the purposes of this Act.

(3) All rules made under this Act shall be subject to the condition of previous publication.

(4) Every rule made under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature, while it is in session for a total period of thirty days, which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, and notify such decision in the Official Gazette, the rule shall from the date of publication of such notification have effect only in such modified form or be of no effect



as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done or omitted to be done under that rule.

# SCHEDULE 1

## SCHEDULE

(See section 13)		
SCHEDULE		
(See section 13)		
Ser -mi No.	Short title and number of enactment	Amendments
1	The Bombay Sales Tax Act, 1959 (Bom. L1 of 1959)	In section 15 A-I, for the words " in the State o Maharashtra, " the words and figures "under th Maharashtra Guarantee Act, 1977," shall be substituted.
2	The Maharashtra Education and Employment Guarantee(Cess) Act, 1962(Mah. XXVII of 1962)	In section 6A. for the words " in the State of Maharashtra. " the words and figures "under the Maharashtra Employment Guarantee Act, 1977," shall be substituted.
3	The Maharashtra Increase of Land Revenue and Special Assessment Act, 1974 (Mah. XX of 1974)	In section 3, for the words " in the State of Maharashtra, " the words and figures "under the Maharashtra Employment Guarantee Act, 1977," shall be substituted.
4	The Maharashtra State Tax on Professions, Trades. Callings and Employment Act, 197 5 (Mah. XVI of 1974)	In section 30:- (a) in sub-section (1):- (i) the words "On the commencement of this Act. there shall be established a Fund to be called the Employment Guarantee Fund." shall be deleted; (ii) for the words "transferred to that Fund." the words and figures "transferred to the Employment Guarantee Fund established under the Maharashtra Employment Guarantee Act, 1977." shall be substituted, (b) in sub-section (2), for the words, brackets and figure "the Fund an amount equal to the amount transferred to the Fund under subsection (1)." the following shall be substituted, namely :- "the Employment Guarantee Fund an amount equal to the amount transferred to that Fund under sub-section (1).";

		(c) sub-sections (3), (4), (5) and (6) shall be deleted: l.d) for the marginal note, the following marginal note shall be substituted,; namely :- "Amounts equal to net proceeds of tax and matching contribution to be paid into the Fund established under the Maharashtra Employment Guarantee Act, 1977."
5	The Maharashtra Tax Acts (Amendment) Act, 19 (Mah. XVII of 1975)	In section 4:-(a) in sub-section (1), for the words and figures "under section 30 of the Mahrashtra State Tax on Professions, Trades, Callings and Employments Act, 1975." the words and figures "under the Maharashtra Employment Guarantee Act, 1977," shall be substituted.  (b) sub-sections (3) and (4) shall be deleted.