

Bill No. 18-F of 2008

**THE DELIMITATION
(AMENDMENT) BILL, 2008**

(AS PASSED BY THE HOUSES OF PARLIAMENT—

LOK SABHA ON 11TH MARCH, 2008

RAJYA SABHA ON 18TH MARCH, 2008)

Bill No. 18-F of 2008

THE DELIMITATION (AMENDMENT) BILL, 2008

(AS PASSED BY THE HOUSES OF PARLIAMENT)

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further to amend the Delimitation Act, 2002.

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

1. (1) This Act may be called the Delimitation (Amendment) Act, 2008.

Short title and
commence-
ment.

(2) It shall be deemed to have come into force on the 14th day of January, 2008.

33 of 2002.

2. In section 10 of the Delimitation Act, 2002 (hereinafter referred to as the principal Act),—

Amendment
of section 10.

(i) in sub-section (4), the following proviso shall be inserted, namely:—

“Provided that nothing in this sub-section shall apply to the delimitation orders published in relation to the State of Jharkhand.”;

(ii) in sub-section (6), for the words “within two years of the constitution of the Commission”, the words “within a period not later than 31st day of July, 2008” shall be substituted.

Insertion of
new sections
10A and 10B.

3. After section 10 of the principal Act, the following sections shall be inserted,
namely:—

Deferment of
delimitation in
certain cases.

“10A. (1) Notwithstanding anything contained in sections 4, 8 and 9, if the President is satisfied that a situation has arisen whereby the unity and integrity of India is threatened or there is a serious threat to the peace and public order, he may, by order, defer the delimitation exercise in a State.

(2) Every order made under this section shall be laid before each House of Parliament.

Delimitation
Commission's
order with
respect to the
State of
Jharkhand not
to have any
legal effect.

10B. Notwithstanding anything contained in sub-section (2) of section 10, the final orders relating to readjustment of number of seats and delimitation of constituencies in respect of the State of Jharkhand published under the said section *vide* Order O.N. 63(E), dated 30th April, 2007 and O.N. 110(E), dated 17th August, 2007 shall have no legal effect and the delimitation of the constituencies as it stood before the publication of the said Orders shall continue to be in force until the year 2026 in relation to every election to the House of the People or to the Legislative Assembly, as the case may be, held after the commencement of the Delimitation (Amendment) Act, 2008.”

Repeal and
savings.

4. (1) The Delimitation (Amendment) Ordinance, 2008 is hereby repealed.

Ord.
1 of 2008.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act, as amended by the said Ordinance, shall be deemed to have been done or taken under the corresponding provisions of the principal Act, as amended by this Act.

The above Bill has been passed by the Houses of Parliament.

Dated the

Chairman.

I assent to this Bill.

Dated the

President.

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BILL
further to amend the Delimitation Act, 2002.

(As passed by the Houses of Parliament)