

No. 10879-N-1-07-10Ka28/2007
 Dated, Lucknow, July 9, 2007

NOTIFICATION
Miscellaneous

In pursuance of the provisions of clause (3) of Article 248 of the Constitution of India, the Governor is pleased to order the publication of the following English translation of the Uttar Pradesh Pichada Varg Raja Aayog (Samadhani) Adhiniyam, 2007 (Uttar Pradesh Adhiniyam Saraksha 10 of 2007) as passed by the Uttar Pradesh Legislature and assented to by the Governor on July 7, 2007:-

**THE UTTAR PRADESH STATE COMMISSION FOR BACKWARD CLASSES
 (AMENDMENT) ACT, 2007**

(U.P. Act No. 10 of 2007)

(As passed by the Uttar Pradesh Legislature)

AN

ACT

After to amend the Uttar Pradesh Commission for Backward Classes Act, 1996.

IT IS HEREBY enacted in the Fifty-eighth Year of the Republic of India as follows :-

1. (1) This Act may be called the Uttar Pradesh Commission for Backward Classes (Amendment) Act, 2007.

Short title and commencement

(2) It shall be deemed to have come into force on June 13, 2007.

2. In section 3 of the Uttar Pradesh State Commission for Backward Classes Act, 1996, hereinafter referred to as the principal Act, for sub-section (3) the following sub-section shall be substituted, namely :-

Amendment of section 3 of principal Act no. 1, 1996

"(3) The Commission shall consist of a Chairman, two Vice-Chairman and minimum other Member's nominated by the State Government from amongst persons of eminence, ability and integrity"

3. In section 4 of the Principal Act,-

Amendment of section 4

(a) for sub-section (1) the following sub-section shall be substituted, namely :-

"(1) The Chairman, Vice-Chairman or every other member shall hold office for a term of one year from the date he assumes office :

Provided that the Chairman, Vice-Chairman or other member shall hold office as such during the pleasure of the State Government.

(b) sub-section (3) shall be omitted.

(c) after sub-section (5) the following sub-section shall be inserted, namely :-

"(6) (a) The Chairman shall be having the status of a Minister of the State.

(b) The Vice-Chairman shall be having the status of the Deputy-Minister of the State";

U.P. Ordinance no 11 of 2007

4. (1) The Uttar Pradesh State Commission for Backward Classes (Amendment) Ordinance, 2007 is hereby repealed.

Repeal and savings

(2) Notwithstanding such repeal anything done or any action taken under the provisions of the principal Act as amended by the Ordinance referred to in sub-section (1) shall be deemed to have been done or taken under the corresponding provisions of the principal Act, as amended by this Act as if the provisions of this Act were in force at all material times.

The Uttar Pradesh State Commission for Backward Classes Act, 1996 (President's Act no. 1 of 1996) has been enacted to constitute a Commission for Backward Classes with a view to making the working of the Commission more dynamic it was decided to amend the said Act to provide that the said Commission shall be constituted with a Chairman, two Vice-Chairman and seventeen members of which sixteen members including the Chairman shall be from amongst Backward Classes, the Chairman, the Vice-Chairman or every member shall hold office for a term of one year from the date he assumes office or during the pleasure of the State Government and the Chairman and the Vice-Chairman shall be having the Status of the Minister of State and the Deputy Minister respectively.

Since the State Legislature was not in session and immediate Legislative action was necessary to implement the aforesaid decision, the Uttar Pradesh State Commission for Backward Classes (Amendment) Ordinance, 2007 (U.P. Ordinance no. 13 of 2007) was promulgated by the Governor on June 15, 2007.

Thereafter it has been decided to omit the restriction of caste with respect to the nomination of persons for the offices of the Chairman, Vice-Chairman and members of the Commission.

This Bill is introduced to replace the aforesaid Ordinance with the modification as aforesaid.

By order,
VIRENDRA SINGH,
Principal Secretary