The Andhra Pradesh Public Societies (Reconstruction of Management) Act,
1996
Act 3 of 1996

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Society, Management Reconstruction
THE ANDHRA PRADESH PUBLIC SECURITIES (RECONSTITUTION OF MANAGEMENT) ACT, 1996.*

ACT NO. 3 OF 1996.

[20th January, 1996]

AN ACT TO PROVIDE FOR EFFECTIVE FUNCTIONING OF SOCIETIES BY RECONSTITUTING THEIR MANAGEMENT AND FOR THE MATTERS CONNECTED THERewith OR INCIDENTAL THERETO.

Whereas there are a large number of societies registered under the law for the time being in force providing for

*Received the assent of the Governor on the 16th January, 1996. For Statement of objects and Reasons, please see the Andhra Pradesh Gazette, Part IV-A, Extraordinary, dated the 8th December, 1995, at Page 8.
registration and functioning for implementation of the policies of the State under the various branches of administration;

And whereas, immediate action is found to be essential in public interest to accelerate revamping of managements of such societies to function as bodies responsive to the aspirations and needs of the people;

Be it enacted by the Legislative Assembly of the State of Andhra Pradesh in the Forty-sixth Year of Republic of India, as follows:-

1. (1) This Act may be called the Andhra Pradesh Public Societies (Reconstitution of Management) Act, 1996.

(2) Item 18 of the Schedule appended to the Act shall be deemed to have come into force on the 25th November, 1995 and the remaining provisions shall be deemed to have come into force on the 13th November, 1995.

Definitions. 2. In this Act, unless the context otherwise requires,-

(a) "Government" means the Government of Andhra Pradesh;

(b) "Notification" means a notification published in the Andhra Pradesh Gazette and the word "notified" shall be construed accordingly;

(c) "Society" means a society registered under the provisions of the Andhra Pradesh Co-operative Societies Act, 1954 and includes any other society registered under the provisions of any other law providing for registration for the time
being in force and functioning for implementation of the policies of the State as specified in the Schedule;

(d) "Schedule" means the Schedule appended to this Act.

3. Notwithstanding anything contained Cessation of in any bye-law, Memorandum of Association, office of the Articles of Association, Notification, non-official order, rule or regulation or in any pro-Chairman and vision of any other law for the time being in force, the non-official Director or member, as the case may be, Chairman or president and non-official being in force, the non-official Director or member, as the case may be, by whatever name called, or every society holding such office at the commencement of this Act shall cease to hold such office forthwith.

4. Notwithstanding anything contained Action for in any bye-law, Memorandum of Association, reconstitute Notification, order, rule or regulation of or any other law for the time being in force, the Government shall, within such period as they consider reasonable reconstitute the board, committee or management or the governing body by whatever name called.

5. (1) The Government may, by notification, alter or cancel any item in the Schedule.

(2) Where a notification has been issued under sub-section (1), there shall, unless the notification is rescinded, be introduced in the Legislative Assembly as soon as may be, but in any case during the next session of the Legislative Assembly following
the date of the issue of the notification, a Bill on behalf of the Government, to give effect to the alteration, addition or cancellation, as the case may be, of the Schedule specified in the notification, and the notification shall cease to have effect when such Bill becomes law, whether with or without modifications but without prejudice to the validity of anything previously done thereunder:

Provided that if the notification under sub-section (1) is issued when the Legislative Assembly is in session, such a Bill shall be introduced in the Legislative Assembly during that session:

Provided further that where for any reason a Bill as aforesaid does not become law within six months from the date of its introduction in the Legislative Assembly, the notification shall cease to have effect on the expiration of the said period of six months.

(3) All references made in this Act to any item in the Schedule shall be construed as relating to the item in the Schedule as for the time being amended in exercise of the powers conferred by this section.

Act to override other laws and bar of jurisdiction of civil courts.

6. The provisions of this Act shall have effect notwithstanding anything contained in any other law for the time being in force, and accordingly,

(a) no suit or other proceeding shall be instituted, maintained or continued in
any Court for the continuance of any non-
official Chairman, or President or a
non-official Director or a member, as the
case may be, by whatever name called who
ceased to hold office under this Act;

(b) no court shall enforce any decree
or order directing the continuance of
such person in such office; and

(c) all proceedings pending in any
court claiming such continuance shall
abate.

7. (1) If any difficulty arises in power to re-
giving effect to the provisions of this Act, the Government may make such orders or
inconsistent with the provisions of
this Act as appear to them to be necessary
or expedient for the purpose of removing
the difficulty.

(2) Every order made under this sec-
tion shall be laid before the Legislative
Assembly of the State, as soon as may
be, but in any case during the next
session of the Legislative Assembly
following the date of making such order.

8. The Andhra Pradesh Public Societies
(Reconstitution of Management) Ordinance, Ordinance 17
1995, is hereby repealed...
SCHEDULE
(See Section 2 (d))

1. Andhra Pradesh State Co-operative Consumer Federation.
2. Andhra Pradesh State Co-operative Rural Irrigation Corporation.
3. SPINFED.
4. SETWIN.
5. SERIFED.
10. Andhra Pradesh Girijana Co-operative Corporation.


G. BHAVANI PRASAD,
Secretary to Government,
Legislative Affairs,
Law Department.