The Punjab Laws (Extension No. 8) Act, 1960

Act 41 of 1960

Keyword(s):
Transferred Territories, Extension of Laws, Regional Laws
THE PUNJAB LAWS (EXTENSION NO 8) ACT, 1960

(PUNJAB ACT NO. 41 OF 1960)

[Received the assent of the Governor of Punjab on the 21st December, 1960 and was first published for general information in the Punjab Government Gazette (Extraordinary), dated the 23rd December, 1960]

AN ACT

to provide for the extension of certain regional laws to the territories which, immediately before the 1st November, 1956, were comprised in the State of Patiala and East Punjab States Union.

Be it enacted by the Legislature of the State of Punjab in the Eleventh Year of the Republic of India as follows:

1. (1) This Act may be called the Punjab Laws (Extension No. 8) Act, 1960.

(2) It shall come into force at once.

2. In this Act,—

(a) "Schedule" means a Schedule appended to this Act;

(b) "transferred territories" means the territories which, immediately before the 1st November, 1956, were comprised in the State of Patiala and East Punjab States Union.

3. The Punjab General Clauses Act, 1898, shall apply for the interpretation of this Act as it applies for the interpretation of a Punjab Act.

4. All the enactments, as amended from time to time, specified in Schedule I and so much of the enactment, as amended from time to time,

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1 For statement of Objects and Reasons, see Punjab Government Gazette (Extraordinary), 1960, p. 890.
specified in Schedule II, as extends to the territories which, immediately before the 1st November, 1956, were comprised in the State of Punjab and relates to matters with respect to which the State Legislature has power to make laws for a State and all rules, regulations, notifications, orders and by-laws made, and all directions or instructions issued, thereunder, which are in force immediately before the commencement of this Act in the said territories, are hereby extended to, and shall be in force in the transferred territories.

5. In the enactments, or rules, regulations, notifications, orders and by-laws made, and directions or instructions issued, thereunder, as referred to in section 4, any reference—

(1) to a law which is not in force in the transferred territories shall in relation to such territories, be construed as a reference to the corresponding law, if any, in force in such territories; and

(2) to the State of Punjab by whatever form of words, shall be construed as including a reference to the transferred territories.

6. If immediately before the commencement of this Act, there is in force in the transferred territories any law corresponding to any of the enactments or rules, regulations, notifications, orders and by-laws made, and directions or instructions issued, thereunder extended to those territories by section 4, that law, including the enactments specified in Schedule III, shall on the commencement of this Act save as otherwise expressly provided in this Act, stand repealed:

Provided that such repeal shall not affect—

(a) the previous operation of any law so repealed or anything duly done or suffered thereunder; or

(b) any right, privilege, obligation or liability acquired or incurred under any law so repealed; or

(c) any penalty, forfeiture or punishment
incurred in respect of any offence com-
mitted against any law so repealed; or
(d) any investigation, legal proceeding or
remedy in respect of any such right,
privilege, obligation, liability, penalty,
forfeiture or punishment as aforesaid;
and any such investigation, legal proceeding or
remedy may be instituted, continued or enforced,
and any such penalty, forfeiture or punishment
may be imposed, as if this Act had not been
passed:

Provided further that any thing done or any
action taken under any law so repealed shall be
deemed to have been done or taken under the
corresponding provision of the enactment extended
by section 4 to the transferred territories, and shall
continue to be in force accordingly, unless and
until superseded by anything done or any action
taken under the enactment so extended.

7. For purposes of facilitating the application
in the transferred territories of any enactment
specified in Schedule I or Schedule II
or of any rule, regulation, notification, order,
by-law, direction or instruction referred to in
section 4, any court or other authority may construe
the same with such alterations, not affecting the
substance, as may be necessary or proper to adapt
it to the matter before the court or other authority.

8. Nothing contained in this Act shall affect
the power of the State Government or of any
officer or authority, exercisable under the enactments
specified in Schedules I and II, to add to, amend,
vary or rescind the rules, regulations, notifications,
orders and by-laws made, and directions or instruc-
tions issued as extended by section 4 to the trans-
ferred territories.

9. If any difficulty arises in giving effect in
the transferred territories to the provisions of any
enactment specified in Schedule I or Schedule II,
the State Government may by order notified in
the Official Gazette, make such provisions or give
such directions as appear to it to be necessary or
expedient for the removal of the difficulty.
### SCHEDULE I
**EXTENSION OF PUNJAB ACTS**
*(See section 4)*

<table>
<thead>
<tr>
<th>Serial No.</th>
<th>Year</th>
<th>Number of the Act</th>
<th>Short title</th>
</tr>
</thead>
</table>

### SCHEDULE II
**EXTENSION OF CENTRAL ACTS**
*(See section 4)*

<table>
<thead>
<tr>
<th>Serial No.</th>
<th>Year</th>
<th>Number of the Act</th>
<th>Short title</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>1914</td>
<td>(IX of 1914)</td>
<td>The Local Authorities Loans Act, 1914.</td>
</tr>
</tbody>
</table>

### SCHEDULE III
**REPEAL**
*(See section 6)*

<table>
<thead>
<tr>
<th>Serial No.</th>
<th>Year</th>
<th>Number of the Act</th>
<th>Short title</th>
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</thead>
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