

**GOVERNMENT OF WEST BENGAL
DEPARTMENT OF MUNICIPAL AFFAIRS
WRITERS' BUILDINGS: KOLKATA**

NOTIFICATION

No. 526/MA/O/C-4/1A-10/2015

Dated, Kolkata, the 30th day of July, 2015.

In exercise of the powers conferred by sub-section (2) of section (1) of the Howrah Municipal Corporation (Amendment) Act, 2015 (West Ben. Act XV of 2015) (hereinafter referred to as the said Act), the Governor is pleased hereby to appoint the 1st day of August, 2015 as the date on which this Act shall come into force.

By order of the Governor,

Sd/- M. Chatterjee.

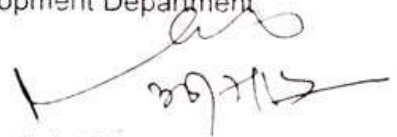
Jt. Secy. to the Govt. of West Bengal.

No. 526/1(30)/MA/O/C-4/1A-10/2015

Dated, Kolkata, the 30th day of July, 2015.

Copy, with a copy of the Howrah Municipal Corporation (Amendment) Act, 2015, forwarded for information and necessary action to the, -

- (1) Addl. Chief Secretary/Principal Secretary, _____ Department, Govt. of West Bengal.
- (2) Principal Secretary, Finance Department, Govt. of West Bengal.
- (3) OSD to the Chief Secretary to the Govt. of West Bengal
- (4) Commissioner, Howrah Municipal Corporation, 4, M. G. Road, Howra- 711 101
- (5) Director, SUDA, ILGUS, ILGUS Bhaban, HC – Block, Salt Lake, Kolkata – 106
- (6) Addl. Director, ILGUS, ILGUS Bhaban, HC – Block, Salt Lake, Kolkata – 106.
- (7) P.S. to the Minister-in-Charge, _____ Department
- (8) P.S. to the Minister-in-Charge, Municipal Affairs & Urban Development Department
- (9) Pr. S. to the Principal Secretary, Municipal Affairs Department.
- (10) Guard file of Cell – 4.


Joint Secretary.

The

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FRIDAY, JULY 24, 2015

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PART III—Acts of the West Bengal Legislature.

GOVERNMENT OF WEST BENGAL

LAW DEPARTMENT

Legislative

NOTIFICATION

No. 969-L.—24th July, 2015.—The following Act of the West Bengal Legislature, having been assented to by the Governor, is hereby published for general information:—

West Bengal Act XV of 2015

**THE HOWRAH MUNICIPAL CORPORATION
(AMENDMENT) ACT, 2015.**

[*Passed by the West Bengal Legislature.*]

[Assent of the Governor was first published in the *Kolkata Gazette, Extraordinary*, of the 24th July, 2015.]

An Act to amend the Howrah Municipal Corporation Act, 1980.

WHEREAS it is expedient to amend the Howrah Municipal Corporation Act, 1980, for the purpose and in the manner hereinafter appearing;

West Ben. Act
LVIII of 1980.

It is hereby enacted in the Sixty-sixth Year of the Republic of India, by the Legislature of West Bengal, as follows:—

Short title and
Commencement.

1. (1) This Act may be called the Howrah Municipal Corporation (Amendment) Act, 2015.

*The Howrah Municipal Corporation
(Amendment) Act, 2015.*

(Sections 2, 3.)

(2) This section shall come into force at once, and the remaining provision of this Act shall come into force on such date as the State Government may, by notification in the *Official Gazette*, appoint.

Amendment of section 2 of the West Ben. Act LVIII of 1980.

2. In section 2 of the Howrah Municipal Corporation Act, 1980 (hereinafter referred to as the principal Act), after clause (28A), the following clause shall be inserted:—

“(28AA) ‘State Government’ means the Government of West Bengal in the Department of Municipal Affairs;”.

Substitution of new section for section 102.

3. For section 102 of the principal Act, the following section shall be substituted:—

“Certificate for enlistment of profession, trade and callings. 102. (1) Every person engaged or intending to be engaged in any profession, trade or calling, as categorized in Schedule III, and as may be detailed in the guidelines issued by the State Government for the purpose, in Howrah Municipal Corporation area, either by himself or by an agent or representative, shall obtain a Permanent Certificate of Enlistment or Provisional Certificate of Enlistment, as the case may be, as per modalities specified in sub-section (2), or get the Permanent Certificate of Enlistment renewed, on or before the expiry of the validity period thereof, from the Commissioner of the Corporation or, in his absence, from the officer authorised to function as the Commissioner, upon presentation of an application together with such application fee, as specified in the guideline, at such rates, not exceeding rupees two thousand and five hundred *per annum*, and also the documents as may be determined by the State Government by issuance of guidelines from time to time. Application form for the purpose shall be available either from the Corporation office on payment of such fee as may be determined by the Corporation or through the web portal:

Provided that the Provisional Certificate of Enlistment shall not be renewable, and on or before completion of the validity period of Provisional Certificate of Enlistment, the same has to be converted into Permanent Certificate of Enlistment:

Provided further that such enlistment or renewal thereof shall not absolve such person from any liability to take out any license under this Act or any other law for the time being in force.

(2) Notwithstanding anything contained in sub-section (1), the application for enlistment of profession, trade and calling may also be submitted through web portals, as may be determined by the State Government along with the manner of submission of such applications in the guidelines, mentioned in sub-section (1). In the case of applications under this sub-section, where any or all necessary statutory clearance remain pending, Provisional Certificate of Enlistment shall be issued by the Commissioner for a period of one year, and where all the statutory clearances are available, the Permanent Certificate of Enlistment be issued by the Commissioner within the time limit as may be determined by the guidelines under sub-section (1) on receipt of requisite fees. The recipient of the Provisional Certificate of Enlistment shall obtain all statutory clearances based on this Provisional Certificate of Enlistment, and on or before the expiry of validity of the Provisional Certificate of Enlistment shall apply for Permanent Certificate of Enlistment, and shall receive the Certificate from the Corporation office on payment of requisite fee as may be determined by the guidelines. The manner of issuance of Provisional and Permanent Certificate of Enlistment shall be such as may be determined by the State Government in the Guidelines mentioned in sub-section (1).

*The Howrah Municipal Corporation
(Amendment) Act, 2015.*

(3) Permanent Certificate of Enlistment under sub-section (1) or sub-section (2) may be obtained for a maximum period of three years together and be renewed for a maximum period of three years together, subject to condition that the fee for enlistment for the entire period shall be deposited together at a time for which the certificate to be issued.”

By order of the Governor,

MADHUMATI MITRA,
Secy. to the Govt. of West Bengal,
Law Department.