



महाराष्ट्र शासन राजपत्र

असाधारण भाग आठ

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असाधारण क्रमांक १००

प्राधिकृत प्रकाशन

महाराष्ट्र विधानमंडळाचे अधिनियम व राज्यपालांनी प्रख्यापित केलेले अध्यादेश व केलेले विनियम आणि विधि व न्याय विभागाकडून आलेली विधेयके (इंग्रजी अनुवाद).

In pursuance of clause (3) of article 348 of the Constitution of India, the following translation in English of the Maharashtra Fisheries (Amendment) Act, 2015 (Mah. Act No. XXXIII of 2015), is hereby published under the authority of the Governor.

By order and in the name of the Governor of Maharashtra,

DR. MANGALA THOMBARE,
I/c. Draftsman-cum-Joint Secretary to Government,
Law and Judiciary Department.

MAHARASHTRA ACT No. XXXIII OF 2015

(First published, after having received the assent of the Governor in the “*Maharashtra Government Gazette*”, on the 21st August 2015).

An Act to amend the Maharashtra Fisheries Act, 1960.

WHEREAS both Houses of the State Legislature were not in session;

AND WHEREAS the Governor of Maharashtra was satisfied that circumstances existed which rendered it necessary for him to take

immediate action to amend the Maharashtra Fisheries Act, 1960, for the purposes hereinafter appearing ; and, therefore, promulgated the

Mah. Ord. XV of 2015. June 2015 ;
Mah. Ord. XV of 2015. June 2015 ;

(१)

AND WHEREAS it is expedient to replace the said Ordinance by an Act of the State Legislature ; it is hereby enacted in the Sixty-sixth Year of the Republic of India as follows:—

Short title
and
commence-
ment.

1. (1) This Act may be called the Maharashtra Fisheries (Amendment) Act, 2015.

(2) It shall be deemed to have come into force on the 22nd June 2015.

Amendment
of section 4
of Mah. I of
1961.

2. In section 4 of the Maharashtra Fisheries Act, 1960 (hereinafter referred to as “ the principal Act ”), after sub-section (1), the following sub-section shall be inserted, namely :—

“(1A) The State Government may make rules for grant of fishing rights in the tanks situated in all the Village Panchayats and the Scheduled Areas covering total water spread area upto one hundred hectares, to the following local authorities,—

(i) if such minor water bodies lies within the jurisdiction of one *Gram Sabha*, then to its village *panchayat*,

(ii) if such minor water bodies lies within the jurisdictions of two village *panchayats*, then to the *Panchayat Samiti*,

(iii) if such minor water bodies lies within the jurisdictions of more than two *Panchayat Samitis*, then to the *Zilla Parishad* :

Provided that, the revenue generated in the Scheduled Areas including all the Village Panchayats in respect of such minor water bodies shall be appropriated to the village fund and shall be divided in equal proportion between two or more village *panchayats*, if any, and the same shall be used for development of the area of the respective *panchayat*.

Explanation.— For the purposes of this sub-section,—

(i) the expressions “ *Gram Sabha* ”, “ *Panchayat* ” and “Scheduled Areas” shall have the meanings, respectively, assigned to them in the Maharashtra Village Panchayats Act; III of 1959.

(ii) the expressions “ *Panchayat Samiti* ” and “ *Zilla Parishad* ” shall have the meanings, respectively, assigned to them in the Maharashtra Zilla Parishads and Panchayat Samitis Act, 1961.”. Mah. V of 1962.

Mah.
Ord. XV
of 2015.

3. (1) The Maharashtra Fisheries (Amendment) Ordinance, 2015, is hereby repealed.

Repeal of
Mah. Ord. XV
of 2015 and
saving.

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