

Cantonments Act, 2006

Section 63 - Power to manage property A Board may, subject to any conditions imposed by the Central Government, manage any

section 56, and thereafter cancel the suspension or after giving the Board a reasonable opportunity of showing cause why such direction should not be made, direct that the decision shall not be carried into effect or that it shall be carried into effect with such modifications as he may specify. (2) When any decision of a Board has been referred to him under sub-sections (1) and (4) of section 56, the General Officer Commanding-in-Chief, the Command, may, by order in writing,-- (a) cancel the order given by the President directing the suspension of action; or (b) extend the duration of the order for such period as he thinks fit; or (c) after giving the Board a reasonable opportunity of showing cause why such direction should not be made, direct that the decision shall not be carried into effect or that it shall be carried into effect by the Board with such modifications as he may specify. (1) When any decision of a Board has been referred to the Central Government under sub-section (2) of section 56, the Central Government may, after consulting the General Officer Commanding-in-Chief, the Command, by order in writing,-- (a) direct that no action be taken on the decision; or (b) direct that the decision be carried into effect either without modification or with such modifications as it may specify. (1) If, in the opinion of the Central Government, any Board is not competent to perform or persistently makes default in the performance of the duties imposed on it by or under this Act or otherwise by law, or exceeds or abuses its powers, the Central Government may by an order published, together with the statement of the reasons therefor, in the Official Gazette, declare the Board to be incompetent or in default or to have exceeded or abused its powers, as the case may be, and supersede it for such period as may be specified in the order: Provided that no Board shall be superseded unless a reasonable opportunity has been given to it to show cause against the supersession. (2) When a Board is superseded by an order under sub-section (1)-- (a) all members of the Board shall, on such date as may be specified in the order, vacate their offices as such members but without prejudice to their eligibility for election or nomination under clause (d); (b) during the supersession of the Board, all powers and duties conferred and imposed upon the Board by or under this Act shall be exercised and performed by the Officer Commanding the station, or by such officer as may be authorised by the Central Government, subject to such reservation if any, as the Central Government may prescribe in its behalf; and (c) before the expiry of the period of supersession elections shall be held and nominations made for the purpose of reconstituting the Board. (1) No act or proceeding of a Board or of any committee of a Board shall be invalid by reason only of the existence of a vacancy in the Board or committee. (2) No disqualification or defect in the election, nomination or appointment of a person acting as the President or a member of a Board or of any such committee shall vitiate any act or proceeding of the Board or committee if the majority of the persons present at the time of the act being done or the proceeding being taken were duly qualified members thereof. (3) Any document or minutes which purport to be the record of the proceedings of a Board or any committee of a Board shall, if made and signed substantially in the manner prescribed for the making and signing of the record of such proceedings, be presumed to be a correct record of the proceedings of a duly convened meeting, held by a duly constituted Board or committee, as the case may be, whereof all the members were duly qualified. It shall be the duty of every Board, so far as the funds at its disposal permit, to make reasonable provision within the cantonment for-- (i) lighting streets and other public places; (ii) watering streets and other public places; (iii) cleansing streets, public places and drains, abating nuisances and removing noxious vegetation; (iv) regulating offensive, dangerous or obnoxious trades, callings and practices; (v) removing, on the ground of public safety, health or convenience, undesirable obstructions and projections in streets and other public places; (vi) securing or removing dangerous buildings and places; (vii) acquiring, maintaining, changing and regulating places for the disposal of the dead; (viii) constructing, altering and maintaining streets, culverts, bridges, causeways, markets, slaughter-houses, latrines, privies, urinals, drains, drainage works and sewerage works and regulating their use; (ix) planting and maintaining trees on roadsides and other public places; (x)

providing or arranging for a sufficient supply of potable water, where such supply does not exist, guarding from pollution water used for human consumption, and preventing polluted water from being so used; (xi) registering births and deaths; (xii) preventing and checking spread of dangerous diseases; establishing and maintaining a system of public vaccination and inoculation for the said objective; (xiii) establishing and maintaining or supporting public hospitals, maternity and child welfare centres and dispensaries, and providing public medical relief; (xiv) establishing and maintaining or assisting primary schools; (XV) rendering assistance in extinguishing fires, and protecting light and property when fire occurs; (xvi) maintaining and developing the value of property vested in, or entrusted to, the management of the Board; (xvii) establishing and maintaining civil defence services; (xviii) preparing and implementing town planning schemes; (xix) preparing and implementing plans for economic development and social justice; (xx) naming and numbering of streets and premises; (xxi) according or refusing permission to erect or re-erect building; (xxii) organising, promoting or supporting cultural and sports activities; (xxiii) celebrating Independence Day and Republic Day and incurring expenditure thereon; (xxiv) fulfilling any other obligation imposed upon it by or under this Act or any other law for the time being in force. Section 63 - Power to manage property A Board may, subject to any conditions imposed by the Central Government, manage any property entrusted to its management by the Central Government on such terms as to the sharing of rents and profits accruing from such property as may be determined by rule made under

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