

Coffee Act, 1942

Section 50 - REPEALS AND SAVINGS - [Repealed by Repealing and Amending Act, 1947]

2 of 1948), S. 2 and Schedule [5-1-1948].] 3. Substituted for the words "Coffee Market Expansion Act", by Act (50 of 1954). S. 3 (1-8-1955). 4. words "all the Provinces of India" in sub-section (2) were substituted by the words "the whole of India except Part B States", by A.L.O., 1950. 5. Substituted for the words "except part B States" by Part B States (Laws) Act (3 of 1951), S. 3 and Sch. (1-4-51). 6. Omitted by Coffee Market Expansion (Amendment) Act (4 of 1947), S. 2(11-3-1947). 7. This Act has been extended to the new Provinces and Merged States by the Merged States (Laws) Act, 1949(59 of 1949), S. 3 (1-1-1950), and to the Union Territories of Manipur, Tripura and Vindhya Pradesh by the Union Territories (Laws) Act, 1950 (30 of 1950). S. 3(16-4-1950). Vindhya Pradesh now forms part of M. P. State - See Act 37 of 1956, S. 9 (1) (e). but Manipur & Tripura are now States See Act 81 of 1971. The Act has been made applicable to French Establishments (Now known as Union Territory of Pondicherry) by the French Establishments A.L.O., 1954(1-1-1954). It has been extended to the Union Territory of Dadra and Nagar Haveli by Regulation 6 of 1963 (w.e.f. 1-7-1965). 8. Substituted for original S. 2 by Coffee Market Expansion (Amendment) Act (50 of 1954), S. 4(1-11-1955). 9. Substituted for the words "Indian Coffee Board" by the Coffee Market Expansion (Amendment) Act, 1943 (7 of 1943), S. 2 (a) (26-5-1943). 10. the word "Indian" was omitted by the Coffee Market Expansion (Amendment) Act, 1954 (50 of 1954), S. 5 (1-8-1955). 11. Inserted by the Coffee Market Expansion (Amendment) Act, 1954 (50 of 1954), S. 5(1-8-1955). 12. Inserted by Coffee Market Expansion (Amendment) Act (2 of 1944), S. 2 (27-2-1944). 13. Substituted clause (c) in Section-3 "Collector" means a Customs-Collector as defined in clause (c) of section 3 of the Sea Customs Act, 1878, or a Collector of Land Customs as defined in clause (c) of section 2 of the Land Customs Act, 1924, as the case may be;" by The Coffee (Amendment) Act, 1994, March 28, 1994, (23 of 1994) 14. Inserted by the Part B States (Laws) Act, 1951 (3 of 1951). S. 3 and Sch. (1-4-1951). 15. Substituted for former clause (i) by Coffee (Amendment) Act (48 of 1961), S. 2 (19-4-1962). 16. Substituted clause (H) in section-3 "internal sale quota" means that portion, stated in terms of bulk or weight, of the whole of the coffee produced by the estate in the year, which a registered estate is permitted under this Act to sell in the Indian market;" by The Coffee (Amendment) Act, 1994, March 28, 1994, (23 of 1994) 17. Clause (II) which was inserted by A.L.O., 1950, was omitted by Part B States (Laws) Act (3 of 1951), S. 3 & Sch. (1-4-1951). 18. Substituted for former clause (n), by Coffee (Amendment) Act (48 of 1961), S. 2 (b) (19-4-1962). 19. Substituted for "Indian Coffee Board", by Coffee Market Expansion (Amendment) Act (50 of 1954), S. 6 (1-8-1955). 20. Substituted for former sub-sections (2) and (2-A), by Coffee (Amendment) Act (48 of 1961). S. 3 (19-4-1962). 21. Sub-section (3), as inserted by Coffee Market Expansion (Amendment) Act (7 of 1943) was omitted, by Coffee (Amendment) Act (48 of 1961). 22. Original sub-section (2) was re-numbered as (4). by Coffee Market Expansion (Amendment) Act (7 of 1943), S. 3 (26-3-1943). 23. Inserted by Coffee Market Expansion (Amendment) Act (50 of 1954), S. 6(1-8-1955). 24. Words "Indian Coffee Market Expansion Board" by Coffee Market Expansion (Amendment) Act (7 of 1943), S. 4 (26-4-1943). 25. Word "Indian" was omitted by Coffee Market Expansion (Amendment) Act (50 of 1954), S. 7 (1-8-1955). 26. Inserted by Coffee Market Expansion (Amendment) Act (50 of 1954), S. 8 (1-8-1955). 27. Sub-section (1) was omitted by Coffee Market Expansion (Amendment) Act (50 of 1954), S. 9 (1-8-1955). 28. Sections 8 and 9 were substituted by sections 8, 8A and 9, by Coffee Market Expansion (Amendment) Act (50 of 1954), S. 10(1-8-1955). 29. See footnote under S. 8. 30. See foot-note remarks under S. 8. 31. Substituted for "the States" by Part B States (Laws) Act (3 of 1951), S. 3 and Sch. (1-4-1951). 32. Substituted for the words "at such rate not exceeding six rupees per hundredweight" Customs Duties and Ceases (Conversion to Metric Units) Act (40 of 1960). S. 5 (1-10-1960). 33. Substituted for the words "eleven rupees and eighty nine paise" by the Coffee (Amendment) Act (48 of 1985), S. 2 (15-5-1986). 38. "Section-12 omitted" by The Coffee (Amendment) Act, 1994, March 28, 1994, (23 of 1994) 44. Substituted for section 13 "Payment of proceeds of duties to the Board and manner of realisation by the Board [(1) The proceeds of the duty of customs and of the duty of excise [* * *] levied

under this Act (all of which shall form part of the Consolidated fund of India), reduced by the cost of collection as determined by the Central Government, shall, if Parliament by appropriation made by law in this behalf so provides, be paid to the Board for being utilised for the purposes of this Act.] [(2) * * * *] [(3) The provisions of the Customs Act, 1962, and the rules and regulations made thereunder, shall as far as may be, apply in relation to,- (a) the refund of the duty of customs where coffee is exported and subsequently imported into India; and (b) the export, without payment of the duty of customs, of coffee which is subsequently to be imported into India.] (4) The duty of excise on coffee shall be payable by the registered owner of the estate producing the coffee and shall be realised by the Board by the deduction of the amount of duty payable by such owner from any sum due to him on account of sales from the surplus pool. It shall be a first charge on such sum, and shall, if not capable of realisation by deduction as aforesaid, be paid to the Board by the registered owner within one month of demand by the Board or thereafter be recoverable from him as an arrear of land-revenue. (5) The Board shall have power to adjudge by bulk the number of [quintals] contained in any quantity of uncured coffee, (6) No action of the Board under this section shall be called in question by any Court." by The Coffee (Amendment) Act, 1994, March 28, 1994, (23 of 1994) 45. Substituted for former sub-section (1), by Coffee (Amendment) Act (48 of 1961), S. 6 (19-4-1962). 46. Sub-sections (2) and (4) omitted, by Coffee (Amendment) Act (48 of 1961). 47. Substituted by Coffee Market Expansion (Amendment) Act (7 of 1943), S. 5 (26-3-1943). 48. Words "after consultation with the Board" omitted by Coffee Market Expansion (Amendment) Act (50 of 1954), S. 15(1-8-1955) 52. Substituted for section-17 "Sale of coffee in excess of internal sale quota [No registered owner shall sell or contract to sell in the Indian market coffee from any registered estate if by such sale the internal sale quota allotted to that estate is exceeded. [Nor shall a registered owner sell or contract to sell in the Indian market any coffee produced on his estate in any year for which no internal sale quota is allotted to the estate;] [* * * * *]" by The Coffee (Amendment) Act, 1994, March 28, 1994, (23 of 1994) 53. Substituted for "the States", by Part B States (Laws) Act (3 of 1951), S. 3 and Sch. (1-4-1951). 54. Substituted for the first proviso, by Coffee Market Expansion (Amendment) Act (50 of 1954), S. 16 (1-8-1955). 55. Substituted for Clauses (ii), (iii) and (iv) by Coffee (Amendment) Act (48 of 1961), S. 9 (19-4-1962). 56. Inserted after the first proviso, by Coffee Market Expansion (Amendment) Act (50 of 1954), S. 16(1-8-1955). Substituted for the words "to a Part B State" by Coffee Market Expansion (Amendment) Act (3 of 1951), S. 3 and Sch. (1-4-1951). 57. Substituted for section-20 "Sea Customs Act, 1878 shall have effect as if the provision made by this section had been made by notification issued under section 19" by The Coffee (Amendment) Act, 1994, March 28, 1994, (23 of 1994) 58. Substituted for "the States", by Part B States (Laws) Act (3 of 1951), S. 3 and Sch. (1-4-1951). 60. Substitute for section-22 "Internal sale quota (1)[Unless with the previous sanction of the Central Government the Board decides that no internal sale quotas shall be allotted], the Board shall, as soon as may be, allot to each registered estate an internal sale quota for the year. (2) The internal sale quota shall be a fixed percentage, common to all registered estates, of the probable total production of the estate in the year as estimated by the Board. (3) The Board may at any time vary the internal sale quota by varying the fixed percentage common to all registered estates, or may express the whole or any part of the internal sale quota of an estate in terms of bulk instead of in terms of weight." by The Coffee (Amendment) Act, 1994, March 28, 1994, (23 of 1994) 61. Inserted by Coffee Market Expansion (Amendment) Act (7 of 1943), S. 9 (26-3-1943). 62. Substituted Sub-section(2) in section-23 "an internal sale quota" by The Coffee (Amendment) Act, 1994, March 28, 1994, (23 of 1994) 63. Inserted by Coffee Market Expansion (Amendment) Act (7 of 1943), S. 9 (26-3-1943). 64. Added by Coffee Market Expansion (Amendment) Act (50 of 1954), S. 17 (1-8-1955). 65. Words "with the concurrence of the Chief Coffee Marketing Officer" were omitted, by Coffee Market Expansion (Amendment) Act (50 of 1954). 66. Words "before an internal sale quota has been allotted to an estate" omitted by Coffee Market Expansion (Amendment) Act (7 of 1943), S. 67. Substituted in section-24 "internal sale quota" by The Coffee (Amendment) Act, 1994, March 28, 1994, (23 of 1994) 68. Substituted in section-25 "internal sale quotas" by The Coffee (Amendment) Act, 1994, March 28, 1994, (23 of 1994) 69. Substituted sub-section(1) in section-25 "internal sale quota" by The Coffee (Amendment) Act, 1994, March 28, 1994, (23 of 1994) 70. Substituted sub-section(2) in section-25 "internal sale quota" by The Coffee (Amendment) Act, 1994, March 28, 1994, (23 of 1994) 71. Inserted by Coffee Market Expansion (Amendment) Act (7 of 1943), S. 11 (26-3-1943). 72. Added by Coffee Market Expansion (Amendment) Act (7 of 1943). 73. Substituted sub-section(1) in section-29 "internal sale quota" by The Coffee (Amendment) Act, 1994, March 28, 1994, (23 of 1994) 74. Substituted in section-29 "for

internal sale" by The Coffee (Amendment) Act, 1994, March 28, 1994, (23 of 1994) 75. Substituted in Section-29 "internal sale quotas" by The Coffee (Amendment) Act, 1994, March 28, 1994, (23 of 1994) 77. Substituted for "Section 32" by Coffee (Amendment) Act (48 of 1961), S. 10 (19-4-1962). 78. Inserted, by Coffee (Amendment) Act (48 of 1961). 79. Proviso added by Coffee Market Expansion (Amendment) Act (16 of 1944), S. 3 (21-11-1944). 80. Substituted Sub-section(2) in section-32 " Subject to the provisions of sub-section (4) of section 13, the pool fund" by The Coffee (Amendment) Act, 1994, March 28, 1994, (23 of 1994) 81. Inserted by Coffee Market Expansion (Amendment) Act (34 of 1949), S. 2 (28-4-1949). 82. Added by Coffee Expansion (Amendment) Act (7 of 1943). S. 12 (26-3-43). 83. Inserted by Coffee Expansion (Amendment) Act (2 of 1944), S. 3 (27-2-1944). 84. Words and figures "and any person who contravenes the provisions of section 19" omitted by Coffee (Amendment) Act (48 of 1961), S. 1 1 (19-4-1962). 85. Inserted by Coffee Expansion (Amendment) Act (7 of 1943), S. 13(26-3-1943). 86. Inserted by Coffee Market Expansion (Amendment) A 1943), S. 14 (26-3-1943). 87. Inserted by Coffee Market Expansion (Amendment) Act (7 of 1943), S. 14 (26-31943). Central Bare Acts

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