

Bengal Development Act, 1935

Section 3 - Preliminary notification of intention to impose improvement levy Whenever, in the opinion of the 55. Words "Provincial

section 3 of the Bengal Irrigation Act, 1876; (3) "Collector" includes any officer specially appointed by the 22. Words "Provincial Government" subs, for the words "Local Government" by the Government of India (Adaptation of Indian Laws) Order, 1937, and thereafter the word "State" subs, for the word "Provincial" by the Adaptation of Laws Order, 1950. [State Government] to perform all or any of the functions of a Collector under this Act; (4) "dead or decayed river" includes any river into which, or along any part of which, water has ceased to flow as freely as it would have flowed if it had not been diverted or obstructed whether owing to natural causes or as a result of interference by man, and includes also any depression which at one time formed part of a river-bed but through which there is no longer any perennial flow of water; (5) "improvement work" means any work of improvement 33. Words and figures, except the word "State" which subsequently subs, for the word "Provincial" by the Adaptation of Laws Order, 1950, subs, for the words "constructed by the Government, before or after the commencement of this Act, or proposed to be constructed by the Government" by the Government of India (Adaptation of Indian Laws) Order. 1937. [constructed, before the commencement of Part III of the Government of India Act, 1935, by any Government or constructed or proposed to be constructed after that date by the State Government] which the 22. Words "Provincial Government" subs, for the words "Local Government" by the Government of India (Adaptation of Indian Laws) Order, 1937, and thereafter the word "State" subs, for the word "Provincial" by the Adaptation of Laws Order, 1950. [State Government] has, by notifica Provided that no road or railway constructed before the commencement of this Act shall be so declared; (6) "notification" means a notification published in the 44. Words subs, for the words "Calcutta Gazette" by the Government of India (Adaptation of Indian Laws) Order, 1937. [Official Gazette]; (7) "notified area" means any area in respect of which the 55. Words "Provincial Government" subs, for the words "Local Government" by the Government of India (Adaptation of Indian Laws) Order, 1937, and thereafter the word "State" subs, for the word "Provincial" by the Adaptation of Laws Order. 1950. [State Government] has, by a notification issued under sub-section (1) of section 5, declared its intention to impose an improvement levy, and includes any part of such area; (8) "period for objection" means a period mentioned in a notification under this Act within which objections or suggestions will be received; (9) "prescribed" means prescribed by rules made under this Act; and (10) "rent" and "tenant" have the same meanings as in the Bengal Tenancy Act, 1885. Adaptation of Indian Laws) Order, 1937, and thereafter the word "State" subs, for the word "Provincial" by the Adaptation of Laws Order. 1950. [State Government], any improvement work has increased or is likely to increase the profits from the produce from any agricultural land, or to increase the outturn of such produce, within any area, the 55. Words "Provincial Government" subs, for the words "Local Government" by the Government of India (Adaptation of Indian Laws) Order, 1937, and thereafter the word "State" subs, for the word "Provincial" by the Adaptation of Laws Order. 1950. [State Government] may, by notification, declare its intention to impose an improvement levy within that area.