

Howrah Improvement Act, 1956

Section 2 - In this Act, unless otherwise expressly provided in the subject or

1956. Part IVA, page 407; for proceedings of the West Bengal Legislative Assembly, see the proceedings of the West Bengal Legislative Assembly, 10th Sep 1955, and 11th 15th. ZDh, 21 ~ 123nl, and 34th March, 1956; for proceedings of the West Bengal Legislative Council. See the proceedings of the West Bengal Legislative Council held on the 4th October, 1955 and the 2nd 28th March, 1956. The provisions of this Act relating to the sewerage disposal scheme for the Municipality of Howrah stand recorded in effect from the date of its commencement in the Calcutta Municipal Corporation and the works relating to such scheme, vide section 10 of the Calcutta Municipal Water and Sewerage Authority Act, 1966 (West Ben. Act XIII of 1966). This Act was brought into force on the 26th January, 1957, vide Notification No. 595-M. 1 A 39156, dated the 18th January, 1957, with the Self-Government Amendment Act, 1957 (West Ben. Act XIII of 1957), published in the Calcutta Gazette, dated the 24th January, 1957, Part I, page 61. The original sub-section 2 of the original 'Sub-section (3)' was substituted for improvement (Amendment) Act, 1995 (West Ben. Act XV of 1995). Prior to this substitution the following changes came in original sub-section (1), namely: - (i) the words "and the Municipality" were inserted by section 1 of the Howrah Improvement Act, 1983 (West Ben. Act XLIII of 1983). and (ii) the words "or Municipality" were substituted for "or the Municipality" by section 2 (2), ibid. Act, 1956. The following definitions apply: - (a) "betterment fee" means the fee prescribed by section 80 in respect of an increase in value of land resulting from the execution of an improvement scheme; (b) "the Board" means the Board of Trustees for the improvement of Howrah, constituted under this Act; (c) "building" includes a house, out-house, stable, privy, urinal, shed, hut, wall (other than a boundary wall not exceeding ten feet in height) and any other structure, whether of masonry, bricks, wood, mud, metal or any combination of these materials, or any other material whatsoever but does not include a tent or other portable shelter and does not also include any temporary shed erected on ceremonial or festive occasions; (d) "building line" means a line (in case of the street alignment) up to which the main wall of a building abutting on a projected public street may lawfully extend; (e) "Chairman" means the Chairman of the Board; (f) "Chief Executive Officer" means the person appointed by the State Government to be the Chief Executive Officer of the Board; (g) "Howrah" means the area within the jurisdiction of the district of Howrah; (h) "Howrah Municipal Corporation" means the Howrah Municipal Corporation established under the Howrah Municipal Corporation Act, 1980; (i) "improvement scheme" means a scheme falling under any of the categories mentioned in section 33 but does not include a projected public street or a projected public park referred to in section 63; (j) "land" has the same meaning as in clause (a) of section 3 of the Land Acquisition Act, 1894; (k) "municipal assessment-book" means the municipal assessment-book referred to in sub-section (1) of section 143 of the Calcutta Municipal Act, 1923, as extended to the Ben. Act 111 Howrah Municipality [and the assessment list prepared for of