

Twelfth Kerala Legislative Assembly
Bill No. 258

**THE SREE PANDARAVAKA LANDS (VESTING AND
ENFRANCHISEMENT) AMENDMENT BILL, 2009**

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BILL

further to amend the Sree Pandaravaka Lands (Vesting and Enfranchisement) Act, 1971.

Preamble.—WHEREAS, it is expedient further to amend the Sree Pandaravaka Lands (Vesting and Enfranchisement) Act, 1971, for the purposes hereinafter appearing ;

BE it enacted in the Sixtieth Year of the Republic of India as follows :—

1. *Short title and commencement.*—(1) This Act may be called the Sree Pandaravaka Lands (Vesting and Enfranchisement) Amendment Act, 2009.

(2) It shall come into force at once.

2. *Insertion of new section 6A.*—After section 6 of the Sree Pandaravaka Lands (Vesting and Enfranchisement) Act, 1971 (20 of 1971), the following section shall be inserted, namely :—

“6A. *Revision of annuity.*—The Government shall, in consultation with the Commissioner of Land Revenue and in the manner as may be prescribed, revise the annuity payable under section 6, with effect from the date of commencement of the Sree Pandaravaka Lands (Vesting and Enfranchisement) Amendment Act, 2009, to thrice the amount and thereafter at the expiration of every five years, enhance the annuity as so revised by twenty-five percent.”.

STATEMENT OF OBJECTS AND REASONS

The Sree Pandaravaka Lands (Vesting and Enfranchisement) Act, 1971 does not contain provision for periodical revision of annuity to Sree Padmanabha Swamy Temple which is determined by section 6 of the Act. It has been proposed to revise the annuity in accordance with the rise in prices of the commodities. As per section 6 of the Sree Pandaravaka Lands (Vesting and Enfranchisement) Act, 1971, the annuity fixed to Sree Padmanabha Swamy Temple is Rs. 58,500 (Rupees fifty eight thousand and five hundred only). The Government have decided to enhance the annuity being paid to

Sree Padmanabha Swamy Temple to thrice the amount determined under section 6 of the Act and also to enhance the annuity as so revised by twenty five percent at the expiration of every five years thereafter.

2. The Bill seeks to achieve the above object.

FINANCIAL MEMORANDUM

The annuity payable to Sree Padmanabha Swamy Temple as per sub-section (1) of section 6 of the Sree Pandaravaka Lands (Vesting and Enfranchisement) Act, 1971 is Rs. 58,500. This amount is being paid to the temple every year as provided in sub-section (2) of section 6 of the Act. If the amendment proposed is brought into force, the commitment would be Rs. 1,75,500 (Rupees one lakh seventy five thousand and five hundred only) per year for the first five years and thereafter there will be an enhancement of Rs. 43,875 (Rupees forty three thousand eight hundred and seventy five only) for every five years, being twenty five percent of the revised amount. Since the annuity is to be revised after every five years by twenty five percent of the revised amount, the financial commitment would increase in the long run. The financial commitment for the first ten years is worked out as Rs. 19,74,375 (Rupees nineteen lakhs seventy four thousand three hundred and seventy five only) and the additional or extra commitment would be Rs. 13,89,375 (Rupees thirteen lakhs eighty nine thousand three hundred and seventy five only) by implementation of this amendment.

MEMORANDUM REGARDING DELEGATED LEGISLATION

Section 6A proposed to be incorporated by clause 2 of the Bill inter alia seeks to empower the Government to frame rules and procedure for revising the annuity determined under section 6.

The matters in respect of which rules may be made are matters of procedure and are of routine or administrative nature. Further, the rules, after they are made are subject to scrutiny by the Legislative Assembly. The delegation of Legislative power is therefore of a normal character.

K. P. RAJENDRAN

