

2014-ലെ കേരള മാരിടൈം ബോർഡ് ബിൽ
ഭരണഘടനയുടെ 201-ാം അനുച്ഛേദത്തിലെ
ക്ലിപ്ത നിബന്ധന പ്രകാരമുള്ള ഗവർണ്ണറുടെ സന്ദേശം

2014 ഡിസംബർ മാസം 17-ാം തീയതി നിയമസഭ പാസ്സാക്കി ഗവർണ്ണറുടെ അനുമതിക്കായി സമർപ്പിച്ചിരുന്നതും ഗവർണ്ണർ രാഷ്ട്രപതിയുടെ പരിഗണനയ്ക്കായി നീക്കിവച്ചിരുന്നതുമായ 2014-ലെ കേരള മാരിടൈം ബോർഡ് ബിൽ ഭരണഘടനയുടെ 201-ാം അനുച്ഛേദത്തിലെ ക്ലിപ്തനിബന്ധന പ്രകാരമുള്ള സന്ദേശത്തോടെ ഗവർണ്ണർ മടക്കി അയച്ച വിവരം ബഹുമാനപ്പെട്ട അംഗങ്ങളെ അറിയിക്കുന്നു.

ഗവർണ്ണറുടെ സന്ദേശത്തിന്റെ പൂർണ്ണ രൂപം അംഗങ്ങളുടെ അറിവിലേയ്ക്കായി ചുവടെ ചേർക്കുന്നു.

“ WHEREAS the Governor of Kerala, has reserved the Kerala Maritime Board Bill, 2014 for the consideration of the President of India under the provisions of Article 200 of the Constitution of India read with clause (2) of Article 254 thereof;

AND WHEREAS, the President of India, after having considered the Bill so reserved has returned the Bill with a direction to the Governor of

Kerala to return the Bill, in pursuance of the proviso to Article 201 of the Constitution of India, to the Legislative Assembly with a message to reconsider the Bill, as follows:

- (i) In clause 3 of the Bill, in sub-clause (4), in the entries against item (o), for the words “ Indian Customs Department” , the words “ Central Board of Excise and Customs constituted under the Central Boards of Revenue Act, 1963 (54 of 1963)” be substituted;
- (ii) Clause 26 and 27 of the Bill be amended so as to make the provisions of the said clauses consistent with the provisions of section 29 and section 33 of the Customs Act, 1962;
- (iii) Clause 29 of the Bill be amended so that any order issued by the Government under the said clause are in accordance with the provisions of the Customs Act, 1962;
- (iv) Sub-clauses (2) and (7) clause 31 of the Bill be amended so as to make the provisions of the said sub-clauses consistent with the regulations made under sub-section (2) of section 141 of the Customs Act, 1962 relating to handling of cargo in customs areas;
- (v) Clause 32 of the Bill be amended so as to make the provisions of the

said clause consistent with the provisions of section 45 of the Customs Act, 1962;

- (vi) Clause 33 and 37 of the Bill be amended so as to make the provisions of the said clauses consistent with the regulations made under sub-section (2) of section 141 of the Customs Act, 1962 relating to providing of accommodation to officers of customs;
- (vii) Clause 49 of the Bill be amended so as to make the provisions of the said clause consistent with the provisions of section 48 of the Customs Act, 1962 and the regulations made under sub-section (2) of section 141 of the said Act relating to disposal of uncleared goods;
- (viii) Clause 50 of the Bill be amended so as to make the provisions of the said clause consistent with section 150 of the Customs Act, 1962;
- (ix) Clause 57 of the Bill be substituted as under:

“ **57. Indorsement of Security** - Indorsement of a security of the Board which is transferable by indorsement shall be valid when the maker or the holder of the such security signs it in accordance with the provisions of section 15 of the Negotiable Instruments Act, 1881.”
- (x) Clause 58 of the Bill be substituted as under:

“ 58. Liability of Indorser of Security - A person shall, by reason of his having indorsed any security of the Board, be liable to pay any money due either as principal or as interest there under, unless the liability is excluded or made conditional in accordance with the provisions of the Negotiable Instruments Act, 1881.”

NOW THEREFORE, I, P. Sathasivam, Governor of Kerala do hereby return the bill to the Legislative Assembly in pursuance of the proviso to Article 201 of the Constitution of India with the message to withdraw the Bill by the Kerala Legislative Assembly.”