REPORT OF THE SUBJECT COMMITTEE ON THE KERALA CASHEW FACTORIES (ACQUISITION) (AMENDMENT) BILL, 2022

AND

THE BILL AS REPORTED BY THE SUBJECT COMMITTEE

Presented on 6th December, 2022.

(C)

Kerala Legislature Secretariat

2022

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SUBJECT COMMITTEE IV (INDUSTRY AND MINERALS) (2021-2023)

Composition

Chairman:

Shri P. Rajeeve,

Minister for Law, Industries and Coir.

Members:

Shri Manjalamkuzhi Ali

Shri K. Babu (Nenmara)

Shri K. P. Kunhammed Kutti Master

Shri Kovoor Kunjumon

Shri V. Sasi

Shri K. N. Unnikrishnan

Shri P. C. Vishnunadh

Shri Xavier Chittilappilly.

Legislature Secretariat:

Shri A. M. Basheer, Secretary

Shri Thrideep K. G., Joint Secretary

Smt. Jayasree M., Deputy Secretary

Shri Mohanan O., Under Secretary.

THE KERALA CASHEW FACTORIES (ACQUISITION) (AMENDMENT) BILL, 2022

(Report of the Subject Committee)

The Kerala Cashew Factories (Acquisition) (Amendment) Bill, 2022 (Bill No.141) was referred to Subject Committee IV (Industry and Minerals). Subject Committee IV considered the Bill clause by clause and now submits this report with the Bill as reported by the Subject Committee annexed thereto.

- 2. The Kerala Cashew Factories (Acquisition) (Amendment) Bill, 2022 was published as a Gazette Extra ordinary dated 1-11-2022. The Bill was introduced in the Assembly on December 5, 2022 and was referred to Subject Committee IV on the same day.
- 3. The Committee considered the Bill clause by clause at the meeting held on 5th December 2022. The Committee recommends to adopt the Bill with the following modifications:—

Clause 2

- (1) Clause 2(i) shall be recast as follows.—
- "(i) in column No.3, after the words, figures and symbols "taken over on lease on 13-3-1974", the word, figures and symbols "and 1-2-1975" shall be inserted:
- (2) In column No.4 against Serial No.14 of the Schedule II of the Principal Act proposed to be amended by Clause 2(ii), for the words and symbol "and Smt. D. Sumathi, W/o Sivadasan" the following words and symbols shall be substituted, namely:—

"and Smt. D. Sumathy,W/o Sivadasan, Smt. Rajasri Sivadasan, D/o Sivadasan and Smt. Jayasri Sivadasan, D/o Sivadasan" .

- 4. All other changes are either verbal or consequential.
- 5. The minutes of dissent and the Bill reported by the Subject Committee are appended.

Thiruvananthapuram, December 6, 2022. P. RAJEEVE, Chairman, Subject Committee IV.

APPENDIX I

വിയോജനക്കുറിപ്പ്

1974-ലെ കേരള കശുവണ്ടി ഫാക്ടറികൾ (വിലയ്ക്കെടുക്കൽ) ആക്റ്റിന്റെ 3 ബി വകപ്പ് പ്രകാരം കേരള സംസ്ഥാന കശുവണ്ടി വികസന കോർപ്പറേഷന് കൈമാറി നൽകിയ ഇരവിപുരം കശുവണ്ടി ഫാക്ടറിയുടെ (ഫാക്ടറി നമ്പർ 27) ആകെയുള്ള 1 ഏക്കർ 37.5 സെന്റ് സ്ഥലത്തിൽ 34.5 സെന്റ് സ്ഥലം ടി ആക്റ്റിലെ പട്ടിക 2-ൽ ഉൾപ്പെടുത്തി കൈമാറിയിരുന്നില്ല. പ്രസ്തത ഭ്രമി ഇരവിപുരം കശുവണ്ടി ഫാക്ടറിയുടെ സുഗമമായ പ്രവർത്തനത്തിന് അതൃന്താപേക്ഷിതമായതിനാൽ പട്ടിക 2-ൽ ഉൾപ്പെടുത്തി കൈമാറി നൽകുന്നതിനുള്ള ബില്ലിലെ വ്യവസ്ഥയോട് യോജിക്കുന്നു.

എന്നാൽ കശുവണ്ടി ഫാക്ടറികളിൽ ആധുനിക യന്ത്രവൽക്കരണവും ഇണനിലവാരം ഉറപ്പാക്കാനുള്ള നടപടികളും തൊഴിൽ സുരക്ഷയും ക്ഷേമവും ഉറപ്പാക്കുന്നതിനു നടപടികൾ ആവിഷ്ടരിക്കാത്തതിനാൽ ബില്ലിനോട് വിയോജിപ്പ് രേഖപ്പെടുത്തുന്നു.

മഞ്ഞളാംകഴി അലി (ഒപ്പ്)

പി. സി. വിഷ്ണനാഥ് (ഒപ്പ്)

APPENDIX II

THE KERALA CASHEW FACTORIES (ACQUISITION) (AMENDMENT) BILL, 2022

(As reported by the Subject Committee)

[The words underlined indicate the modifications suggested by the Committee]

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BILL.

further to amend the Kerala Cashew Factories (Acquisition) Act, 1974.

Preamble.—Whereas, it is expedient further to amend the Kerala Cashew Factories (Acquisition) Act, 1974 (Act 29 of 1974) for the purposes hereinafter appearing;

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

- 1. *Short title and commencement.*—(1) This Act may be called the Kerala Cashew Factories (Acquisition) Amendment Act, 2022.
- (2) It shall be deemed to have come into force on the 1st day of August, 2009.
- 2. *Amendment to the Schedule.*—In the Kerala Cashew Factories (Acquisition) Act, 1974 (Act 29 of 1974), in Serial No. 14 of the Schedule II,—
- (i) in column No. 3, after the words <u>, figures and symbols</u> "taken over on lease on 13-3-1974", the word, figures and symbols "and 1-2-1975" shall be inserted;
- (ii) in column No. 4, after the words "M/s Ramson & Co., Kollam-4", the words and symbols "and Smt. D. Sumathy, W/o Sivadasan, Smt. Rajasri Sivadasan, D/o Sivadasan and Smt. Jayasri Sivadasan, D/o Sivadasan, Jayanthi House, Nadakkavu, Cutcherry, Kozhikode" shall be inserted.

Secretariat of the Kerala Legislature, Thiruvananthapuram, 6th December, 2022.

A. M. Basheer, *Secretary*.