

**L. A. BILL No. XX OF 2021.**

*A BILL*

*further to amend the Mumbai Municipal Corporation Act,  
the Maharashtra Municipal Corporations Act and the Maharashtra  
Municipal Councils, Nagar Panchayats and Industrial  
Townships Act, 1965.*

**(As passed by the Legislative Assembly on the 24th December, 2021.)**

**(As passed by the Legislative Council on the 27th December, 2021.)**

WHEREAS both Houses of the State Legislature were not in session;

AND WHEREAS the Governor of Maharashtra was satisfied that circumstances existed which rendered it necessary for him to take immediate action further to amend the Mumbai Municipal Corporation Act, the Maharashtra Municipal Corporations Act and the Maharashtra Municipal Councils, *Nagar Panchayats* and Industrial Townships Act, 1965, for the purposes hereinafter appearing ; and therefore, promulgated the Mumbai Municipal Corporation, Maharashtra Municipal Corporations and Maharashtra Municipal Councils, *Nagar Panchayats* and Industrial Townships (Amendment) Ordinance, 2021 on the 1st October 2021 ;

III of  
1888.  
LIX of  
1949.  
Mah. XL  
of 1965.  
Mah.  
Ord. VI of  
2021.

AND WHEREAS it is expedient to replace the said Ordinance, by an Act of the State Legislature ; it is hereby enacted in the Seventy-second Year of the Republic of India as follows :—

## CHAPTER I

### PRELIMINARY.

Short title and commencement.

**1.** (1) This Act may be called the Mumbai Municipal Corporation, Maharashtra Municipal Corporations and Maharashtra Municipal Councils, *Nagar Panchayats* and Industrial Townships (Amendment) Act, 2021.

(2) It shall be deemed to have come into force on the 1st October 2021.

## CHAPTER II

### AMENDMENT TO THE MUMBAI MUNICIPAL CORPORATION ACT.

Amendment of section 5A of III of 1888.

**2.** In section 5A of the Mumbai Municipal Corporation Act, in sub-section (4), for clause (a), the following clause shall be substituted, namely :—

III of  
1888.

“(a) The seats to be reserved for the persons belonging to the category of Backward Class of citizens shall be upto 27 per cent. of the total number of seats to be filled in by direct election in a Corporation and the total reservation shall not be more than 50 per cent. of the total seats in the Corporation ;”.

## CHAPTER III

### AMENDMENT TO THE MAHARASHTRA MUNICIPAL CORPORATIONS ACT.

Amendment of section 5A of LIX of 1949.

**3.** In section 5A of the Maharashtra Municipal Corporations Act, in sub-section (1), for clause (c), the following clause shall be substituted, namely :—

LIX of  
1949.

“(c) the seats to be reserved for the persons belonging to the category of Backward Class of citizens shall be upto 27 per cent. of the total number of seats to be filled in by direct election in a Corporation and the total reservation shall not be more than 50 per cent of the total seats in the Corporation and such seats shall be allotted by rotation to different wards in a Corporation :

Provided that, one-half of the total number of seats so reserved shall be reserved for women belonging to the category of Backward Class of citizens;”.

#### CHAPTER IV

##### AMENDMENT TO THE MAHARASHTRA MUNICIPAL COUNCILS, *NAGAR PANCHAYATS* AND INDUSTRIAL TOWNSHIPS ACT, 1965.

Mah. XL of 1965. 4. In section 9 of the Maharashtra Municipal Councils, *Nagar Panchayats* and Industrial Townships Act, 1965, in sub-section (2), for clause (d), the following clause shall be substituted, namely :—

Amendment of section 9 of Mah. XL of 1965.

“(d) the seats to be reserved for the persons belonging to the category of Backward Class of citizens shall be upto 27 per cent. of the total number of seats to be filled in by direct election in a Municipal Council and the total reservation shall not be more than 50 per cent. of the total seats in the Municipal Council :

Provided that, one-half of the total number of seats so reserved shall be reserved for women belonging to the category of Backward Class of citizens.”.

#### CHAPTER V

##### MISCELLANEOUS

Mah. Ord. VI of 2021. 5. (1) The Mumbai Municipal Corporation, Maharashtra Municipal Corporations and Maharashtra Municipal Councils, *Nagar Panchayats* and Industrial Townships (Amendment) Ordinance, 2021, is hereby repealed.

Repeal of Mah. Ord. VI of 2021 and saving.

(2) Notwithstanding such repeal, anything done or any action taken (including any notification or order issued) under the corresponding provisions of the Mumbai Municipal Corporation Act, the Maharashtra Municipal Corporations Act and the Maharashtra Municipal Councils, *Nagar Panchayats* and Industrial Townships Act, 1965, as amended by the said Ordinance, shall be deemed to have been done, taken or, as the case may be, issued under the corresponding provisions of the relevant Acts, as amended by this Act.

III of 1888.  
LIX of 1949.  
Mah. XL of 1965.

**MAHARASHTRA LEGISLATURE  
SECRETARIAT**

**[L. A. BILL No. XX OF 2021.]**

**[A Bill further to amend the Mumbai  
Municipal Corporation Act, The  
Maharashtra Municipal Corporations  
Act and the Maharashtra Municipal  
Councils, *Nagar Panchayats* and  
Industrial Townships Act, 1965.]**

[SHRI EKNATH SHINDE,  
Minister for Urban Development.]

**[As passed by the Legislative Assembly  
on the 24th December, 2021.]**

**[As passed by the Legislative Council  
on the 27th December, 2021.]**

RAJENDRA BHAGWAT,  
Principal Secretary,  
Maharashtra Legislative Council.