

Regd. No. NE 907



The Mizoram Gazette

EXTRA ORDINARY

Published by Authority

Vol. X Aizawl Saturday 19.9.81 Bhadra 30, SE 1903 Issue No. 34

NOTIFICATIONS

No. MAL. 6/81/13 Under Rule 67 of the Rules of Procedure and Conduct of Business in the Mizoram Legislative Assembly, the following Bill which is to be introduced in the Mizoram Legislative Assembly on the 22nd September, 1981 is published together with the Statement of Objects and Reasons, for general information.

BILL NO. 2 of 1981
THE PRISONS (EXTENSION TO MIZORAM)
BILL, 1981.

A
BILL

to provide for the extension of the Prisons Act, 1894 to the Union territory of Mizoram.

Be it enacted by the Legislative Assembly of Mizoram in the Thirty-second Year of the Republic of India as follows :—

Short title extent and Commencement. 1. (1) This Act may be called the Prisons (Extension to Mizoram) Act, 1981.

(2) It extends to the whole of the Union territory of Mizoram.

(3) It shall come into force at once.

Extension of Central Act 9 of 1894 to the Union territory of Mizoram 2. Notwithstanding any notification barring the application of the Prisons Act, 1894 to the former Lushai Hills District, the said Act and the rules made thereunder, as in force in the State of Assam immediately before the 21st day of January, 1972, are hereby extended to the Union territory of Mizoram and shall be deemed to have come into force in that territory with effect from the 21st day of January, 1972.

Validation 3. Anything done or any action taken by the Administrator of the Union Territory of Mizoram or by any other officer or authority in the purported exercise of the powers under any of the provisions of the Act and the rules extended to the Union territory of Mizoram by section 2 on or after the 21st day of January, 1972 and before the commencement of this Act shall be deemed to have been validly done or taken as if the provisions of the said Act and rules had been in force at all material times when such thing was done or action was taken, and accordingly no suit or other proceedings shall be maintained or continued in any Court questioning the legality of any such thing done or action taken ;

Provided that no contravention of, or failure to comply with any provisions of the Act and the rules extended to the Union territory of Mizoram by section 2 shall render any person guilty of an offence punishable under the said Act and rules if such contravention or failure had occurred before the commencement of this Act.

STATEMENT OF OBJECTS AND REASONS

Assam Jail Manual has been followed in Mizoram and it is now considered necessary to frame Mizoram Jail Manual. Accordingly, Inspector General of Prisons is now preparing a draft Mizoram Jail Manual. The Mizoram Jail Manual being drafted is based on the Assam Prisons Manual made under the provision of the Prisons Act, 1894. The Prisons Act, 1894 is however, not applicable to Mizoram.

It is therefore proposed to make the Prisons Act, 1894 (9 of 1894) applicable to Mizoram by suitable Legislation.

Hence the Bill.

Sd/
Minister-in-charge.