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NOTIFICATION

No.H-12018/4/91-LJD/99 the 4th July, 1991. The following Ordinance is hereby published for general information.

Rolura Sailo,
Deputy Secretary to the Govt. of Mizoram,
Law, Judicial & Parliamentary Affairs Department.

MINISTRY OF LAW AND JUSTICE
(Legislative Department)

New Delhi, the 15th June, 1991/Jyaistha 25, 1913 (Saka)
THE CONSUMER PROTECTION (AMENDMENT) ORDINANCE, 1991
NO. 6 OF 1991

Promulgated by the President in the Forty-second Year of the Republic of India.

An Ordinance to amend the Consumer Protection Act, 1986.

Whereas the House of the people has been dissolved and the Council of States is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance :—

1. (1) This Ordinance may be called the Consumer Protection (Amendment) Ordinance, 1991. Short title and commencement.
(2) It shall come into force at once.

Amend-
ment of section 14. 2. In section 14 of the Consumer Protection Act, 1936 68 of 1986 (hereinafter referred to as the principal Act), for sub-section 14. sections shall be substituted, namely :—

"(2) Every proceeding referred to in sub-section (1) shall be conducted by the President of the District Forum and at least one member thereof sitting together :

Provided that where the member, for any reason, is unable to conduct the proceeding till it is completed; the President and the other member shall conduct such proceeding de nova.

(2A) Every order made by the District Forum under sub-section (1) shall be signed by its President and the member or members who conducted the proceeding:

Provided that where the proceeding is conducted by the President and one member and they differ on any point or points, they shall state the point or points on which they differ and refer the same to the other member for hearing on such point or points and such point or points shall be decided according to the opinion of that other member. "

Insertion of new section 18A. 3. After section 18 of the principal Act, the following section shall be inserted, namely :-

"18A. When the office of the President of the District Forum or of the State Commission, as the case may be, is vacant or when any such President is, by reason of absence or otherwise, unable to perform the duties of his office, the duties of the office shall be performed by such person, who is qualified to be appointed as President of the District Forum or, as the case may be, of the State Commission, as the State Government may appoint for the purpose. "

Insertion of new section 29A. 4. After section 29 of the principal Act, the following section shall be inserted, namely:—

"29A. No act or proceeding of the District Forum State Commission or the National Commission shall be invalid by reason only of the existence of any vacancy amongst its members or any defect in the constitution thereof. "

Vacancies or defects in appointment not to invalidate orders.

Validation of certain orders, etc. 5. Notwithstanding anything contained in any law or any judgment, decree or order of any court or tribunal or other authority, any order made by the District Forum or the State Commission under the principal Act, which would have been validly made if the amendments made to the principal Act by this Ordinance were in force on the date of such order shall be deemed to have been validly made as if the amendments made to the principal Act by this Ordinance were in force at all material times when such order was made.

R. VENKATARAMAN,
President.

K.L. MOHANPURIA,
Additional Secretary to the Govt. of India.