



सत्यमेव जयते

The Mizoram Gazette

Published by Authority

Vol. I. Aizawl, Friday, Sept. 15, 1972. Bhadra 24, 1894 S.E. Issue No. 3

PART V

GOVERNMENT OF MIZORAM

Acts of Parliament and Ordinances promulgated by the President;
Bills introduced in the Parliament of India;
Bills published before introduction in the Parliament, and
Reports of Selection Committees presented or to be presented in
the Parliament.

CONTENTS

	<i>pages</i>
1. <i>The Drugs and Cosmetics (Amendment) Act, 1972</i>	43
2. <i>The Maternity Benefit (Amendment) Act, 1972</i>	46

THE DRUGS AND COSMETICS (AMENDMENT) ACT, 1972

AN ACT

further to amend the Drugs and Cosmetics Act, 1940.

Be it enacted by Parliament in the Twenty-third Year of
the Republic of India as follows:—

1. This Act may be called the *Drugs and Cosmetics (Amendment) Act, 1972.*

Short
title.

23 of 1940.

2. In the Drugs and Cosmetics Act, 1940 (hereinafter referred to as the Principal Act), in section 1,—

Amendment
of
section 1.

(i) in sub-section (2); the words “except the State of Jammu and Kashmir” shall be omitted;

(ii) to sub-section (3), the following proviso shall be added, namely:—

“Provided that in relation to the State of Jammu and Kashmir, Chapter III shall take effect only from such date after the Commencement of the Drugs and Cosmetics (Amendment) Act, 1972, as the Central Government may, by notification in the Official Gazette, appoint in this behalf.”

3. In section 3 of the principal Act, clause (d), shall be omitted.

Amendment
of
section 3.

Insertion
of new
Section
3A.

4. After section 3 of the principal Act, the following section shall be inserted, namely:—

Construc-
tion of
references
to any
law not
in force
or any
func-
tionary
not in
existence
in the
State of
Jammu
and
Kashmir.

“3A. Any reference in this Act to any law which is not in force, or any functionary not in existence, in the State of Jammu and Kashmir, shall, in relation to that State, be construed as a reference to the corresponding law in force, or to the corresponding functionary in existence, in that State.”

Repeal
and
saving.

5. (1) On and from the date on which any of the provisions of the principal Act take effect in the State of Jammu and Kashmir, the corresponding provisions, if any, contained in the Jammu and Kashmir Drugs Act, 2000, shall stand repealed.

Jammu
and
Kashmir
Act 20
of 2000
(1940
A.D.)

(2) The repeal of any provisions contained in the Jammu and Kashmir Drugs Act, 2000, under sub-section (1), shall not affect—

(a) the previous operation of the provisions so repealed or anything duly done or suffered thereunder; or

(b) any right, privilege, obligation or liability acquired, accrued or incurred under the provisions so repealed; or

(c) any penalty, forfeiture or punishment incurred in respect of any offence committed against the provisions so repealed; or

(d) any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid;

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed as if the said provisions had not been repealed.

THE MATERNITY BENEFIT (AMENDMENT) ACT, 1972.

AN
ACT

further to amend the Maternity Benefit Act, 1961.

Be it enacted by Parliament in the Twenty-third Year of the Republic of India as follows :—

1. This Act may be called the Maternity Benefit (Amendment) Act, 1972.

Short title.

53 of 1961

2. In section 2 of the Maternity Benefit Act, 1961 (hereinafter referred to as the principal Act), in sub-section (2), for the words "Nothing contained in this Act." the words, figure and letter "Save as otherwise provided in section 5A, nothing contained in this Act" shall be substituted.

Amendment of section 2

3. After section 5 of the principal Act, the following section shall be inserted, namely :—

Insertion of new section 5A.

"5A. Every woman entitled to the payment of maternity benefit under this Act shall, notwithstanding the application of the Employees' State Insurance Act, 1948, to the factory or other establishment in which she is employed, continue to be so entitled until she becomes qualified to claim maternity benefit under section 50 of that Act."

Continuance of payment of maternity benefit in certain cases.

34 of 1948