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CONSTITUENT ASSEMBLY OF INDIA

MEETINGS OF THE DRAFTING COMMITTEE

JULY, 1949.

Conference with Provincial Premiers.

23rd and 24th July, 1949.

Subjects for discussion at the meeting at 10 a.m.
on 23.7.1949.

- (1) EMERGENCY PROVISIONS [CHAPTER V OF PART VI
(ARTICLE 188) AND PART XI (ARTICLES 275 TO 280)]
- (2) COMPOSITION OF UPPER HOUSES IN PROVINCES

The following amendments have been proposed by the
Drafting Committee regarding Upper Houses in Provinces :-

I. That after article 148, the following new article
be inserted :-

"Abolition or creation of Legislative Councils in States.	148-A. (1) Notwithstanding anything contained in article 148 of this Constitution, Parliament may by law provide for the abolition of the Legislative Council of a State having such a Council or for the creation of such a Council in a State having no such Council, if the Legislative Assembly of the State passes a resolution to that effect by a majority of the total membership of the Assembly and by a majority of not less than two-thirds of the members of the Assembly present and voting :
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Provided that no Bill for the purpose shall be
introduced in either House of Parliament except on the
recommendation of the President.

(2) Any law referred to in clause (1) of this
article shall contain such provisions for the amendment
of this Constitution as may be necessary to give effect
to the provisions of the law and may also contain such
incidental and consequential provisions as Parliament
may deem necessary.

(3) No such law as aforesaid shall be deemed to
be an amendment of this Constitution for the purposes
of article 304 thereof."

II. That for article 150, the following be substituted:-

"Composition of the Legislative Councils.	150. (1) The total number of members in the Legislative Council of a State having such a Council shall in no case be more than twenty-five percent. of the total number of members in the Assembly of that State or less than forty.
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(2) The allocation of seats in the Legislative
Council of a State, the manner of choosing persons to
fill those seats, the qualifications to be possessed
for being so chosen and the qualifications entitling
persons to vote in the choice of any such persons shall
be such as Parliament may by law prescribe."

The.....

The papers for the meeting at 3 p.m. on the 23rd July relating to the Fifth, Eighth and Ninth Schedules and for the meeting commencing at 10 a.m. on the 24th July relating to the Seventh Schedule will follow.

New Delhi,
July 13, 1949.

S.N.Mukerjee
Joint Secretary.

B.