

## APPENDIX IV

## TRANSITORY PROVISIONS

(See Section 493).

*Part I General.*Construction of  
reference in other  
enactments.

1. <sup>1</sup>[(a)] References in any enactment other than the <sup>2</sup>[Gujarat Local Fund Audit Act, 1963, the Gujarat Municipalities Act, 1963 and the law corresponding to any of the said Acts which may have been in force before the coming into force of any of the said Acts], in force on the date immediately preceding the appointed day in a City or in any rule, order, or notification, made or issued thereunder and in force on such date in the said City to municipal districts, municipal boroughs, municipalities or borough municipalities constituted under the <sup>3</sup>[Gujarat Municipalities Act, 1963 or the law corresponding to the said Act which may have been in force before the coming into force of the said Act] shall, unless a different intention appears, be construed as references to the City or to the Corporation of said City, as the case may be, such enactment, rule, order or notification shall apply to the said City or Corporation.

Guj. 49 of 1963.

Guj. 34 of 1964.

Guj. 34 of 1964.

<sup>4</sup>[(b) References in any enactment other than the Gujarat Local Fund Audit Act, 1963, the Gujarat Panchayats Act, 1961 and the law corresponding to any of the said Acts, which may have been in force before coming into force of any of the said Acts, in force on the date immediately preceding the appointed day in a city or in any rule, order, or notification, made or issued thereunder and in force on such date in the said city to villages, grams, nagars, village panchayats, gram panchayats or nagar panchayats constituted under the Gujarat Panchayats Act, 1961 or the law corresponding to the said Act which may have been in force before coming into force of the said Act shall unless, a different intention appears, be construed as references to such area of the city which formed part of or which was such gram or nagar or to the Corporation of the said city, as the case may be, and such enactment, rule, order or notification shall apply to the said area of the city or Corporation.]

Guj. 49 of 1963.

Guj. 6 of 1962.

Transfer of rights.

2. All rights of the municipality or any other local authority for the area which has been constituted to be a City shall on the appointed day vest in the Corporation constituted for the said area.

Sums due.

3. All sums due to the said municipality or local authority for the area which has been constituted a City, whether on account of any tax or any other account shall be recoverable by the Commissioner for the said City and for the purpose of such recovery he shall be competent to take any measure or institute any proceeding which it would have been open to the authority of the said municipality or local authority to take or institute, if this Act had not come into operation and the said area had not been constituted to be a City.

Debts, obligations,  
contracts and pending  
proceedings.

4. (1) All debts and obligations incurred and all contracts made by or on behalf of the said municipality or local authority immediately before the appointed day and subsisting on the said day shall be deemed to have been incurred and made by the Commissioner for the said City in exercise of the powers conferred on him by this Act and shall continue in operation accordingly.

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1. Paragraph 1 was renumbered as sub-paragraph (a) of that paragraph by Guj. 18 of 1984, s. 4 (1) (a).
  2. These words and figures were substituted for the words and figures "Bombay District Municipal Act, 1991, the Bombay Municipal Boroughs Act, 1925 the Bombay local Fund Audit Act, 1930" by Guj. 3 of 1973, s. 4 (i).
  3. These words and figures were substituted for the words and figures "Bombay District Municipal Act, 1901, or the Bombay Municipal Borgouhs Act, 1925, *ibid.*, s. 4 (ii).
  4. Sub-paragraph (b) was added by Guj. 18 of 1984, s. 4 (1) (a) .