

(2) The burden of proving the facts entitling any person to relief under sub-section- (1) shall rest on such person.

(3) When any person has secured relief under sub-section (1) the Commissioner may, by written notice, require such person to apply to the discharge of any obligation which he would, but for such relief, be bound to discharge, the first moneys which shall come to his hand on behalf of or for the use of the owner, and any person who fails to comply with such notice shall be deemed to be personally liable to discharge such obligation.

(4) Nothing in this section shall be deemed to prevent the Commissioner from carrying out the necessary works and recovering the expenses from the actual owner.

CHAPTER XXXL

REPEALS AND AMENDMENTS.

Guj. 34 of 1964. Guj. 6 of 1962.

490. ¹[The Gujarat Municipalities Act, 1963 and the Gujarat Panchayats Act, 1961] shall cease to apply, except as hereinafter provided, to any area included in the City.

Certain Acts to cease to apply to City.

491. The enactments specified in the second column of Appendix III shall be amended to the extent specified in the third column thereof.

Amendment of certain enactments.

492. *[Repeal] Deleted by the Gujarat Adaptation of Laws Order, 1960.*

493. The provisions of Appendix IV shall apply to the constitution of the Corporation and other matter specified therein.

Transitory provisions.

²[APPENDIX I-A.

(See section 141F)

Modifications.

³[* * * * *]

³[* * * *]

⁴[3. In section 140, in sub-section (1), for the portion beginning with the words “which the rent paid by such occupier” and ending with the words “of the said premises”, the following shall be substituted, namely:-

“as the carpet area of the premises occupied by such occupier bears to the aggregate carpet area of the said premises occupied by both or all of them.”]

³[* * * *]

5. In section 141A, for the proviso to sub-section (1), the following proviso shall be substituted namely :—

“Provided that where the property tax for any official year in respect of,—

(a) a residential hut, or

(b) a residential tenement, in a *chawl*, having carpet area not exceeding twenty five square metres, is not paid before the end of the official year to which such tax relates but is paid thereafter, the interest shall be leviable for the period commencing on the date immediately after the expiry of the official year and ending on the date of the payment of the property tax.]

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1. These words and figures were substituted for the words and figures “The Bombay District Municipal Act, 1901, the Bombay Municipal Boroughs Act, 1925 and the Bombay Village Panchayats Act, 1933” by Guj. 3 of 1973, s.3.
 2. Appendix I-A was inserted by Guj. 3 of 1999, s.7.
 3. Item at serial Nos. 1, 2, and 4 were deleted by Guj. 2 of 2007, s. 10 (1).
 4. Item at serial No. 3 was substituted by Guj. 2 of 2007, s. 10 (2).