

Passed on 13-12-18

THE KERALA CO-OPERATIVE SOCIETIES

(SECOND AMENDMENT) BILL, 2018

(As passed by the Assembly)

A

BILL

further to amend the Kerala Co-operative Societies Act, 1969.

Preamble.—WHEREAS, it is expedient further to amend the Kerala Co-operative Societies Act, 1969 (21 of 1969) for the purposes hereinafter appearing;

BE it enacted in the Sixty-ninth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Kerala Co-operative Societies (Second Amendment) Act, 2018.

(2) Section 2 and clause (i) of section 3 shall be deemed to have come into force on 5th day of July, 2018 and clause (ii) of section 3 shall be deemed to have come into force on 5th day of October, 2018.

2. *Amendment of section 2.*—In section 2, of the Kerala Co-operative Societies Act, 1969 (21 of 1969) (hereinafter referred to as the principal Act), after clause (od), the following clause shall be inserted, namely:—

“(oe) “Primary Tourism Co-operative Society” means a society having its area of operation confined to a taluk and the principal object of which is to promote, organise and assist tourism activities:

Provided that, those societies in existence on the 5th day of July, 2018 having more than one taluk as its area of operation shall restrict such area of operation to the taluk where the headquarters of the society is situated, within a period of one year from that date.”.

3. *Amendment of section 28.*— In section 28 of the principal Act,—

(i) after sub-section (1D), the following sub-section shall be inserted, namely:—

“(1DA) Notwithstanding anything contained in this Act or in any judgment, decree or order of any Court, the registration of any Primary Tourism Co-operative Society without bifurcation of area, assets and liabilities of the society and the constitution of the Committee pursuant to any such registration without such bifurcation shall be void and the Registrar shall appoint a Special Officer for each of such societies .”;

(ii) after sub-section (1J), the following sub-section shall be added, namely:—

“(1K) Notwithstanding anything contained in this Act or Rules made thereunder or Bye-laws, in a Regional Milk Producers Union having jurisdiction over more than one revenue district, the members of the Committee representing each revenue district shall be elected by the member societies of that particular revenue district itself from among themselves.”.

4. *Repeal and saving.*—The Kerala Co-operative Societies (Second Amendment) Ordinance, 2018 (46 of 2018) and the Kerala Co-operative Societies (Third Amendment) Ordinance, 2018 (51 of 2018) are hereby repealed.

Notwithstanding such repeal anything done or deemed to have been done or any action taken or deemed to have been taken under the principal Act as amended by the said Ordinances shall be deemed to have been done or taken under the principal Act as amended by this Act.