
REPORT OF THE SUBJECT COMMITTEE
ON
THE TRAVANCORE-COCHIN HINDU RELIGIOUS
INSTITUTIONS (AMENDMENT) BILL, 2013
AND
THE BILL AS REPORTED BY THE SUBJECT COMMITTEE

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2013

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SUBJECT COMMITTEE II
LAND REVENUE AND DEVASWOM
(2011-2013)

Composition

Chairman :

Shri Adoor Prakash,
Minister for Revenue and Coir

Ex-officio Member :

Shri V. S. Sivakumar,
Minister for Health and Devaswom

Members :

Shri P. B. Abdul Razak
” Babu M. Palissery
” C. K. Nanu
” A. Pradeepkumar
” Palode Ravi
” C. K. Sadasivan
” V. P. Sajeendran
” N. Samsudheen
” V. S. Sunil Kumar

Legislature Secretariat :

Shri P. D. Sarangadharan, Secretary
,, K. C. Joseph Kutty, Additional Secretary
,, M. K. Surendralal, Deputy Secretary
Smt. Manju Varghese, Under Secretary.

THE TRAVANCORE-COCHIN HINDU RELIGIOUS INSTITUTIONS
(AMENDMENT) BILL, 2013

Report of the Subject Committee

Subject Committee II (Land Revenue and Devaswom) to which “the Travancore-Cochin Hindu Religious Institutions (Amendment) Bill, 2013” was referred, considered the Bill clause by clause and now submits its report with the Bill as reported by the Committee annexed thereto.

2. The Travancore-Cochin Hindu Religious Institutions (Amendment) Bill, 2013 was published as a Gazette Extraordinary dated May 31, 2013. The Bill was introduced in the Assembly on June 11, 2013 and was referred to the Subject Committee on the same day.

3. The Committee considered the Bill clause by clause at its meeting held on June 20, 2013 and the Committee recommends to adopt the Bill without any modification.

4. Minutes of dissent is appended.

Thiruvananthapuram,
June 20, 2013.

ADOOR PRAKASH,
Chairman,
Subject Committee II.

MINUTES OF DISSENT

We record our dissent on the report of the Subject Committee for the following reasons :

1. One position reserved for woman in each of Travancore Devaswom Board and Cochin Devaswom Board has been abolished. This is in discordance to the Constitution of India.

2. Various Standing Committees of both the Devaswom Boards have been abolished.

3. The existing provision for appointment of Administrative Officers and Employees of both the Devaswom Boards through Kerala Public Service Commission has been abolished and paved way for corruption and nepotism in appointment.

4. The autonomy of the board has been ingressed by including provision in the bill restricting their power to make rules only with the prior approval of the Government.

A. PRADEEPKUMAR (Sd.)

BABU M. PALISSERY (Sd.)

വിയോജനക്കുറിപ്പ്

2013-ലെ തിരുവിതാംകൂർ-കൊച്ചി ഹിന്ദുമത സ്ഥാപനങ്ങൾ (ഭേദഗതി) ബിൽ സംബന്ധിച്ച സബ്ജക്ട് കമ്മിറ്റി റിപ്പോർട്ടിന് താഴെ പറയുന്ന കാരണങ്ങളാൽ ഞങ്ങൾ വിയോജനക്കുറിപ്പ് രേഖപ്പെടുത്തുന്നു:

1. തിരുവിതാംകൂർ-കൊച്ചി ദേവസ്വം ബോർഡുകളിലേക്ക് വനിതാ അംഗങ്ങളെ നാമനിർദ്ദേശം ചെയ്യുന്നതിനുള്ള വ്യവസ്ഥ ഒഴിവാക്കുന്നത് സ്ത്രീ-പുരുഷ സമത്വം നിലനിൽക്കുകയും അത് ഭരണഘടനയിൽ വ്യവസ്ഥ ചെയ്യുകയും ചെയ്തിട്ടുള്ള രാജ്യത്ത് അപമാനകരമാണ്. ഇത് ഭരണഘടനയോടുള്ള അനാദരവുമാണ്. ഹിന്ദുമത വിശ്വാസികളായ സ്ത്രീജനങ്ങളോടുള്ള വിവേചനവുമാണ് ഈ ഭേദഗതി.

(1) വി. എസ്. സുനിൽ കുമാർ (ഒപ്പ്)

(2) സി. കെ. നാണു (ഒപ്പ്)

THE TRAVANCORE-COCHIN HINDU RELIGIOUS INSTITUTIONS
(AMENDMENT) BILL, 2013

(As reported by the Subject Committee)

A

BILL

further to amend the Travancore-Cochin Hindu Religious Institutions Act, 1950.

Preamble.—WHEREAS, it is expedient further to amend the Travancore-Cochin Hindu Religious Institutions Act, 1950 for the purposes hereinafter appearing;

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

1. *Short title and commencement.*—(1) This Act may be called the Travancore-Cochin Hindu Religious Institutions (Amendment) Act, 2013.

(2) It shall be deemed to have come into force on the 10th day of November, 2012.

2. *Amendment of section 4.*—In the Travancore-Cochin Hindu Religious Institutions Act, 1950 (XV of 1950) (hereinafter referred to as the principal Act), in section 4,—

(a) in sub-section (1), the words “one shall be a woman and” shall be omitted;

(b) for sub-section (1A), the following sub-section shall be substituted, namely:—

“(1A) Of the three members specified in sub-section (1), two members shall be nominated by the Hindus among the Council of Ministers and the member belonging to Scheduled Caste/Scheduled Tribe shall be elected by the Hindus among the Members of the Legislative Assembly of the State of Kerala.”.

3. *Amendment of section 6.*—In section 6 of the principal Act, for the words “fifty years”, the words “forty-five years” shall be substituted.

4. *Amendment of section 10.*—In section 10 of the principal Act, in sub-section (1), for the words “two years”, the words “three years” shall be substituted.

5. *Amendment of section 14.*—In sub-section (1) of section 14 of the principal Act, the words “and the Standing Committees” shall be omitted.

6. *Omission of section 15B.*—Section 15B of the principal Act shall be omitted.

7. *Omission of section 29A.*—Section 29A of the principal Act shall be omitted.

8. *Amendment of section 35.*—In sub-section (1) of section 35 of the principal Act, for the words “The Board may make rules”, the words “The Board may, with the prior approval of the Government, make rules” shall be substituted.

9. *Amendment of section 63.*—In section 63 of the principal Act,—

(a) in sub-section (1), the words “one shall be a woman and” shall be omitted;

(b) for sub-section (2), the following sub-section shall be substituted, namely:—

“(2) Of the three members specified in sub-section (1), two members shall be nominated by the Hindus among the Council of Ministers and the member belonging to Scheduled Caste/Scheduled Tribe shall be elected by the Hindus among the Members of the Legislative Assembly of the State of Kerala.”.

10. *Amendment of section 65.*—In section 65 of the principal Act, for the words “fifty years”, the words “forty-five years” shall be substituted.

11. *Amendment of section 70.*—In section 70 of the principal Act, in sub-section (1), for the words “two years”, the words “three years” shall be substituted.

12. *Amendment of section 73.*—In sub-section (2A) of section 73 of the principal Act, the words “and the Standing Committees” shall be omitted.

13. *Omission of section 74B.*—Section 74B of the principal Act shall be omitted.

14. *Amendment of section 122.*—In sub-section (1) of section 122 of the principal Act, for the words “The Board may make rules”, the words “The Board may, with the prior approval of the Government, make rules” shall be substituted.

15. *Omission of section 127A.*—Section 127A of the principal Act shall be omitted.

16. *Repeal of Act 19 of 2008.*—The Kerala Public Service Commission (Additional Functions as Respects the Administrative Services under Devaswom Boards) Act, 2008 (19 of 2008) is hereby repealed.

17. *Repeal and saving.*—(1) The Travancore-Cochin Hindu Religious Institutions (Amendment) Ordinance, 2013 (34 of 2013) is hereby repealed.

(2) 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 Ordinance shall be deemed to have been done or taken under the principal Act as amended by this Act.

Secretariat of the Kerala Legislature,
Thiruvananthapuram,
June 20, 2013.

P. D. SARANGADHARAN,
Secretary.