

Thirteenth Kerala Legislative Assembly

Bill No. 282

THE KERALA FINANCE (No. 2) BILL, 2014

Thirteenth Kerala Legislative Assembly

Bill No. 282

[Translation in English of “2014-ലെ കേരള ധനകാര്യ (2-ാം നമ്പർ) ബിൽ” published under the authority of the Governor.]

THE KERALA FINANCE (No. 2) BILL, 2014

A

BILL

to give effect to certain financial proposals of the Government of Kerala for the Financial Year 2014-2015.

Preamble.—WHEREAS, it is expedient to give effect to certain financial proposals of the Government of Kerala for the Financial Year 2014-2015;

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

1. *Short title.*—This Act may be called the Kerala Finance (No. 2) Act, 2014.

2. *Amendment of Act 20 of 2005.*—In the Kerala Tax on Paper Lotteries Act, 2005 (20 of 2005),—

(1) in section 6, in sub-section (1),—

(i) in clause (a), for the words “sixty lakhs rupees”, the words “one crore rupees” shall be substituted;

(ii) in clause (b), for the words “thirty lakhs rupees”, the words “fifty lakhs rupees” shall be substituted;

(2) in section 7, in sub-section (1), after the words “Every promoter selling lottery tickets”, the words “on production of a No Objection Certificate issued by the Director of the Kerala State Lotteries, on such conditions as may be prescribed and subject to the conditions stipulated in the Lotteries (Regulation) Act, 1998 (Central Act 17 of 1998), the Rules made thereunder and the directives of the Government of India in this regard” shall be inserted.

**DECLARATION UNDER THE KERALA PROVISIONAL
COLLECTION OF REVENUES ACT, 1985
(10 OF 1985)**

It is hereby declared that it is expedient in the public interest that all the provisions of this Bill shall have effect from the 1st day of April, 2014, under the Kerala Provisional Collection of Revenues Act, 1985 (10 of 1985).

STATEMENT OF OBJECTS AND REASONS

The Bill seeks to amend the Kerala Tax on Paper Lotteries Act, 2005 to give effect to the financial proposals of Government of Kerala for the Financial Year 2014-2015 as announced in paragraphs 344 and 378 of the Budget Speech, 2014-2015.

FINANCIAL MEMORANDUM

The Bill, if enacted and brought into operation, would not involve any additional expenditure from the Consolidated Fund of the State.

MEMORANDUM REGARDING DELEGATED LEGISLATION

Sub-section (1) of section 7 of the Kerala Tax on Paper Lotteries Act, 2005 (20 of 2005) proposed to be amended by sub-clause (2) of clause 2 of the Bill seeks to empower the Government to prescribe the provisions for the issue of No Objection Certificate by the Director of State Lotteries.

2. The matters in respect of which rules are to be made are either administrative in nature or matters of procedure and are of routine. Further, the rules after they are made, will be subject to the scrutiny of the Legislative Assembly. The delegation of legislative power is, thus, of a normal character.

K. M. MANI

EXTRACT FROM THE RELEVANT PORTIONS OF THE
KERALA TAX ON PAPER LOTTERIES ACT, 2005
(20 OF 2005)

**

**

**

6. *Levy of Tax.*—(1) There shall be levied and collected a tax on paper lotteries at the following rates, namely:—

- (a) Sixty lakhs rupees for every bumper draw; and
- (b) Thirty lakhs rupees in respect of any other draw;

**

**

**

7. *Registration of Promoters.*—(1) Every promoter selling lottery tickets shall get himself registered under this Act in such manner and on payment of such fees and security within such period as may be prescribed:

Provided that a person ordinarily selling lottery tickets in retail shall not be liable to get himself registered.

(2) The registration may be renewed from year to year on payment of the prescribed fees and security, until it is cancelled;

(3) Unless the registration is cancelled or renewed, at the expiry of the period of registration, the security may be refunded or released to the promoter after adjusting any or all amount due from him, under this Act;

**

**

**

**
