

THE CONSTITUTION (SIXTY-THIRD AMENDMENT) ACT, 1989

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Statement of Objects and Reasons appended to the Constitution (Sixty-third Amendment) Bill, 1989 which was enacted as THE CONSTITUTION (Sixty-third Amendment) Act, 1990

STATEMENT OF OBJECTS AND REASONS

The Constitution (Fifty-ninth Amendment) Act, 1988 was passed in March, 1988, making certain changes in regard to making a Proclamation of Emergency in Punjab and to the duration of President's rule in that State.

2. On reconsideration, the Government is of the view that there is no need for the special powers in regard to the Proclamation of Emergency in Punjab as envisaged in the amendment. It is also considered that the amendment to article 356 made by the said Act is no longer needed. It is, therefore, considered that the amendments made by the aforesaid Act should be repealed.

3. As regards President's Proclamation issued on 11-5-1987 under clause (1) of article 356 of the Constitution, this has been approved by both the Houses of Parliament in October, 1989.

4. The Bill seeks to achieve the above objects.

NEW DELHI; MUFTI MOHAMMED SAYEED.

The 28th December, 1989.

THE CONSTITUTION (SIXTY-THIRD AMENDMENT) ACT, 1989

[6th January, 1990.]

An Act further to amend the Constitution of India.

BE it enacted by Parliament in the Fortieth Year of the Republic of India as follows:-

1. Short title and commencement.-(1) This Act may be called the Constitution (Sixty-third Amendment) Act, 1989.

(2) It shall come into force with immediate effect.

2. Amendment of article 356.-In article 356 of the Constitution, in clause (5), the proviso shall be omitted.

3. Omission of article 359A.- Article 359A of the Constitution shall be omitted.