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PART I—Orders and Notifications by the Governor of West Bengal, the High Court, Government Treasury, etc.

GOVERNMENT OF WEST BENGAL
Housing Department
Law & Statutory Cell
New Secretariat Buildings
1, Kiran Shankar Roy Road, Kolkata - 700 001

NOTIFICATION

No. 27-1M-2/2020, dated 17th August, 2020.—In exercise of the power conferred by sub-section (1) of section 13 of the West Bengal Apartment Ownership Act, 1972 (West Ben. Act XVI of 1972), the Competent Authority with the prior approval of the State Government hereby makes the following amendments in the West Bengal Apartment Ownership Bye-laws, 1974 as subsequently amended (hereinafter referred as the said Bye-Laws) :—

In the said Bye-Laws,—

1. In bye-law 4:—

(a) in clause (3) the following proviso shall be added,—

“Provided that if the annual general meeting including the election of managers of the Association could not be held in the month of May due to natural calamities or force majeure or any other disaster like Corona Virus Disease-19 (Covid-19), the Board shall forthwith take steps to pass a resolution through circulation among all the members of the Association for continuance of the existing Board for a further period of time till such circumstance exists and shall hold the annual general meeting within a fortnight from the date when the circumstances which prevented the Association to hold the annual general meeting including the election of managers in the month of May ceases to exist. Such resolution through circulation shall be treated as passed only when at least one-third of the members of the Association agree in writing on such resolution.

Provided further that the Association may also decide to conduct annual general meeting for election of managers in terms of provisions of bye-laws on expiry of term, instead of extension of term of the Board.”

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- (b) In sub-clause (d) of clause 4, after the word “vacancies” the following words shall be inserted “.The election of the managers may be held on any other suitable day of the month of May within fifteen days from the date of Annual Genral Meeting as may be decided by the Board, and”

By order of the Governor,

DIPANKAR SINHA
Competent Authority
Under the West Bengal Apartment Ownership Act, 1972