

**THE CHITTAGONG HILL-TRACTS AERIAL
ROPEWAYS REGULATION, 1960**

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**THE CHITTAGONG HILL-TRACTS AERIAL
ROPEWAYS REGULATION, 1960
Bengal Regulation No. II of 1959**

[23rd december,1960.]

A
REGULATION

*to apply the Bengal Aerial Ropeways Act, 1923, to the
Chittagong Hill-tracts.*

WHEREAS it is expedient to apply the Bengal Aerial Ropeways Act, 1923, to the Chittagong Hill-tracts;

NOW, THEREFORE, in pursuance of the Presidential Proclamation of the seventh day of October, 1958, and in exercise of all powers enabling him in that behalf, the ¹[Government] is pleased to make the following Regulation, namely:-

Short title and commencement

1. (1) This Regulation may be called the Chittagong Hill-tracts Aerial Ropeways Regulation, 1960.

(2) It shall come into force at once.

Application of Ben. Act VII of 1923 to the Chittagong Hill-tracts

2. The Bengal Aerial Ropeways Act, 1923 (hereinafter referred to as the said Act), and the rules made thereunder shall, subject to the following amendments, apply to the Chittagong Hill-tracts, namely:

Amendments

Amendment of the long title and the preamble

1. In the long title and the preamble of the said Act, *for* the word "Bengal" occurring twice, the words ²[Bangladesh] shall be *substituted*.

Amendment of section 1 of the Ben. Act VII of 1923

2. Sub-sections (2) and (3) of section 1 of the said Act shall be *omitted*.

Amendment of section 2 of the Ben. Act VII of 1923

3. In section 2 of the said Act,-

(a) in clause (1) for the words "an aerial ropeway", the words "an aerial ropeway or overhead monorail crane" shall be *substituted*;

(b) for clause (3), the following shall be *substituted*, namely:-

¹ The word "Government" was replaced, for the words "Governor of East Pakistan" by Article 9 of the Bangladesh (Adaptation of Existing Laws) Order, 1972 (President's Order No. 48 of 1972).

² The word "Bangladesh" was replaced, for the words "East Pakistan" by Article 5 of the Bangladesh (Adaptation of Existing Laws) Order, 1972 (President's Order No. 48 of 1972).

"(3) "Deputy Commissioner" means the Deputy Commissioner of the Chittagong Hill-tracts and includes any officer specially appointed by the ¹[Government] to discharge the functions of a Deputy Commissioner under this Regulation;"

(c) for sub-clause (iv) of clause (9), the following shall be *substituted*, namely:-

"(iv) any company incorporated under the Companies Act, 1913."; and

(d) sub-clause (v) of clause (9) shall be *omitted*.

4. In section 5 of the said Act, for the words, figures and commas "and of section 4 of the Land Acquisition Act, 1894," the words, figures and commas "and of section 3 of the Chittagong Hill-tracts (Land Acquisition) Regulation, 1958," shall be *substituted*.

Amendment of section 5 of Ben. Act VII of 1923

5. In clause (vii) of sub-section (6) of the said Act, the words "the Federal Railway Authority or" shall be *omitted*.

Amendment of section 6 of Ben. Act VII of 1923

6. In section 12 of the said Act, for the words "Indian Penal Code", the words "²[***] Penal Code" shall be *substituted*.

Amendment of section 12 of Ben. Act VII of 1923

7. In section 14 of the said Act, for the word "Collector" occurring twice, the words "Deputy Commissioner" shall be *substituted*.

Amendment of section 14 of Ben. Act VII of 1923

8. In sub-section (2) of section 15 of the said Act, for the word "Collector", the words "Deputy Commissioner" shall be *substituted*.

Amendment of section 15 of Ben. Act VII of 1923

9. In section 16 of the said Act, for the words "Collector" occurring thrice, the words "Deputy Commissioner" shall be *substituted*.

Amendment of section 16 of Ben. Act VII of 1923

10. In section 17 of the said Act,-

Amendment of section 17 of Ben. Act VII of 1923

(a) for the word "Collector" occurring twice, the words "Deputy Commissioner" shall be *substituted*; and

(b) for the words "District Judge", the words "Commissioner of Chittagong Division" shall be *substituted*.

¹ The word "Government" was substituted, for the words "Provincial Government" by Article 8 of the Bangladesh (Adaptation of Existing Laws) Order, 1972 (President's Order No. 48 of 1972).

² The word "Pakistan" was omitted by Article 6 of the Bangladesh (Adaptation of Existing Laws) Order, 1972 (President's Order No. 48 of 1972).

- Amendment of section 20 of Ben. Act VII of 1923
- 11.** In clause (a) of section 20 of the said Act, *for* the words "Indian Penal Code", the words "¹[***] Penal Code" shall be substituted.
- Amendment of section 26 of Ben. Act VII of 1923
- 12.** In sub-section (2) of section 26 of the said Act, the words, figures and commas "notwithstanding anything contained in the Provincial Insolvency Act, 1920," shall be omitted.
- Amendment of section 28 of Ben. Act VII of 1923
- 13.** In sub-section (1) of section 28 of the said Act, *for* the words, figures and commas "of Part VII of the Land Acquisition Act, 1894, or procure the temporary occupation of the same under the provisions of Part VI of the said Act, whether the said promoter is or is not a company as defined in that Act", the words, figures and commas "of the Chittagong Hill-tracts (Land Acquisition) Regulation, 1958" shall be *substituted*.
- Amendment of section 30 of Ben. Act VII of 1923
- 14.** Section 30 of the said Act shall be *omitted*.
- Amendment of section 33 of Ben. Act VII of 1923
- 15.** In clause (c) of section 33 of the said Act, *for* the words "Indian Penal Code", the words "¹[***] Penal Code" shall be *substituted*.
- Amendment of section 34 of Ben. Act VII of 1923
- 16.** In section 34 of the said Act, *for* the words "Indian Penal Code", the words "¹[***] Penal Code" shall be *substituted*.
- Amendment of section 38 of Ben. Act VII of 1923
- 17.** In section 38 of the said Act, *for* the words, figures and commas "of the Land Acquisition Act, 1894", the words, figures and commas "of the Chittagong Hill-tracts (Land Acquisition) Regulation, 1958," shall be *substituted*.

¹ The word "Pakistan" was omitted by Article 6 of the Bangladesh (Adaptation of Existing Laws) Order, 1972 (President's Order No. 48 of 1972).