

AS PASSED BY LOK SABHA
ON 24TH FEBRUARY, 2009

Bill No. 17-C of 2009

THE METRO RAILWAYS (AMENDMENT) BILL, 2009

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BILL

*to amend the Delhi Metro Railway (Operation and Maintenance) Act, 2002 and the
Metro Railways (Construction of Works) Act, 1978.*

BE it enacted by Parliament in the Sixtieth Year of the Republic of India as follows:—

CHAPTER I

PRELIMINARY

1. (1) This Act may be called the Metro Railways (Amendment) Act, 2009.

5 (2) It shall come into force on such date as the Central Government may, by notification
in the official Gazette, appoint.

Short title and
commencement.

CHAPTER II

AMENDMENT TO THE DELHI METRO RAILWAY (OPERATION AND MAINTENANCE) ACT, 2002

Substitution of references to "metropolitan city of Delhi" by references to "National Capital Region".	2. Throughout the Delhi Metro Railway (Operation and Maintenance) Act, 2002 (hereinafter referred to as the principal Act), unless otherwise expressly provided in this Act, for the words "metropolitan city of Delhi", wherever they occur, the words "National Capital Region" shall be substituted.	60 of 2002. 5
Amendment of section 1.	3. In section 1 of the principal Act, for sub-sections (1) and (2), the following sub-sections shall be substituted, namely:— “(1) This Act may be called the National Capital Region Metro Railway (Operation and Maintenance) Act, 2002. (2) It extends to the National Capital Region.”.	10 60 of 2002.
Amendment of section 2.	4. In section 2 of the principal Act, in sub-section (1),— (i) clause (h) shall be omitted; (ii) after clause (k), the following clause shall be inserted, namely:— “(ka) "National Capital Region" means the National Capital Region as defined in clause (f) of section 2 of the National Capital Region Planning Board Act, 1985;”.	15 2 of 1985.
Amendment of section 6.	5. In section 6 of the principal Act, in sub-section (2), after clause (b), the following clause shall be inserted, namely:— “(ba) developing any metro railway land for commercial use;”.	20
Insertion of new section 6A.	6. After section 6 of the principal Act, the following section shall be inserted, namely:— “6A. (1) The metro railway administration may, for the purpose of facilitating carriage of passengers by integrated transport service, provide for any other mode of transport. (2) Notwithstanding anything contained in any other law for the time being in force, the provisions of this Act shall apply to the carriage of passengers by such other mode of transport referred to in sub-section (1).”.	25
Power to provide other transport services.	7. Section 7 of the principal Act, shall be renumbered as sub-section (1) thereof and after sub-section (1) as so renumbered, the following sub-section shall be inserted, namely:— “(2) The Commissioner shall function under the administrative control of the Chief Commissioner of Railway Safety appointed under section 5 of the Railways Act, 1989.”.	30 24 of 1989.
Amendment of section 7.	8. For section 12 of the principal Act, the following section shall be substituted, namely:—	35
Substitution of new section for section 12.	12. The Chief Commissioner of Railway Safety shall, for each financial year, prepare in such form, and within such time, as may be prescribed, an annual report giving a full account of the activities of the Commissioners during the financial year immediately preceding the financial year in which such report is prepared and forward copies thereof to the Central Government.”.	40
Annual report.		

	9. In section 13 of the principal Act, for the words “annual report of the Commissioner”, the words “annual report of the Chief Commissioner of Railway Safety” shall be substituted.	Amendment of section 13.
5	10. In section 23 of the principal Act, in sub-section (1), for the words “Hindi and English a table of fare chargeable for travelling from the station”, the words “Hindi, English and official language of the State in which such station is located, a table of fare chargeable for travelling from that station” shall be substituted.	Amendment of section 23.
	11. In section 26 of the principal Act, in sub-section (1), the words “a small” shall be omitted.	Amendment of section 26.
10	12. In section 34 of the principal Act, for sub-section (4), the following sub-section shall be substituted, namely:—	Amendment of section 34.
	“(4) One member each shall be nominated by the Central Government and the State Government respectively:	
15	Provided that a person who is or has been an Additional Secretary to the Government of India or holds or has held any equivalent post in the Central Government or the State Government shall be qualified to be nominated.”.	
	13. In section 38 of the principal Act, in sub-section (2), for the words “Government of the National Capital Territory of Delhi”, the words “State Government” shall be substituted.	Amendment of section 38.
1 of 1872.	14. In section 41 of the principal Act, in sub-section (2), for the words and figures “purposes of section 195”, the words and figures “purposes of section 121 of the Indian Evidence Act, 1872 and section 195” shall be substituted.	Amendment of section 41.
20	15. In section 85 of the principal Act,—	Amendment of section 85.
	(i) for the words “Government of the National Capital Territory of Delhi”, at both the places where they occur, the words “State Government” shall be substituted;	
25	(ii) in sub-section (2), for the words “Delhi Gazette”, the words “Official Gazette” shall be substituted.	
	CHAPTER III	
	AMENDMENT TO THE METRO RAILWAYS (CONSTRUCTION OF WORKS) ACT, 1978	
33 of 1978.	16. In the Metro Railways (Construction of Works) Act, 1978 (hereinafter referred to as the principal Act), in section 1, in sub-section (3), after the words “apply to” at both the places where they occur, the words “the National Capital Region” shall be inserted.	Amendment of section 1.
30	17. In section 2 of the principal Act, in sub-section (1), after clause (o), the following clause shall be inserted, namely:—	Amendment of section 2.
2 of 1985.	“(oa) “National Capital Region” means the National Capital Region as defined in clause (f) of section 2 of the National Capital Region Planning Board Act, 1985;”.	

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