

**RIGHT TO FAIR COMPENSATION AND TRANSPARENCY IN LAND
ACQUISITION, REHABILITATION AND RESETTLEMENT (ASSAM
AMENDMENT) BILL, 2026**

**A
BILL**

further to amend the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 in its application to the State of Assam.

Preamble

Whereas it is expedient the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 hereinafter referred to as the principal Act, in the manner hereinafter appearing ;

Central Act
No. 30 of
2013

It is hereby enacted in the Seventy-seventh Year of the Republic of India as follows:—

Short title,
extent and
commencement

1. (1) This Act may be called the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Assam Amendment) Act, 2026.
- (2) It shall come into force at once.

Amendment of
section 10A

2. In the principal Act, for section 10A, the following shall be substituted, namely:—

“10A. The State Government may, in the public interest, by notification in the Official Gazette, exempt any of the following projects from the application of the provisions of Chapter II and Chapter III of this Act, namely:—

- (a) such projects related to national security or defence and every part thereof, including preparation for defence or defence production;
- (b) rural infrastructure projects including electrification, health and education;
- (c) affordable housing and housing for the poor people;
- (d) industrial area or industrial estate set up by the State Government and its undertaking;
- (e) industrial corridors set up by the State Government and its undertakings (in which case the land shall be acquired up to one kilometer on both sides of designated railway line or roads for such industrial corridor); and

- (f) infrastructure projects including projects under public-private partnership where the ownership of land continues to vest with the Government and planned urban development projects in and around airports:

Provided that the State Government shall, before the issue of notification, ensure the extent of land for the proposed acquisition keeping in view the bare minimum land required for such project."

Amendment of
section 40

3. In the principal Act, in section 40, in sub-section (2), in fifth line, after the words "the State Government", the words "or to meet exigencies arising out of any natural disaster or calamity declared by the State Government" shall be inserted.



VETTED BY THE
LEGISLATIVE DEPARTMENT
ON 10.07.2016

Statement of Objects & Reasons

The objective of the Bill is to amend the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 in its application to the State of Assam.

The proposed amendment seeks to substitute section 10A of the principal Act to empower the State Government, in public interest, to exempt certain categories of projects from the application of Chapter II and Chapter III of the Act. The categories include projects relating to national security and defence, rural infrastructure, affordable housing, industrial areas and industrial estates established by the State Government and its undertakings, industrial corridors and planned urban development in and around airports. The amendment is intended to facilitate timely implementation of critical infrastructure and development projects in the State while ensuring that acquisition is limited to the bare minimum land required for such projects.

The Bill further seeks to amend section 40 of the principal Act relating to special powers in cases of urgency. The proposed amendment enables invocation of the urgency provisions for acquisition of land required to meet exigencies arising out of natural disasters or calamities declared by the State Government.

The Government of Assam in the Revenue and Disaster Management Department has, therefore, come up with a proposal seeking approval of the Cabinet for placing the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Assam Amendment) Bill, 2026 before the Assam Legislative Assembly to amend the Act.

The Cabinet, in its meeting held on 10th July, 2026, approved the amendment as proposed by the Revenue and Disaster Management Department.

The Bill seeks to give effect to the aforesaid objects.


(Keshab Mahanta)

MINISTER
Revenue & D.M. Department



Secretary,
Assam Legislative Assembly,
Assam, Dispur

Financial Memorandum

The Bill will not require any expenditure from the Consolidated Fund of the State once it comes into force

Keshab Mahanta
(Keshab Mahanta)

MINISTER

Revenue & D.M. Department

Memorandum of Delegated Legislation

The Bill seeks to amend the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 in its application to the State of Assam.

Clause 2 of the Bill seeks to substitute section 10A of the principal Act. The substituted section empowers the State Government, in public interest, to exempt specified categories of projects from the application of Chapter II and Chapter III of the Act by notification published in the Official Gazette. The categories of projects eligible for such exemption have been specified in the Act itself.

Clause 3 of the Bill seeks to amend section 40 of the principal Act to extend the applicability of the urgency provisions to cases where land is required to meet exigencies arising out of any natural disaster or calamity declared by the State Government. The amendment does not involve any further delegation of legislative power.

The delegation of legislative power as envisaged above is necessary for effective implementation of public purpose projects and for issuance of notifications in respect of projects proposed to be exempted under the Act.

The above provisions of the Bill regarding delegated legislation are thus of normal type and are mainly intended to cover matters of procedure and implementation.

Keshab Mahanta

(KeshabMahanta)

MINISTER

Revenue & D.M. Department

Existing provision of the **Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Assam Amendment)Act, 2024** and proposed provisions of **Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Assam Amendment)Act, 2026**

Amended Section	Existing Provision	Proposed Provision
Preamble		A bill further to amend the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 in its application to the State of Assam. Whereas it is expedient the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 hereinafter referred to as the principal Act , in the manner hereinafter appearing ; It is hereby enacted in the Seventy-seventh Year of the Republic of India as follows:—
Short title, extent and commencement	(1) This Act may be called the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Assam Amendment) Act, 2024. (2) It shall extend to the whole of Assam. (3) It shall come into force at once.	(1) This Act may be called the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Assam Amendment) Act, 2026. (2) It shall come into force at once.
Amendment of section 10A	In the principal Act, after section 10, the following heading and new section 10A shall be inserted, namely:— "CHAPTER III-A PROVISIONS OF CHAPTER II AND CHAPTER III NOT TO APPLY TO CERTAIN PROJECTS "Power of State Government to exempt certain projects 10A. The State Government may, in the public interest, by notification in the Official Gazette, exempt following project from the application of the provisions of Chapter II and Chapter III of this Act, namely:— Such projects vital to national security or defence of India and every part thereof, including preparation for defence or defence production."	In the principal Act, for section 10A, the following shall be substituted, namely:— "10A. The State Government may, in the public interest, by notification in the Official Gazette, exempt any of the following projects from the application of the provisions of Chapter II and Chapter III of this Act, namely:— (a) such projects related to national security or defence and every part thereof, including preparation for defence or defence production; (b) rural infrastructure projects including electrification, health and education; (c) affordable housing and housing for the poor people; (d) industrial area or industrial estate set up by the State Government and it's undertaking; (e) industrial corridors set up by the State Government and its undertakings (in which case the land shall be acquired up to one kilometer

		on both sides of designated railway line or roads for such industrial corridor); and (f) infrastructure projects including projects under public-private partnership where the ownership of land continues to vest with the Government and planned urban development projects in and around airports : Provided that the State Government shall, before the issue of notification, ensure the extent of land for the proposed acquisition keeping in view the bare minimum land required for such project."
Amendment of section 40	In the principal Act, in section 40, in sub-section (2), after the words "approval of Parliament", the words "or to comply with the directions given by the Central Government to the State Government" shall be inserted.	In the principal Act, in section 40, in sub-section (2), in the fifth line, after the words “the State Government”, the words “or to meet exigencies arising out of any natural disaster or calamity declared by the State Government" shall be inserted.