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Separate paging is given to this Part in order that it may be filed as a Separate Compilation.

PART - IV

Acts of Gujarat Legislature and Ordinances promulgated and Regulations made by the Governor.

The following Act of the Gujarat Legislature, having been assented to by the Governor on the 8th October, 2020 is hereby published for general information.

K. M. LALA,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 12 OF 2020.

(First published, after having received the assent of the Governor, in the "*Gujarat Government Gazette*", on the 9th October, 2020).

AN ACT

further to amend the Gujarat Prevention of Anti-social Activities Act, 1985.

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

1. (1) This Act may be called the Gujarat Prevention of Anti-social Activities (Amendment) Act, 2020.

**Short title and
commencemen**

(2) It shall be deemed to have come into force on the 7th September, 2020.

Amendment
of long title of
Guj. 16 of
1985.

2. In the Gujarat Prevention of Anti-social Activities Act, 1985 (hereinafter referred to as “the principal Act”), in the long title, for the words “immoral traffic offenders and property grabbers”, the words “immoral traffic offenders, property grabbers, cyber offenders, money lending offenders and sexual offenders” shall be substituted.

Guj. 16 of
1985.

Amendment
of section 2 of
Guj. 16 of
1985.

3. In the principal Act, in section 2, -

- (i) for clause (bb), the following clause shall be substituted, namely:-

“(bb) “common gaming house keeper” means a person who commits or attempts to commit or abets the commission of an offence punishable under section 4 of the Gujarat Prevention of Gambling Act, 1887;”;

Bom. IV
of 1887.

- (ii) after clause (bbb), the following clause shall be inserted, namely:-

“(ba) “cyber offender” means a person who commits or attempts to commit or abets the commission of offence punishable under Chapter XI of the Information Technology Act, 2000;”;

21 of 2000.

- (iii) in clause (c), for the words “Chapter XVI or Chapter XVII of the Indian Penal Code”, the words “Chapter VIII or Chapter XVI (except section 354, 354A, 354B, 354C, 354D, 376, 376-A, 376-B, 376-C, 376-D or 377) or Chapter XVII or Chapter XXII of the Indian Penal Code” shall be substituted.

45 of 1860.

45 of
1860.

- (iv) after clause (g), the following clause shall be inserted, namely:-

“(ga) “money lending offender” means a person, who commits or attempts to commit or abets the commission of offences under Chapter IX of the Gujarat Money Lenders Act, 2011 or a money lender or any person engaged by the money lender or someone acting on his behalf, who uses or threatens to use physical violence directly or otherwise or through any person against any person for the purpose of collecting any part of the loan or interest thereon

Guj. 14
of 2011.

or any instalment thereof or for taking any movable or immovable property connected with the loan transaction or the realization of whole or part of the loan amount or interest thereon.”.

(v) after clause (h), the following clause shall be inserted, namely:-

“(ha) “sexual offender” means a person, who commits or attempts to commit or abets the commission of any offence punishable under section 354, 354A, 354B, 354C, 354D, 376, 376-A, 376-B, 376-C, 376-D or 377 of the Indian Penal Code or the Protection of Children from Sexual Offences Act, 2012;”.

45 of 1860.

32 of 2012.

4. In the principal Act, in section 3, in sub-section (4), after the words “immoral traffic offender or property grabber”, the words “cyber offender or money lending offender or sexual offender” shall be inserted.

**Amendment
of section 3
of Guj. 16 of
1985.**

**Guj.
Ord. 11
of 2020.**

5. (1) The Gujarat Prevention of Anti-social Activities (Amendment) Ordinance, 2020 is hereby repealed.

**Repeal
and
saving.**

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act as amended by the said Ordinance, shall be deemed to have been done or taken under the principal Act as amended by this Act.
