

AS PASSED BY THE RAJYA SABHA  
ON THE 5TH AUGUST, 2019

**Bill No. XXVIII-C of 2019**

THE JAMMU AND KASHMIR RESERVATION (SECOND  
AMENDMENT) BILL, 2019

(AS PASSED BY THE RAJYA SABHA)

A

BILL

*further to amend the Jammu and Kashmir Reservation Act, 2004.*

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

**1.** This Act may be called the Jammu and Kashmir Reservation (Second Amendment) Act, 2019. Short title.

XIV of 2004. **2.** In section 2 of the Jammu and Kashmir Reservation Act, 2004 (hereinafter referred to as the principal Act), after clause (g), the following clause shall be inserted, namely:— Amendment of section 2.

‘(ga) “economically weaker sections” means such categories as may be notified by the Government from time to time, on the basis of family income and other indicators of economic disadvantage, other than the classes or categories defined in clauses (m), (n) and (o);’.

Amendment  
of section 3.

**3.** In section 3 of the principal Act, in sub-section (I),—

- (i) in clause (a), the word “and” occurring at the end shall be omitted;
- (ii) in clause (b), for the words “backward classes:”, the words “backward classes; and” shall be substituted;
- (iii) after clause (b), the following clause shall be inserted, namely:— 5
  - “(c) economically weaker sections:”;
- (iv) in the first proviso, for the words “the total percentage of reservation”, the words, brackets and letters “the total percentage of reservation provided in clauses (a) and (b)” shall be substituted;
- (v) after the first proviso, the following proviso shall be inserted, namely:— 10
  - “Provided further that the reservation in appointments in favour of the persons belonging to economically weaker sections shall be in addition to the existing reservation as provided in this sub-section and shall be subject to a maximum of ten per cent. of the posts in each category:”;
- (vi) in the second proviso, for the words “Provided further that”, the words 15
  - “Provided also that” shall be substituted.

Amendment  
of section 9.

**4.** In section 9 of the principal Act, in sub-section (I),—

- (i) for the portion beginning with the words “shall reserve” and ending with the words “from time to time:”, the following shall be substituted, namely:—
  - “shall reserve seats in the Professional Institutions for candidates 20  
belonging to,—
  - (a) reserved categories and such other classes or categories as may  
be notified from time to time; and
  - (b) economically weaker sections:”;
- (ii) in the proviso, for the words “the total percentage of reservation”, the 25  
words, brackets and letter “the total percentage of reservation provided in clause (a)”  
shall be substituted;
- (iii) after the proviso, the following proviso shall be inserted, namely:—
  - “Provided further that the reservation in the Professional Institutions in  
favour of the persons belonging to economically weaker sections shall be in 30  
addition to the existing reservation as provided in this sub-section and shall be  
subject to a maximum of ten per cent. of the seats in each category.”.

RAJYA SABHA

---

A

BILL

further to amend the Jammu and Kashmir Reservation Act, 2004.

---

*(As passed by the Rajya Sabha)*