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SIND ORDINANCE NO. II OF 1970

THE WEST PAKISTAN REQUISITIONING OF IMMOVABLE PROPERTY (TEMPORARY POWERS) (SIND AMENDMENT) ORDINANCE, 1970

[6th August, 1970]

An Ordinance to amend the West Pakistan Requisitioning of Immovable Property (Temporary Powers) Act, 1956.

Preamble.

WHEREAS it is expedient to amend the West Pakistan Requisitioning of Immovable Property (Temporary Powers) Act, 1956, in its application to the Province of Sind, in the manner hereinafter appearing;

NOW, THEREFORE, in pursuance of the Martial Law Proclamation of 25th March, 1969, read with the Provisional Constitution Order, and in exercise of all powers enabling him in that behalf, the Governor of Sind is pleased to make and promulgate the following Ordinance :-

Short title

1. This Ordinance may be called the West Pakistan Requisitioning of Immoveable Property (Temporary Powers) (Sind Amendment) Ordinance, 1970.

Amendment of section 3 of West Pakistan Act, VII of 1956.

2. In the West Pakistan Requisitioning of Immovable Property (Temporary Powers) Act, 1956, in its application to the Province of Sind, in section 3-

(i) in sub-section (1), the words "after giving the owner thereof an opportunity of being heard and showing cause against the proposed action" shall be omitted and shall be deemed to have been so omitted with effect from 1st July, 1970; and

(ii) after sub-section(2),the following sub-sections shall be inserted:-

"(2-a) Any person aggrieved by an order made under sub-section (1) requisitioning any building may make an application to the authority making the order, to review the order, and on such application being made, such authority, after giving the applicant an opportunity of being heard and adducing evidence in support of his application, may confirm, modify or rescind the order.

(2-b) An application for review under sub-section (2-a) shall be made –

(i) In the case of an order made on or after 1st July, 1970, but prior to 6th August, 1970, not later than 23rd August, 1970; and

(ii) In the case of an order made on or after 6th August, 1970, within fourteen days of the making of the order."