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SIND ORDINANCE NO.IX OF 1973

THE WEST PAKISTAN FOODSTUFFS (CONTROL) (SIND AMENDMENT) ORDINANCE, 1973

[17th May, 1973]

An Ordinance to amend the West Pakistan Foodstuffs (Control) Act, 1958, in its application to the Province of Sind.

Preamble.

WHEREAS it is expedient to amend the West Pakistan Foodstuffs (Control) Act, 1958, in its application to the Province of Sind, in the manner hereinafter appearing;

AND WHEREAS the Provincial Assembly of Sind is not in session and the Governor of Sind is satisfied that circumstances exist which render immediate action necessary;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of Article 135 of the Interim Constitution of the Islamic Republic of Pakistan, the Governor of Sindh is pleased to make and promulgate the following Ordinance: -

Short title and commencement.

1. (1) This Ordinance may be called the West Pakistan Foodstuffs (Control) (Sind Amendment) Ordinance, 1973.

(2) It shall come into force at once.

Addition of section 9-A of West Pakistan Act, XX of 1958.

2. In the West Pakistan Foodstuffs (Control) Act, 1958, in its application to the Province of Sind, hereinafter referred to as the said Act, after section 9, the following new section shall be added, namely: -

Minimum punishment.

"9-A. Notwithstanding anything to the contrary contained in sections 6 and 9, term of imprisonment for offences relating to ration document shall be not less than one month.".

Substitution of section 10 of West Pakistan Act, XX of 1958.

3. For section 10 of the said Act, the following section shall be substituted namely: -

Cognizance of offences and mode of trial.

"10. (1) No Court shall take cognizance of any offence punishable under this Act except on a report, in writing of the facts constituting such offence, made by a person who is a public servant as defined in section 21 of the Pakistan Penal Code (Act XLV of 1860).

(2) Government may, by notification, direct that all or any of the offences or class of offences shall be tried in summary way in accordance with the procedure prescribed by Chapter XXII of the Code of Criminal Procedure, 1898 (Act V of 1898).".