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GOVERNMENT OF SINDH
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SIND ORDINANCE No. I OF 1981

THE SIND LOCAL GOVERNMENT (AMENDMENT) ORDINANCE, 1981

[4th January, 1981]

An Ordinance to amend the Sindh Local Government Ordinance, 1979.

Preamble.

WHEREAS it is expedient to amend the Sind Local Government Ordinance, 1979, in the manner hereinafter appearing;

NOW THEREFORE, in pursuance of the Proclamation of the fifth day of July, 1977 and the Laws (Continuance in Force) Order, 1977, the Governor of Sind is pleased to make and promulgate the following Ordinance:—

Short title and commencement.

1. (1) This Ordinance may be called the Sind Local Government (Amendment) Ordinance, 1981.

(2) It shall come into force at once.

Amendment of section 9 of Sindh Ordinance XII of 1979.

2. In the Sind Local Government Ordinance, 1979, hereinafter referred to as the said Ordinance, in section 9, after sub section (2), the following shall be added and be deemed to have always been so added:—

"(3) When the declaration has been made under sub-section (2), the members and Chairman and Vice-Chairman or, Mayor and Deputy Mayor, as the case may be, of the Council existing immediately before declaration, shall be deemed to be the members, Chairman and Vice-Chairman or, Mayor and Deputy Mayor, as the case may be, of the Council to be constituted for the local area after the declaration, until elections are held to such council.".

Amendment of section 10 of Sindh Ordinance XII of 1979.

3. In the said Ordinance, in section 10, in sub-section (2), the full-stop at the end shall be replaced by a colon and thereafter the following proviso shall be added:—

"Provided that there shall be a separate panchayat for minority community in each electoral unit from which a member of the minority community has been elected and such panchayat shall consist of the elected member as Chairman and two members drawn from minority community of such unit".

Amendment of section 32 of Sind Ordinance XII of 1979.

4. In the said Ordinance, for section 32, the following shall be substituted:—

"(32) The Mayor or Chairman and Deputy Mayor or Vice-Chairman may be paid such honoraria or allowed such other privileges as may be prescribed and the honorarium and other privileges prescribed for the first time after coming into force of this Ordinance shall be admissible from the date on which such Mayor or Chairman or Deputy Mayor or Vice-Chairman has assumed office.".—

Honoraria and privileges.

5. In the said Ordinance, the existing section 48 shall be numbered as sub-section (1) of that section and thereafter the following shall be added—

Amendment of section 48 of Sind Ordinance XII of 1979.

(2) When the Mayor or Chairman by reason of absence from Pakistan or any other cause, is unable to exercise his powers and perform his functions, the Deputy Mayor or, as the case may be, Vice-Chairman, shall, unless Government may be notification entrust the duties of the Mayor or Chairman to some other person, exercise powers and perform functions of the Mayor or, as the case may be Chairman".

6. After Chapter VII, the following chapter shall be inserted:—

Addition of Chapter VII-A in Sind Ordinance XII of 1979.

"CHAPTER VII-A

NAMING OR RENAMING OF CITY, MUNICIPALITY, TOWN, VILLAGE, PUBLIC PLACE OR PUBLIC WAY, ETC.

Naming or renaming to be made under this Chapter.

52-A. No city, municipality, town, village or any part or locality thereof, or public place or public way, here in this Chapter referred to as place, may be named or renamed except in accordance with the provisions of this Chapter.

Guidelines for naming or renaming.

52-B. Naming or renaming under section 52-A may be made after—

(a) the founder of the nation or any person who took a prominent part in the creation of Pakistan;

(b) any Muslim personality who rendered an out-standing service to, the Nation, Muslims, or Islam:

(c) a national personality with an unblemished record of service to the nation;

(d) a person famous for his, work in the field of art, culture science and education or notable public service;

(e) the principal donor of any building or institution built or set up for charitable purposes;

(f) a name of anything other than that of a personality; Provided that no place shall be named or renamed after—

(a) a living person except in the case of the donor of the building or institution;

(b) non-Pakistani without the permission of Government.

Principles of naming or renaming.

52-C. (1) The existing foreign names of all place shall be gradually replaced by Pakistani or Islamic names.

(2) Duplication of names in the same local area shall be avoided.

(3) No Public way other than that sixty feet wide shall be named or renamed after a personality and all streets, lanes or alleys linked to such public way shall be numbered.

Committee for naming or renaming.

52-D. (1) Where a council deems it expedient to name or rename any place or receives a proposal in this behalf, it shall constitute a committee consisting of persons to be nominated from amongst the elected members of the council, and persons of eminence living within the local area.

(2) The committee shall, by notice in two daily newspapers having wide circulation in the local area, invite objections and suggestions from the residents of such area and the objections and suggestions shall be submitted to the committee with thirty days of the publication of the notice.

(3) The committee shall, after considering the objections and suggestions made under sub-section (2) and hearing any person making any objection or suggestion as it may consider necessary, make recommendations to the council.

Council resolution of naming or renaming.

52-E. The council shall consider the recommendations made under section 52-D in a special meeting and it may support the recommendations with or without any modification by a resolution.

Notification and consequences of naming or renaming.

52-F. (1) The resolution of the council passed under section 52-E shall be forwarded to Government, and Government may approve it with or without any modification.

(2) The resolution as approved by Government under sub-section (1) shall be notified in the Gazette and all references to the place named or renamed, as the case may be, shall, from the date of notification, be made or be construed to have been made in the new name.

Displaying of name.

52-G. (1) The council shall arrange to have the new name displayed by such device as it may deem fit at a conspicuous site or sites for the information of the public.

(2) No person shall remove, destroy, deface or in any was damage the name or device displaying such name under sub-section (1) without previous permission of the council".

Amendment of section 86 of Sind Ordinance XII of 1979.

7. In the said Ordinance, in section 86, in sub-section (2), between the word "conditions" and the word "as" the words "and they shall be liable to such disciplinary action and penalties" shall be inserted.

Amendment of section 88 of Sind Ordinance XII of 1979.

8. In the said Ordinance, section 88 shall be numbered as sub-section (1) of that section and the following shall be added:—

"(2) The Divisional and District Local Government Boards shall, with the approval of the Board, employ such number of employees as may be necessary on such terms and conditions and they shall be liable to such disciplinary action and penalties as may be prescribed".