

SIND ACT No. IV OF 1937¹.

[THE SIND FAMINE RELIEF FUND ACT, 1937.]

[10th September, 1937]

An Act to provide for the establishment and maintenance in the Province of Sind of a Fund, called the Sind Famine Relief Fund, for meeting expenditure at the time of famine or of distress caused by serious drought, flood or other natural calamities in the said Province.

WHEREAS it is expedient to provide for the establishment and maintenance in the Province of Sind of a Fund for utilisation on occasions of famine and of distress caused by serious drought, flood or other natural calamities in the said Province; It is hereby enacted as follows:—

1. (i) This Act may be called the Sind Famine Relief Fund Act, 1937. Short title, extent and commencement.

(ii) It extends to the whole of the Province of Sind, and shall come into force at once.

2. In this Act, unless there is anything repugnant in the subject or context,— Definitions.

(i) "Fund" means the Sind Famine Relief Fund established under section 3; and

(ii) "Province" means the Province of Sind.

3. The Provincial Government shall establish in and for the Province a Fund called "The Sind Famine Relief Fund". The Fund shall consist of— Establishment of the Sind Famine Relief Fund.

¹ For Statement of Objects and Reasons, see S. G. G., 1937, Pt. IV, p. 299 and for proceedings in Assembly, see S. L. A. Debates, 1937, Vol. II—Book No. 4, pp. 56-67, Book No. 24, pp. 41-43.

(i) the securities of the Central Government mentioned in section 4 ;

(ii) the interest which may, from time to time, accrue on such securities ;

(iii) such other sums as the Provincial Government may, from time to time, contribute to the Fund under sub-section (ii) of section 7 or otherwise ; and

(iv) the interest which may, from time to time, accrue on the ¹[securities of the Central Government or of the Provincial Government] in which the sums to the credit of the Fund may be invested or re-invested under section 6.

Investment of Famine Relief Fund moneys in the securities of the Central Government.

4. The Provincial Government shall, after setting apart from the balance of the Sind Famine Relief Fund, maintained under rule 29 of the Devolution Rules made under the Government of India Act, such sum as may be required during the remaining portion of the financial year 1937-38 for the grants of loans to cultivators and for meeting the expenditure on the relief of famine, if any, in the Province, invest the balance in the securities of the Central Government in the name of the Secretary to the Government of Sind, Finance Department.

Purposes for which the Fund may be utilised.

5. The Fund shall not be expended, except upon:—

(i) the relief of famine in the Province ; and

(ii) the relief of distress caused by serious drought, flood or other natural calamities in the Province :

Provided that when the Fund exceeds twelve lakhs of rupees, the Provincial Government may utilize the excess to meet expenditure on protective irrigation works and other works for the prevention of famine, or for the grant of loans to cultivators either under the Land Improvement Loans Act, 1883, or under the Agriculturists' Loans Act, 1884, or to non-

XIX of
1883.
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¹ Subs. by Sind 4 of 1939, s. 2, for "securities of the Central Government".

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agriculturists under the ¹[Sind] Non-Agriculturists' Loans Act, 1928, or for relief purposes, or in the repayment of advances made by the Central Government, or to meet irrecoverable balances of loans granted under the said Acts, or for relief purposes.

6. The Provincial Government shall, from time to time, invest or re-invest in ²[securities of the Central or of the Provincial Government] all sums to the credit of the Fund, which may not be immediately required for any of the purposes mentioned in section 5. The securities shall be purchased in the name of the Secretary to the Government of Sind, Finance Department.

Investment and re-investment of amounts not required.

7. (i) The accounts of the Fund shall be made up at the end of each financial year, the securities belonging to the Fund being valued at their market value on the last day of such year.

Accounts of the Fund and making up of the deficiency in the Fund.

(ii) If the accounts so made up show that the balance in the Fund at the end of such year falls short of twelve lakhs of rupees, the deficiency shall be made up from the revenues of the Province :

Provided that if the deficiency exceeds two lakhs of rupees, it may be made up in annual instalments, the amount of each instalment, except the last, being not less than two lakhs of rupees.

³[(iii) The minimum of two lakhs of rupees payable to the Fund under the proviso to clause (ii) shall be charged on the revenues of the Province.]

8. The Provincial Government may, after previous publication in the ⁴[Official Gazette], make rules to carry into effect the purposes of this Act:

Power of the Provincial Government to make rules.

Provided that rules made under this section shall be laid upon the table of the Sind Legislative Assembly next following Session and shall be liable to be modified or rescinded by a resolution of the said Assembly and such rules shall, after having been notified in the ⁴[Official Gazette], be deemed to have been modified or rescinded accordingly.

All rules made to be laid on the table of the Sind Legislative Assembly.

¹ Ins. by the Sind Laws (Adaptation, Revision, Repeal and Declaration) Ordinance, 1955 (Sind 5 of 1955), s. 7, Sch. III.

² Subs. by Sind 4 of 1939, s. 2, for "securities of the Central Government".

³ Added *ibid.*, s. 3.

⁴ Subs. by the Sind Laws (Adaptation, Revision, Repeal and Declaration) Ordinance, 1955 (Sind 5 of 1955), s. 7, Sch. III, for "S. G. G."