

EXTRAORDINARY

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PART-IV

PROVINCIAL ASSEMBLY OF SINDH NOTIFICATION KARACHI, THE 5TH MARCH, 2014.

NO.PAS/Legis-B-07/2013- The Prevention of Defacement of Property Bill, 2013 having been passed by the Provincial Assembly of Sindh on 3rd February, 2014 and assented to by the Governor of Sindh on 25th February, 2014 is hereby published as an Act of the Legislature of Sindh.

THE PREVENTION OF DEFACEMENT OF PROPERTY ACT, 2013.

SINDH ACT NO. III OF 2014.

AN ACT

to provide for prevention of defacement of property and prohibition of expression of matters on walls in the Province of Sindh.

WHEREAS it is expedient to provide for prevention of **Preamble.**

defacement of property and prohibition of expression of matters on walls in the Province of Sindh.

It is hereby enacted as follows:-

**Short title,
extent and
commencement.**

1. (1) This Act may be called the Prevention of Defacement of Property Act, 2013.
- (2) It shall extend to the whole of the Province of Sindh.
- (3) It shall come into force at once.

Definitions.

2. In this Act, unless the context otherwise requires -
 - (a) "Affixing Material" means any poster, bill, notice, placard, or any other material on property without the prior permission of the owner;
 - (b) "Defacement" or "Deface" means without the permission of the owner, impairing or interfering with the appearance or the beauty of Property or damaging, disfiguring, spoiling, or injuring and in any other manner, defacing the Property as follows:-
 - (i) Writing on the property;
 - (ii) Affixing Material on the Property; or
 - (iii) including any act which results in the Defacement of Property;
 - (c) "Government" means the Government of Sindh;
 - (d) "Property" means any structure, building, fence, post, pole, erection, surface;
 - (e) "Writing" means writing, painting, expressing or describing any matter with chalk, paint or any other medium or material on any property.

**Prohibition on
defacement of
property.**

3. (1) No person shall Deface any Property, in any manner whatsoever with an intention to attract public attention.

(2) Any person found in contravention of any provisions of this Act, shall be punished with imprisonment for a term which may extend to six months or with a fine which may extend to five thousand rupees or with both and if an offence is a continuing one with a further fine which may extend to one thousand rupees for every day after the date of the first commission during which period the offender has persisted an offence.

Exception.- It shall not be an offence under this section, if the owner or possessor of the Property expresses any particulars relating to himself or his business thereon.

4. (1) Within a period of fifteen days of the promulgation of this Act, Government shall constitute an Anti-Property Defacement Task Force which shall assess the scope and nature of the Defacement and suggest ways to augment enforcement capability, survey the efforts of other jurisdiction to combat Defacement and consider the replication of such programmes, and propose a comprehensive anti-Defacement programme.

**Anti-Property
Defacement Task
Force.**

(2) The Anti-Property Defacement Task Force shall comprise of six members including the Chairperson.

(3) The Chairperson and members shall be experienced persons of eminence and shall be appointed by Government from the following sectors:-

- (a) Law
- (b) Civil society organization engaged in civic or cultural projects
- (c) Education
- (d) Electronic or Print Media
- (e) Business Community
- (f) Engineering or Architecture

5. Within a period of thirty days from the commencement of this Act, every Council shall cause to be removed all existing Defacement of Property within its jurisdiction which is prohibited by this Act and the cost of such removal shall be recovered from the persons responsible for such matters.

**Removal of
existing
defacement on
property.**

6. Government may make rules for carrying out the purposes of this Act.

**Power to make
rules.**

**BY ORDER OF THE SPEAKER
PROVINCIAL ASSEMBLY OF SINDH**

**G.M.UMAR FAROOQ
SECRETARY
PROVINCIAL ASSEMBLY OF SINDH**