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THE BALOCHISTAN GAZETTE

' | PUBLISHED BY AUTHORITY

NO. 26 QUETTA THURSDAY OCTOBER 14, 1993,

GOVERNMENT OF BALOCHISTAN,

LAW DEPARTMENT,

NOTIFICATION.

Dated Quetta, the 14th October, 1993.

No. Legis.1-93/Law/93. The following Ordinance made by the

Governor of Balochistan on the 14th October, 1993, is hereby published for general information:- '

BALOCHISTAN ORDINANCE NO. VI OF 1993.

THE BALOCHISTAN (CANCELLATION OF STATE  
LAND ALLOTMENTS) ORDINANCE, 1993.

AN  
ORDINANCE

to provide for the cancellation of illegal  
allotments of state .and in the Province of Balochistan,

Preamble. WHEREAS it has been found that large scale  
allotments of state lands have been made in the Province  
of Balochistan, in Contravention of the Land Lease  
Policy; '

AND WHEREAS such illegal allotments are required to  
be cancelled in the public interest;

Printed by the Controller, Government Printing & Stationery Department  
Quetta. Balochistan D.No, 26-100 Copies-10/9S,

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AND WHEREAS it is expedient to provide for the cancellation of such illegal allotments of state land and for the resumption thereof:

AND WHEREAS, the Provincial Assembly is not in session and the Governor of Balochistan is satisfied that circumstances exist which render it necessary to take immediate action,

NOW THEREFORE, in exercise of the powers conferred by Clause (1) of Article 128 of the Constitution of Islamic Republic of Pakistan, 1973, the Governor of Balochistan is pleased to make and promulgate the following Ordinance:-

Short title 1. (1) This Ordinance may be called the Balochistan extend and Cancellation of Illegal Allotments of State Land Ordinance, 1993,

ment.

(2) It shall extend to the whole of Balochistan except the Tribal Areas.

(3) It shall come into force at once.

Definitions. 2. In this Ordinance, unless there is any-thing repugnant in the subject context:-

(a) "Authority" means the Member of Revenue, Balochistan;

(b) "Board of Revenue" means the Board of

Revenue constituted under the Board of Revenue Act, 1957;

(c) "Government" means the Government of Balochistan;

(d) "Illegal allotments" means allotments

declared as illegal allotments by and under this Ordinance;

Ce) "Land Lease Policy" means the policy notified under Notification No.940-81/ 86=Rev. dated 15th March, 1988, issued by the Government

(f£) "Revenue Officer" means and includes the Revenue Officers as classified and defined in the Balochistan Land Revenue Act, 1967.

Illegal 3 Notwithstanding anything contained in any other

allotments. law, rules or instructions for the time being in force, all illegal allotments of state land made during the period between 15th March, 1988 and 18th August, 1993, both days inclusive, under the Land Lease Policy by whatever authority of the Government, including a Revenue Officer, are hereby declared to be illegal allotments:

Provided that the provision of this section shall not apply to any allotments made in favour of a Federal or Provincial Government Department, for a public purpose.

Cancellation 4, (1) All illegal allotments shall stand of illegal cancelled forth-with, allotments.

(2) In consequence of cancellation of illegal allotments the Revenue Officer concerned shall correct the revenue record accordingly through its revenue staff in the district; or in the whose custody the revenue record is kept maintained.

Resumption 5, (1) All state land, whose illegal allotment of land. stands cancelled under this Ordinance, shall stand resumed in favour of the state, and the Revenue Officer of the District concerned shall take possession thereof forthwith;

(2) The Board of Revenue shall refund the sale proceeds or lease money to the allottees. if and when, claimed by them,

Eligibility. 6. All allottee, whose allotment stands cancelled under this Ordinance, may apply to. the Board of Revenue for fresh allotment in accordance with the Land Lease Policy:

Provide that he fulfils all the conditions as laid down in the Land Lease Policy and is eligible thereunder.

Bar of Ts (1) Any order passed or proceeding taken by Jurisdiction Board of Revenue, or any Revenue Officer, under this Ordinance, shall not be called in question in any Court.

(2) Any proceedings pending in any court against Government of the Board of Revenue for claim on account of illegal allotment of state land, shall abate on the promulgation of this Ordinance.

Rules. 8. The Government may make rules for the implementation of this Ordinance.

Ordinance: to 9. This Ordinance shall have effect notwithstanding  
override any thing contained in any other law for the time being

other laws. in force.

Dated Quetta. , Brigadier S.A. Raheem Durrani.  
the 14th October, 1993. \_ Governor Balochistan.

Mohammad Anwar Lehri,  
Secretary Law.

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