

THE BALOCHISTAN FOREST REGULATION (AMENDMENT)

ACT, 1974

(Baln Act XIII of 1974)

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'THE BALOCHISTAN? FOREST REGULATION (AMENDMENT)
ACT, 1974

(Balochistan Act XIII of 1974)

[24" July, 1974]

An Act to amend the Balochistan Forest Regulation,
1890.

Preamble. WHEREAS it is expedient to amend the Balochistan Forest Regulation, 1890 (Regulation No. V of 1890), in the manner hereinafter appearing:

It is hereby enacted as follows: —

Short title and 1. (1) This Act may be called the Balochistan Forest commencement Regulation (Amendment) Act, 1974.

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(2) It shall come into force at once.

Insertion of section 2. After section 12 of the Balochistan Forest Regulation, 12-A in the 1890, the following new section shall be inserted, namely: —
Balochistan Forest
Regulation 1890. "12-A. Cutting, removal and sale of Juniper wood.

(1) It shall be unlawful: —

- (i) to fell or girdle a Juniper tree;
- (ii) to lop, tap, burn, strip off the bark from or in any other way damage, a Juniper tree whether standing, fallen or felled;
- (iii) to remove any felled or fallen Juniper tree, or its firewood, or any part thereof, for sale;
- (iv) to possess and stock Juniper firewood or timber for the purpose of sale:

Provided that nothing shall be deemed to be an offence under this section when done with the permission in writing of the prescribed authority or in accordance with rules framed or in force under the Forest Act, 1927.

1 This Act, which amended Balochistan Regulation V of 1890, was passed by the Balochistan Assembly on 16" July, 1974:

assented to by the Governor of Balochistan; and published in the Balochistan Gazette (Extraordinary) No. 46, dated 24" July, 1974.

2 Spelling of the word "Baluchistan", wherever it appears in this Act, is corrected by insertion of letter "o" instead of "u"; as per Government of Balochistan, S&GAD's Notification No. SORI (4) 6/ S&GAD-89, dated 18" June, 1989.

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That is Act V of 1898.

(2) Any Forest Officer, Police Officer, Risaldar of the Levies, or an Incharge of a Levies Post may search any means of transport used for the offence; he may also search firewood stalls, or any other place where he has reason to believe that Juniper wood is placed in contravention of the provisions of this section, and may seize any such wood.

Search under this sub-section shall be made in accordance with the provisions of section 102 and 103 of the Code of Criminal Procedure, 18983.

(3) Any person who commits a breach of the provisions of this section shall be punished with imprisonment for a term which may extend to one year or with fine which may extend to five thousand rupees or with both.

(4) Notwithstanding anything contained in the Code of Criminal Procedure, 1898⁴, an offence punishable under this section shall be cognizable and non-bailable within the meaning of the said Code."