

THE PAKISTAN DAY MEMORIAL CESS
(BALOCHISTAN) ACT, 1964

(W.P. Act XXIX of 1964)

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'THE PAKISTAN ?[DAY] MEMORIAL CESS

Preamble.

Short title, extent

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Definitions.

Levy of cesses.

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3((BALOCHISTAN®)] ACT, 1964

(W.P. Act XXIX of 1964)

[20" April, 1964]

An Act to raise funds for the Pakistan ?[Day] Memorial.

WHEREAS it is expedient to raise funds for the
Pakistan [Day] Memorial in [Balochistan].

1. () This Act may be called the Pakistan [Day]
Memorial Cess 3[(Balochistan)] Act, 1964.

(2) It shall extend to whole of the Province of
3[Balochistan], except the Tribal Areas.

(3) It shall come into force at once.

5[1-A. In this Act, unless the context otherwise requires, the

following expressions shall have the meanings, hereby
respectively assigned to them, that is to say—

(a) "cess" means the Pakistan Day Memorial Cess to
be levied under section 2;

(b) "Committee" means the Pakistan Day Memorial
Committee constituted under section 4-A;

(c) "Fund" means the Pakistan Day Memorial Fund
established under section 4-B;

(d) "Government" means the Government of
3[Balochistan].

2. () A cess shall be levied and collected, as
hereinafter provided, upon all tickets issued for admission to
cinema houses and race-courses.

(2) Such cess shall be levied—

(a) in the case of tickets for admission to

This Act was passed by the W. P. Assembly on 8" April, 1964; assented to by the Governor of W. P. on 15" April, 1964; and, p

in the W. P. Gazette (Extraordinary), dated 20" April, 1964, pages 1289-1290. For statement of objects and reasons, see Wes

Gazette (Extraordinary), dated 12" March, 1964, pages 767-A to 767-B.

2 Ins. by W. P. Ord. V of 1966.

3 Subs. by Balochistan Laws (Adaptation) Order, 1975, for the words "West Pakistan".

4 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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Added by W. P. Ord. V of 1966.

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Manner of levying
and collecting
the cess.

Period for which
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Constitution and
composition of
the committee
and its
functions.

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cinema houses, at the rate of five paisa
per ticket; and

(b) in the case of tickets for admission to
race-courses, at the rate of fifty paisa per
ticket.

3. The cess described in section 2 shall be levied and
collected, so far as may be, and subject to the rules made under
this Act in the same manner as the entertainment duty payable
under the '[Balochistan] Entertainments Duty Act, 19587.

4. (1) The cess shall be levied upto the thirtieth day of
June, 1969.

(2) Notwithstanding anything contained in sub-
section (2) of section 4-B of the Pakistan Day Memorial Cess
'{(Balochistan)} Act, 1964, the proceeds of the cess imposed
under the said Act, as modified by this Ordinance, payable on
or after the 1st day of July, 1968, shall be credited into the
Provincial Consolidated Fund of '[Balochistan].]

4[4-A. (1) Government shall, as soon as may be, constitute
a committee, to be known as the Pakistan Day Memorial
'{(Balochistan)} Committee, which shall consist of the
Commissioner, Lahore Division, as its Chairman, and such
other official and non-official members, as may be appointed by
Government.

(2) The Committee shall be a body corporate,
having perpetual succession and a common seal, with power to
enter into contracts and to acquire property, both movable and
immovable, and may sue and be sued in its corporate name.

(3) Subject to the general control and
superintendence of Government, the Committee shall—

(a) be responsible for the construction of the Pakistan Day Memorial at Lahore to Commemorate the passing of the Pakistan Resolution on the 23rd of March, 1940, and for this purpose to raise loans, enter contracts, execute works and take such other action as may be necessary or

Subs. by Balochistan (Adaptation) Order, 1975, for the words "West Pakistan".

That is W.P. Act X of 1958, published in the W.P. Gazette (Extraordinary), dated 23rd April, 1958, P.P. 591-598; and adopted by

Balochistan (Adaptation) Order, 1975, with substitution of the word "Balochistan" for the words "West Pakistan".

3 Subs. by W. P. Ord. VII of 1969, effective from 30th June, 1968.

4 Added by W. P. Ord. V of 1966.

Pakistan Day
Memorial
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may be required by Government;

(b) perform such other functions and duties
as may be specified in the rules framed
under section 5.

4-B. (1) There shall be a fund to be known as the
Pakistan Day Memorial Fund to the credit whereof shall be
placed—

(a) the proceeds of the cess;

(b) loans and grants made by Government
for construction of the Pakistan Day
Memorial at Lahore;

(c) such proceeds from other sources of
income as Government may direct to be
credited to the Fund; and

(d) all other sums received by the
Committee.

(2) The Fund shall be applied for the purposes of the
construction of the Pakistan Day Memorial at Lahore and the
repayment of loans received in connection therewith, and if any
sum remains unspent in the Fund after meeting with such
expenditure, the sum so remaining unspent may be used for
such public purposes as Government may direct.

4-C. (1) When the Pakistan Day Memorial at Lahore has
been completed to the satisfaction of Government, Government
may, by an order to be notified in the official Gazette, dissolve
the Committee and entrust the maintenance of the Memorial to
such authority as may be specified in such order.

(2) An order made under sub-section (1) may,
among other matters, specify the consequences which shall
ensue upon the dissolution of the Committee, including the
disposal of its assets and liabilities.]

5. '{(1)] Government may make rules for carrying into effect the provisions of this Act.

(2) 'In particular and without prejudice to the generality of the power conferred under sub-section (1), such rules may provide for all or any of the following matters, namely:—

Section 5 re-numbered as sub-section (1) of that section and sub-section (2) added by W. P. Ord. V of 1966.

(a)

(b)

(c)

(d)

the functions to be performed by the Committee in addition to those specified in section 4-A (3),

the conduct of business by the Committee,

the maintenance of accounts of proceeds of the Fund and their audit,

the execution of works from out of the proceeds of the Fund, including their administrative approval and_ technical sanction.]