

THE AZAD JAMMU & KASHMIR LAND REVENUE

AMENDMENT ACT, 1955.

(Passed under Council Order No. 240/55 dated 6-10-1955).

Whereas it is expedient to declare certain rights of Government in certain kinds of trees and forests it is hereby enacted as follows :-

1. (i) This Act may be called the Azad Jammu and Kashmir Land Revenue Amendment Act, 1955.

(ii) It shall apply to the whole of Azad Kashmir Territory and shall come into force and take effect from the inception of the Azad Kashmir Government.

2. All trees of the following description namely :-

English names.

Botanical names.

Local names.

Deodar.

Chil pine.

Blue pine.

Fible pine.

Fir.

Spruce Himalayan.

Cypress

Pencil Cedar

Chenar.

Box

Codrus, Libbani, Var

Deodara.

Finus Longifolia.

Pinus Exrolsa.

Punus Gararediana

Abdes Pindrow

Picea morinda.

Cuprescus torulosa

Juniperus macropocle

Platanus orientalis

Bukus sunpervirens

Deodar, Diar.

Chil, Chir.

Kairu, Biar,

Kail, Kachir.

Chilghoza, Iri.

Bewar, Budlu,

rai, raal, tung

Sarain.

Kachal,

Kachhlu,

tos, rias.

Padam.

Bhelai, Chholai,

Padam, Dhui.

Chenar, Buin.

Chikri.

shall be deemed to be State Trees throughout the Azad Kashmir Territory. They, even when standing on private land, cannot be cut or removed except in accordance with rules of the old regime or those that may be framed by the Government.

3. (i) All trees of the following descriptions namely :-

English name. Botanical name Local name.

Mulberry Motus ap Tul-kui, Tut.

shall be deemed to be reserved trees throughout the Azad Kashmir territory provided that in Muzaffarabad and Karnah tehsils Mulberry shall be deemed to be a reserved trees from the date of publication of this Act in the Government Gazette :

Provided further that Mulberry trees when standing in the compounds of houses and buildings shall not be deemed to be reserved trees.

(ii) The Government may, by notification, order that trees of any description specified in such notification shall be deemed to be reserved trees in any local areas specified therein.

(iii) Reserved trees, although standing on private land shall not be sold or converted by any person to his own use otherwise than in accordance with a general or special order of the Government or an officer empowered by the Government in this behalf under the rules of the Old regime or those that may be framed by the Government.

4. A person proved to the satisfaction of an Assistant Collector not below the rank of a Tehsildar to have done any act prohibited by section 2 or 3 shall be liable to a fine which may extend to fifty rupees and shall also be liable to make good to the Government any loss or damage caused by such act :

Provided that a person who has been fined under this section shall not be prosecuted under the Criminal Law for the same act and a person who has been punished under the Criminal Law for any act prohibited by section 2 or 3 shall not be liable to a fine under this section.

Such loss or damage shall be assessed by the Assistant Collector and the amount may be recovered from the person held liable as if the same were arrears of the land revenue.

5. The provisions of this Act shall have effect notwithstanding anything inconsistent therewith in any enactment other than this Act.