

AZAD GOVERNMENT OF THE STATE OF JAMMU AND KASHMIR

Law, Justice, Parliamentary Affairs and Human Rights Department
KREKKKEKEK

“Muzaffarabad”

Dated: 28.06.2021

No. LD/Legis-Act/499-513/2021. The following Act, passed by the Azad Jammu and Kashmir Legislative Assembly on 28th day of May, 2021 and received the assent of the President on the 15th day of June, 2021, is hereby

published for general information.

[Act XXVII of 2021]

Act

further to amend the Azad Jammu and Kashmir Local Government Act, 1990

Whereas, it is expedient further to amend the Azad Jammu and Kashmir Local Government Act, 1990 (Act VII of 1990), for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. Short title and Commencement.- (1) This Act may be called the

Azad Jammu and Kashmir Local Government (Amendment) Act, 2021.

(2) It shall come into force at once.

2. Amendment of Section 2, Act VII of 1990.- In the Azad Jammu and Kashmir Local Government Act, 1990 (Act VII of 1990), hereinafter

referred to as the said Act, in Section 2,-

(i) clause(xi) shall be omitted;

(ii) after clause (lxvii) new clause (lxviii) shall be added as under,-

“(Lxviii) “Youth” means a person having age between 18-35 years;”

3. Amendment of Section 5, Act VII of 1990.- In the said Act, in

Section 5, existing section shall be renumbered as subsection (1) and thereafter following amendments shall be made,-

(i) clause (a) of subsection (1), as renumbered above, shall be omitted; and

(ii) after subsection (1), following new subsection (2) shall be

added,-

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“(2) As far as practicable, variation in population for local council shall not ordinarily exceed 10%:

Provided that, if the limit of 10% exceeds in an exceptional case, the authority shall record reasons thereof in the delimitation order.”

Amendment of Section 8, Act VII of 1990.- In the said Act, in

Section 8, after sub-section (1) following new sub-section (1-a) shall be added:-

“(1-a) The women and youth members equal to 12.5%each of the total number of seats, subject to minimum of four i.e., two women and two youth, shall be elected by the directly elected members of the Union Council.

Amendment of Section 9, Act VII of 1990.- In the said Act, in

Section 9, sub-section (4)shall be substituted as follows:-

“(4) The women and youth members equal to 12.5% each of the total number of seats, subject to minimum of four i.e., two women and two youth, shall be elected by the directly elected members of the district council.

Explanation: For working out the number of women and youth members mentioned in this sub-section, a fraction of 0.5 and above shall be counted as one.”

Omission of Section 10, Act VII of 1990,- In the said Act, Section 10, shall be “omitted”

Amendment of Section 11, Act VII of 1990.- In the said Act, in

Section 11, after sub-section (1) following new sub-section (1-a) shall be added:-

“(1-a) The women and youth members equal to 12.5% each of the total number of seats, subject to minimum of four i.e., two women and two youth, shall be elected by the directly elected members of the town committee.”

Amendment of Section 12, Act VII of 1990.- In the said Act, in

Section 12, sub-section (4) shall be substituted as follows:-

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“(4) The women and youth members equal to 12.5% each of the total number of seats, subject to minimum of four i.e., two women and two youth, shall be elected by the directly elected members of the Municipal Committee.

Explanation: For working out the number of women and youth members mentioned in this sub-section, a fraction of 0.5 and above shall be counted as one.”

Amendment of Section 12-A, Act VII of 1990.- In the said Act, in

Section 12-A, sub-section (4) shall be substituted as follows:-

“(4) The women and youth members equal to 12.5% each of the total number of seats, subject to minimum of four i.e., two women and two youth shall be elected by the directly elected members of the

Municipal Corporation.

Explanation: For working out the number of women and youth members mentioned in this sub-section, a fraction of 0.5 and above shall be counted as one.”

Amendment of Second Schedule, Act VII of 1990.- In the said Act, in the Second Schedule,-

(i) in Part I, in clause (b) of entry no. 1, for the words “twenty-one” the words “eighteen” shall be substituted;

(ii) in Part II, in entry no. 3, after the word “age” the words “and having Secondary School Certificate or equivalent, from a

recognized board,” shall be added.

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(Gulfray Ahmed Khan)
Section Officer (Legislation)