

PAYMENT OF WAGES (APPLICATION TO AZAD JAMMU  
AND KASHMIR) ACT, 1967

(Act IV of 1967)

(Passed under Government Order No. 691-791\Council\67,

dated 30th August, 1967)

WHEREAS it is expedient to regulate the payment of wages to

certain classes of persons employed in industry and to apply the Payment of Wages Act, 1936 (IV of 1936), to the Azad Jammu and Kashmir Territory;

It is hereby enacted as follows:-

1.

Short title, extent and commencement:- (1) This Act may be called the Payment of Wages (Application to Azad Jammu and Kashmir) Act, 1967.

(2) It extends to the whole of the Azad Jammu and Kashmir Territory.

(3) It shall come into force at once.

Application of the Act:- The Payment of Wages Act, 1936 (IV of 1936), shall apply to the Azad Jammu and Kashmir Territory as it applies to Pakistan, subject to the following modifications,

namely:-

(1) for the words 'Provincial Government' wherever occurring, the word 'Government' shall be substituted in all places ;

(2) in section 1,—

(a) after sub-section (2) the following shall be substituted, namely:-

" (2) It extends to the whole of Azad Jammu and Kashmir Territory " ;

(b) for sub-section (3) the following shall be substituted, namely:-

" (3) It shall come into force at once." ;

(c) for sub-section (4), the following shall be substituted, namely:-

" (4) It applies in the first instance to the payment of wages to persons employed in any factory " ;

(d) in sub-section (5), after the word 'establishments' at the end, the following shall be inserted, namely :-

"and to any class of persons employed by forest lessees or by any other class of contractors or sub-contractors " ;

(3) in section 2:-

(a) after clause (i), the following new clause (ia) shall be inserted, namely:-

"(ia) 'Government' means the Government of the Azad Jammu, and Kashmir Territory ; " ;

(b) Clause (v) shall be omitted;

(4) in section 3, in the proviso, clause (c) shall be omitted;

(5) in section 5,—

(a) in sub-section (1), the word and comma 'railway,' occurring twice shall be omitted;

(b) sub-section (3) shall be omitted;

(6) in section 7:-

(a) in sub-section (1), for the words, brackets, figures and commas 'Notwithstanding the provisions of sub-section (2) of section 47 of the Railways Act, 1890, the' the word 'The' shall be substituted;

(b) in sub-section (2),—

(i) in clause (i), the words, commas and figures 'any

provident fund to which the Provident Funds Act, 1925, applies or' shall be omitted;

(ii) in clause (j), after the words 'Pakistan Post Office! the words 'or the Azad Jammu and Kashmir Post Office' shall be inserted;

(iii) in clause (k), after the words and comma 'Government of Pakistan,' the words 'Government of the Azad Jammu and Kashmir" shall be inserted:

(7) in section 8, in sub-section (2), the words, brackets and comma 'or in the case of persons employed upon a railway otherwise than in a factory, at the prescribed place or places' shall be omitted.

3. Application of the Rules:- The Rules made under the Payment of Wages Act, 1936 (IV of 1936), as are in force in Pakistan shall, so far as applicable and with necessary adaptations, apply to the Azad Jammu and Kashmir Territory until altered, amended, or repealed under the said Act as applied to that Territory.