

THE WEST PAKISTAN CO-OPERATIVE BOARD
(DISSOLUTION) ACT, 1966.

WEST PAKISTAN ACT NO. II OF 1966.

[22TM December, 1966.]

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THE WEST PAKISTAN CO-OPERATIVE BOARD
(DISSOLUTION) ACT, 1966.

WEST PAKISTAN ACT NO. II OF 1966.

[22TM December, 1966.]

AN
ACT

to provide for the dissolution of the West Pakistan Co-operative Board.

WHEREAS it is expedient to provide for the dissolution of the West Pakistan Co-operative Board, and for matters ancillary thereto;

It is hereby enacted as follows:—

1. (1) This Act may be called the West Pakistan Co-operative Board (Dissolution) Act, 1966.

(2) It shall come into force at once.

(3) It shall extend to the whole of the Province of West Pakistan except the Tribal Areas.

2. 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) "Administrator" means the Administrator appointed under section 4;

(b) "Board" means the West Pakistan Co-operative Board established under section 3 of the West Pakistan Co-operative Board Ordinance, 1962, (W. P. Ordinance No. XIV of 1962);

(c) "Co-operative Development Fund," means the Fund established under section 7;

(d) "Government" means the Government of West Pakistan and

(e) "Project" means a project which was sponsored, managed,

promoted or organized by the Board and is notified by Government as a project for the purpose of this Act.

For Statement of Object and Reason see Gazette of West Pakistan, 1966, (Extraordinary), dated 25th November, 1966, pages 3231 to 3237

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Definitions.

3. Immediately on the coming into force of this Act the Board shall stand dissolved and the Chairman and other members of the Board shall vacate their offices.

4. (1) Government shall appoint an Administrator, by name in virtue of his office, for the purpose of—

(i)
(ai)

(iii)

(iv)

winding up the affairs of the Board;

administering such projects promoted, sponsored, organized or managed by the Board immediately before its dissolution as may be approved by Government;

completing, in such manner as may be directed by Government, such schemes or projects undertaken by the Board; and

performing the other duties and functions of an Administrator under this Act.

(2) All properties, funds and dues which, immediately before the dissolution of the Board, were vested in or were realizable by the Board, shall vest in and be realizable by the Administrator, and all liabilities which, immediately before the dissolution of the Board, were enforceable against the Board, shall be assumed by, and be enforceable against the Administrator.

5. The Administrator shall hold office for such period as the Government may prescribe and the terms and conditions of his service shall be governed by

Civil Service Rules.

6. (1) The duties, functions and powers of the Administrator shall be—

(a)

(b)

(c)

(d)

to carry on such of the business of the Board as may be necessary for the proper winding up of the affairs of the Board;

to recover, arrange to recover or to collect and realize the

assets of the Board, including advances and loans made to any Co-operative Society or person, investments in the shares of a co-operative project undertaken by the Board;

to pay or arrange to pay the liabilities of the Board;

to settle all outstanding claims against the Board;

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(e) to administer the Co-operative Development Fund in accordance with any regulations framed under section 12;

(f) to administer, execute and complete projects until their

transfer to Co-operative Societies;

(g) to incur all necessary expenditure for the purpose of-

(i) | the proper functioning or completion of the various projects to be administered, executed or completed by the Administrator; or

(ii) the winding up of the affairs of the Board; or

(iii) payment of salaries, allowances, etc., of the employee working in the projects to be administered, executed or completed by the Administrator ; or

(iv) the due performance of any of the duties of the Administrator under this Act or the rules framed under section 11;

(h) to appoint, transfer, suspend, punish, remove or dismiss, in accordance with the rules framed under section 11, the employees working in the projects or required for the winding up of the affairs of the Board.

(2) The Administrator shall exercise his powers and perform his duties and functions under this Act subject to the general control and directions of Government.

7. (1) A fund shall be established to be known as "the Co-operative Development Fund" which shall vest in the Administrator.

(2) The Co-operative Development Fund shall consist of—

(a) all moneys standing to the credit of the "Board's Fund" constituted under the West Pakistan Co-operative Board Ordinance, 1962 (West Pakistan Ordinance No. XIV of 1962) at the time of the dissolution of the Board; and

(b) all other sums received by the Administrator.

Co-operative
Development
Fund.

(3) The Fund shall be utilized by the Administrator, subject to the general control and supervision of Government, for—

(a) satisfying the liabilities of the Board; and

(b) meeting charges of the Administrator in connection with his functions under this Act, and specially the expenditure referred to in clause (g) of subsection (1) of section 6.

(4) Financial assistance to co-operative societies may be provided out of the Co-operative Development Fund by strengthening their share capital by granting loans to them at a low rate of interest, or by giving them grants-in-aids or subsidies for the benefit of the Societies and their constituents or the promotion and advancement of the Co-operative Movement.

8. (1) The Administrator shall maintain proper accounts and other relevant records and prepare an annual statement of accounts, in accordance with such general directions as may be issued, and in such forms as may be specified by Government.

(2) The Accounts of the Administrator shall be audited by an auditor to be appointed for the purpose by the Government.

(3) The Administrator shall produce all accounts, books and documents, and furnish such explanation and information as the auditor appointed under this section may require for the purposes of audit.

(4) The auditor shall report to Government upon the annual balance sheet and accounts of the Administrator and in his report shall state whether in his opinion the balance-sheet is a full and fair balance-sheet containing all necessary particulars and properly draw up, and in case he has called for an explanation or information from the Administrator, whether it has been given and whether it is satisfactory.

(5) Government may, at any time, issue directions to the auditor requiring him to report upon the administration of the Co-operative Development Fund and may at any time enlarge or extend the scope of audit and direct that a different procedure in audit be adopted or that any other examination be made by the auditor, if in his opinion, the public interest so requires.

(6) Government may issue directions to the Administrator for the rectification of matters objected to in audit, and the Administrator shall comply with every such direction.

Account and
audit.

(7) The Administrator shall, within one month of the closing of the financial year, submit to Government, a report about the affairs of the Projects in the charge and under the control of the Administrator, and the progress in the winding up of the affairs of the Board, during the financial year.

(8) Government may require the Administrator to furnish it with—

(a) any return, statement, estimate, statistics or other information regarding any matter under the control of the Administrator; or

(b) a report on any such matter; or

(c) a copy of any document in the charge of the Administrator;

and the Administrator shall comply with every such requisition.

9. The Administrator and every employee of the Administrator shall be deemed to be a public servant within the meaning of section 21 of the Pakistan Penal Code.

10. No suit, prosecution or other legal proceedings shall be instituted against Government, the Administrator, or any other person for anything which is in good faith done or intended to be done under this Act or the rules framed thereunder.

11. Government may make rules to give effect to the provisions of this Act.

12. Government may frame regulations for the administration of the Co-operative Development Fund.

13. (1) The West Pakistan Co-operative Board Ordinance, 1962 (West Pakistan Ordinance No. XIV of 1962), hereinafter referred to as the said Ordinance, is hereby repealed.

(2) Notwithstanding the repeal of the said Ordinance, everything done, action taken, obligation or liability incurred, contract entered into, officer appointed or person authorised and order issued under any of the provisions of the said Ordinance shall, if not inconsistent with the provisions of this Act, continue in force and, so areas may be, be deemed to have been respectively done, taken, incurred, entered into, appointed, authorised or issued under this Act.

Administrator
etc. to be public
servants.

Protection of
action taken
under this Act.

Power to make

tule.

Power to frame
regulations.

Repeal.