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PART I

Acts, Ordinances, President's Orders and Regulations

SENATE SECRETARIAT

Islamabad, the 3rd August, 1992

The following Act of Majlis-e-Shoora (Parliament) received the assent of the President on the 29th July, 1992, and is hereby published for general information :—

Act No. XVIII of 1992

An Act to provide for the prohibition of cutting of trees near the external frontiers of Pakistan

WHEREAS it is expedient to provide for the prohibition of cutting of trees or causing damage to trees near the external frontiers of Pakistan and matters ancillary thereto ;

It is hereby enacted as follows :—

1. Short title, extent and commencement.—(1) This Act may be called the Cutting of Trees (Prohibition) Act, 1992.

(535)

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(2) It extends to the whole of Pakistan.

(3) It shall come into force at, once.

2. Definitions.—In this Act, unless there is anything repugnant in the subject or context —

(a) ‘authorised officer’ means an officer authorised by a Provincial Government;

(b) ‘field’ means a kAasra number as defined in the Provincial law relating to land revenue;

(c) ‘first zone’ means an area adjacent to and beyond the external frontier of Pakistan extending towards Pakistan to a line at four kilometers measured from the external frontiers of Pakistan ;

(d) ‘second zone’ means an area adjacent to and beyond the first zone extending towards Pakistan to a line at four kilometers measured from the first zone; and

(e) ‘tree’ means a large plant with a self-supporting trunk.

3, Cutting of trees etc. prohibited —(!) Except as hereinafter provided, no person shall, without the prior written approval of the authorised officer, cut, fell or damage or cause to be cut, felled or damaged any tree growing—

(i) in the first zone, if the number of remaining trees in any field falls short of the number to be calculated at the rate of fifteen trees per acre; and

(ii) in the second zone, if the number of remaining trees in any field falls short of the number to be calculated at the rate of ten trees per acre.

(2) Nothing contained in sub-section (1) shall apply to a tree growing on land occupied as the site of a town or village or in a dwelling-house, including its curtilage.

4. Penalty—Whoever contravenes the provisions of this Act shall be guilty of an offence punishable—

(i) with fine which may extend to five thousand rupees, if the contravention relates to the first zone; and

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(ii) with fine which may extend to two thousand and five hundred  
Tupes, if the contravention relates to the second zone.

5. Cognizance of offences—No court shall take cognizance of an  
offence under this Act except on a complaint by the authorised officer or the  
local formation commander of the Pakistan Army:

6. Seizure and confiscation of property —(1) When any tree has beer  
cut, felled or damaged in contravention of the provisions of this Act or rules  
made thereunder, such tree together with all tools used in committing any such  
contravention may be seized by the authorised officer,

(2) Every officer seizing any property under this section shall place on  
such property a mark indicating that the same has been so seized and shall, as  
soon as may be, make report of such seizure to the Magistrate having  
jurisdiction to try the offence under this Act.

(3) Upon the receipt of any such report, the Magistrate shall, with all  
convenient despatch. take such measures as may be necessary for the trial of  
the offender and the disposal of the property according to law.

(4) Any tree in respect of which an offence has been committed under  
this Act and all tools used in committing any such offence shall be liable to  
confiscation, and such confiscation shall be in addition to any other  
punishment prescribed for such offence.

7. Power to prevent commission of offences.—The authorised officer  
shall prevent the commission of any offence undet this Act and for that  
purpose may take such measures as may be prescribed by the rules made under  
this Act.

8. Provincial Governments to demarcate zones.—The Provincial  
Governments may, whenever it may deem expedient, cause the zones defined in  
section 2 to be demarcated and the trees growing in any zone to be enumerated.

9. Power to enter etc.—Any authorised officer or any other person  
authorised to demarcate the zones and enumerate the trees shall be enettibl to  
enter upon any land, and—

(i) to SUIVEY any land;

(ii) to make» map of: any zone;

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(iii) to erect or cause to be erected boundaries marks; and

(iv) to blaze any tree.

10. Rules.—The Provincial Government may make rules for carrying out the purposes. of this Act.

11. Repeal.—The Cutting of Trees (Prohibition) Act, 1975 (LXXIV of 1975), is hereby repealed.

RAHATULLAH KHAN JARRAL,  
Secretary.

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