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ISLAMABAD, FRIDAY, JUNE 29, 1973

PART I
Acts, Ordinances, President's Orders and Regulations

NATIONAL ASSEMBLY OF PAKISTAN
Islamabad, the 29th June, 1973

The following Acts of the National Assembly received: the assent of the President on the 27th June, 1973, and are hereby published for general in-

formation :—
ACT No. XL of 1973

An Act to provide for the constitution and regulation of the Federal Security Force

Whereas it is expedient to provide for the constitution and regulation of the Federal Security Force to assist the civil administration and the Police Force for ensuring the maintenance of law and order in Pakistan, and for matters connected therewith ;

It is hereby enacted as follows :—

CHAPTER I

1. Short title, application and commencement.—(1) This Act may be called the Federal Security Force Act, 1973.

(2) It shall apply to all members and officers of the Federal Security force wherever they may be serving.

(3) It shall come into force at once.

2. Definitions.—(1) In this Act, unless there is anything repugnant in the subject or context—

(a) "active duty" means the duty to preserve or restore order in any local area in the event of any disturbance therein, and includes such other duty as the Federal Government may, by notification in the official Gazette, specify to be an active duty;

(465)
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[4662 Ex. Gaz.]

Part I) THE GAZETTE OF PAKISTAN, EXTRA., » JUNE 29, 1973 ste

31. Insertion of new section 40A, Act IV of 1923.—In the said Act, after section 40, the following new section 40A shall be inserted, namely :—
 “aoA. Special provision regarding fine—Notwithstanding anything contained in section 32 of the Code of Criminal Procedure, 1898 (Act V of 1898), it shall be lawful for a Magistrate of the first class to pass a sentence of fine exceeding one thousand rupees authorised by this Act on any person convicted of an offence thereunder.”.

32. Substitution of section 42, Act IV of 1923.—In the said ct, for section 42 the following shall be substituted, namely :—

“42. Limitation of prosecution—No court shall take cognizance of any offence under this Act unless complaint thereof has been made—
 (i) within six months of the date on which the offence is alleged to have been committed, or
 Gi) within six months of the date on which the alleged commission of the offence came to the knowledge of the Inspector, or
 (iii) in any case where a person has been appointed by the appropriate Government under section 21 to hold an inquiry, within six months of the date of the making of the report referred to in sub-section (4) of that section. whichever is the later. ”.

33. Amendment of section 46, Act IV of 1923.—In the said Act, in section 46, for the full stop at the end a colon shall be substituted and thereafter the following further proviso shall be added, namely :—

“Provided further that no exemption from the operation of the provisions of section 22B or section 22C or section 25A shall be granted except in the event of war or other emergency threatening the national safety.”

peal of Ordinance VII of 1973.—The Mines (Amendment) Ordinance, 17 (vi of of 1973), is hereby repealed.

Act No. XLVI of 1973

An Act further to amend the Railways (Transport of Goods) Act, 1947

WHEREAS it is expedient further to amend the Railways (Transport of Goods) Act, 1947 (XII of 1947). for the purposes hereinafter appearing :

It is hereby enacted as follows :—

1. Short title—This Act may be called the Railways (Transport of Goods) (Amendment) Act, 19773.

2. Amendment of section 1. Act XII of 1947. Railway (Transport of Goods) Act, 1947 (XII of 1947). hereinafter referred to as the said Act, in section 1, in subsection (3). for the word “twenty-six” the word “ thirty-one” shall be substituted.

3. Amendment of section 2, Act XII of 1947.—In the said Act. in section

2. in subsection (2) for the words “Central Government” the words “ Federal Government ” shall be substituted.

4. Amendement of sections 3 and 6, Act XXIf of 1947.—In the said ‘Act, in section 3 and section 6, for the words “ Provincial Government ” wherever occurring the words “Federal Government” shall be substituted.

5. Repeal—The Railways (Transport of Goods) (Amendment) Ordinance, 1973 (V of 1973), is hereby repealed.