

SINDH ACT NO. XXVI OF 1994
THE SINDH LOCAL GOVERNMENT (THIRD AMENDMENT) ACT, 1994

[4th October, 1994]

AN ACT to amend the Sindh Local Government
Ordinance, 1979

WHEREAS it is expedient to amend the Sind Local

Government Ordinance, 1979, in the manner hereinafter
appearing;

It is hereby enacted as follows :—

1. (1) This Act may be called the Sind Local Government
(Third Amendment) Act, 1994.

(2)

2. In the Sind Local Government Ordinance, 1979,

hereinafter referred to in the said Ordinance, in section 3, clause 83
shall be deleted.

It shall come into force at once.

3. In the said Ordinance, in section 10—

(i) In sub-section (1), in clause (a), in sub-clause (iii),
the proviso shall be deleted;

(ii) In sub-section (2), for the words “the Metropolitan

Corporation or’, the words “a district council”

shall be substituted.

4. In the said Ordinance, in section 23, for the words
“mentioned in clause (a) of sub-section (1) of section 14’, the
words and comma “other than official members, if any” shall be
substituted.

5. In the said Ordinance, in section 26, sub-section (4),
shall be deleted.

6. In the said Ordinance, in section 38, the first proviso
and the word “further” in the second proviso shall be deleted:

7. In the said Ordinance, in section 40, in sub-section (1):—

(i) the words and comma “a Zonal Municipal
Committee”, shall be deleted;

(ii) in the first proviso, the words “or a Zonal

Municipal committee", shall be deleted;

Preamble.

Short title and
commencement.

Amendment of
section 3 of Sind
Ordinance XII of
1979.

Amendment of
section 10 of Sind
Ordinance XII of
1979

Amendment of
section 23 of Sind
Ordinance XII of
1979.

Amendment of
section 26 of Sind
Ordinance XII of
1979.

Amendment of
section 38 of Sind
Ordinance XII of
1979.

Amendment of
section 40 of Sind
Ordinance XII of
1979

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(iii) | The second proviso shall be deleted.

8. In the said Ordinance, in section 60 :—

(i) the second and third provisos shall be deleted;

(ii) sub-section (2) shall be deleted.

9. In the said Ordinance, in Schedule II—

(i) for serial No. | and entry there against, the following shall be substituted :—

“1, Karachi Metropolitan Corporation. 204”

(ii) serial No. I-A and entry there against shall be deleted:

(iii) In entry against serial No. 2, the words “other than the Zonal Municipal Committees” shall be deleted.

10. — In the said Ordinance, in Schedule II—

(i) for part I, the following shall be substituted:-

“FUNCTIONS TO BE PERFORMED BY CORPORATIONS, MUNICIPAL COMMITTEES AND TOWN COMMITTEES COMPULSORY FUNCTIONS

PART I

FUNCTIONS TO BE PERFORMED BY THE METROPOLITAN CORPORATION ONLY.

1. Functions relating to maintenance of important public health services :—

(a) Planning, development and maintenance of trunk sewerage system, sewerage treatment plant and sewerage farms.

(b) Planning, development and maintenance of refuse disposal plants.

(c) Planning, development and maintenance of abattoir cattle colonies.

(d) Planning and supervision of vector control.

(e) Planning, development and maintenance of food laboratories.

Amendment of
section 60 of

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(f) Air and water pollution control.

2. Functions relating to planning, development and maintenance of public roads and storm water drains :—

(a) Planning, development and maintenance of storm water drains.

(6) Construction and maintenance of roads and bridges

3. Miscellaneous functions :—

(a) Planning, development and maintenance of work shops and press.

(b) Planning, development and maintenance of zoological gardens, aquaria, parks, gardens and playgrounds.

(c) Planning, development and maintenance of libraries, museums and art galleries.

(d) Procurement, allocation and regulation of grants, loans and other assistant.

(e) Planning, development and maintenance of public amenity projects such as recreation centres, beaches, and graveyards.

(f) Preservation of landscape.

(g) Planning, development and maintenance of fire fighting services".

(ii) Part I-A shall be deleted.

11. In the said Ordinance, in Schedule V—

(i) for part I, the following shall be substituted :—

"TAXES, RATES, TOLLS AND FEES WHICH MAY BE LEVIED BY THE KARACHI METROPOLITAN CORPORATION, MUNICIPALITIES AND DISTRICT COUNCILS".

PART I

TAXES, RATES, TOLLS AND FEES TO BE LEVIED BY KARACHI METROPOLITAN CORPORATION.

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1. Tax on Motor vehicles and boats.
2. Drainage tax.
3. Development tax for specified periods for specific public benefit or public utility projects.
4. Rate for the bulk supply of water.
 - (ii) Part I-A shall be deleted.
(ii) In part II for the words "excluding", the word "including" shall be substituted.

12. Notwithstanding anything contained in the Sindh Local Government Ordinance, 1979, on the coming into force of the Sindh Local Government (Third Amendment) Act, 1994 :—

- (i) all assets including movable and immovable property vesting in and all liabilities against the Zonal Municipal Committees shall stand transferred to and vest in or as the case may be vest against the Karachi Metropolitan Corporation;
- (ii) the officers, and employees of the Zonal Municipal Committees shall stand transferred to the Karachi Metropolitan Corporation Karachi.

13. Where any difficulty arises within twelve month of the coming into force of the Sindh Local Government (Third Amendment) Act, 1994. as to the implementation of the provisions of the said Act, Government may give appropriate directions for removal of such difficulty.

14. The Sindh Local Government (Third Amendment) Ordinance, 1994, is hereby repealed.

Repeal