

The Gazette of Pakistan

The coat of arms of Pakistan is centered between the words 'Gazette' and 'of Pakistan'. It features a shield with four quadrants: top-left shows a lion, top-right shows a galloping horse, bottom-left shows a bull, and bottom-right shows a lion. The shield is topped with a crescent moon and a star, and surrounded by a wreath of cotton and wheat. A banner at the bottom contains the national motto in Urdu.

**EXTRAORDINARY
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ISLAMABAD, MONDAY, JULY 30, 1973

PART I

Acts, Ordinances, President's Orders and Regulations

NATIONAL ASSEMBLY OF PAKISTAN

Islamabad, the 30th July, 1973

The following Acts of the National Assembly received the assent of the President on the 28th July, 1973, and are hereby published for general information :—

ACT No. LV OF 1973

An Act further to amend certain laws relating to evacuee property and the rehabilitation of displaced persons

WHEREAS it is expedient further to amend certain laws relating to evacuee property and the rehabilitation of displaced persons for the purposes hereinafter appearing;

AND WHEREAS the Proclamation of Emergency referred to in clause (8) of Article 139 of the Interim Constitution of the Islamic Republic of Pakistan is in force;

It is hereby enacted as follows :—

1. **Short title and commencement.**—(1) This Act may be called the Evacuee Property and Displaced Persons Laws (Amendment) Act, 1973.

(2) It shall come into force at once.

2. **Amendment of certain enactments.**—The Acts specified in the Schedule shall be amended in the manner specified in the fourth column thereof.

THE SCHEDULE

(See section 2)

| S. No. | No. and year of Act | Short title | Amendment |
|--------|---------------------|--|--|
| 1 | 2 | 3 | 4 |
| 1. | XXVIII of 1958 | The Displaced Persons (Compensation and Rehabilitation) Act, 1958. | <p>1. In section 2, clause (6) shall be omitted.</p> <p>2. In section 15, in sub-section (1), for the full stop at the end a colon shall be substituted and thereafter the following proviso shall be added, namely :—</p> <p>“ Provided that, where a claimant has authorised any other person to utilize any amount out of the certificate issued to him, the person entitled to receive the payment shall be the person so authorised.”.</p> <p>3. Section 19 shall be omitted.</p> <p>4. For section 20 the following shall be substituted, namely :—</p> <p>“ 20. <i>Revision.</i>—(1) A Settlement Commissioner may, either on an application made by a person aggrieved by an order passed by an Assistant Settlement Commissioner, a Deputy Settlement Commissioner or an Additional Settlement Commissioner under this Act, within fifteen days from the date of such order, or of his own motion at any time, call for the record of any case or proceeding for the purpose of satisfying himself as to the correctness, legality or propriety of such order and may pass such order in relation thereto as he thinks fit.</p> |

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(2) All appeals pending before a Deputy Settlement Commissioner or an Additional Settlement Commissioner shall be transferred to, and be disposed of by, the Settlement Commissioner as revision petitions under this section.

(3) The Settlement Commissioner may either himself dispose of a case called for by him under sub-section (1) or an appeal transferred to him under sub-section (2) or entrust it for disposal to any Additional Settlement Commissioner; and the order of such Additional Settlement Commissioner on such case or appeal shall be deemed to be an order of the Settlement Commissioner passed in revision and shall have effect accordingly.

(4) No order under this section shall be passed revising or modifying any order affecting any person without giving such person a reasonable opportunity of being heard.

(5) In computing the period of fifteen days referred to in sub-section (1), the provisions of sections 5 and 12 of the Limitation Act, 1908 (IX of 1908), shall apply."

5. In section 29, in sub-section (1), the words and comma "whose possession or occupation is not authorised by any of the provisions of this Act, or" shall be omitted.

6. In section 30, in sub-section (1), the commas, words and figure "on or before the twentieth day of December, 1958," shall be omitted.

2. XLVII of The Displaced
1958. Persons (Land
Settlement) Act,
1958.

1. In section 14,—

(a) in sub-section (1), after the word "allotment", the words and commas "of land, or payment of cash compensation at such rate as may be provided in any such Scheme", shall be inserted; and

(b) after sub-section (1), the following new sub-section shall be inserted, namely:—

"(1A) Where, on the information of a claimant about any bogus or fraudulent allotment of land, the information has been proved to be correct and the land so

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acquired has been cancelled and resumed by the competent authority, the resumed land shall be allotted to the informant to the extent of his claim pending for allotment in the same Province.”.

2. Section 18 shall be omitted.

3. For section 19 the following shall be substituted, namely :—

“ 19 Revision.—(1) A Settlement Commissioner may, either on an application made by a person aggrieved by an order passed by an Assistant Settlement Commissioner or a Deputy Settlement Commissioner or an additional Settlement Commissioner under this Act, within fifteen days from the date of such order, or of his own motion at any time, call for the record of any case or proceeding for the purpose of satisfying himself as to the correctness, legality or propriety of such order and may pass such order in relation thereto as he thinks fit.

(2) All appeals pending before a Deputy Settlement Commissioner on an Additional Settlement Commissioner shall be transferred to, and be disposed of by, the Settlement Commissioner as revision petitions under this section.

(3) The Settlement Commissioner may either himself dispose of a case called for by him under sub-section (1) or an appeal transferred to him under sub-section (2) or entrust it to an Additional Settlement Commissioner; and the order of such Additional Settlement Commissioner on such case or appeal shall be deemed to be an order of the Settlement Commissioner passed in revision and shall have effect accordingly.

(4) No order under this section shall be passed revising or modifying any order affecting any person without giving such person a reasonable opportunity of being heard.

(5) In computing the period of fifteen days referred to in sub-section (1), the provisions of sections 5 and 12 of the Limitation Act, 1908 (IX of 1908), shall apply.”.

4. Section 21 shall be omitted.

5. In section 22, the commas, words and figure “, save as provided in section 21,” shall be omitted.