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PART I

Acts, Ordinances, President's Orders and Regulations

NATIONAL ASSEMBLY SECRETARIAT

Islamabad, the 15th May, 1974

The following Acts of Parliament received the assent of the President on the 7th May, 1974, and are hereby published for general information :—

ACT No. XXXVI OF 1974

An Act further to amend the Displaced Persons (Land Settlement) Act, 1958

WHEREAS it is expedient further to amend the Displaced Persons (Land Settlement) Act, 1958 (XLVII of 1958), for the purposes hereinafter appearing ;

It is hereby enacted as follows :—

1. **Short title and commencement.**—(1) This Act may be called the Displaced Persons (Land Settlement) (Amendment) Act, 1974.

(2) It shall come into force at once.

2. **Amendment of section 14, Act XLVII of 1958.**—In the Displaced Persons (Land Settlement) Act, 1958 (XLVII of 1958), hereinafter referred to as the said Act, in section 14,—

(1) for sub-section (1) the following shall be substituted, namely :—

“(1) Subject to the provisions of this Act and the rules made thereunder, the Chief Settlement Commissioner, or any other officer specially empowered by the Federal Government in this behalf, shall prepare one or more Schemes for allotment of land to displaced persons against their verified claims of land in the Compensation Pools constituted under section 5 or for payment to

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them of compensation at such rate as may be provided in any such Scheme, in cash or in the form of negotiable interest free Government Bonds redeemable after three years.”; and

- (2) for sub-section (1A) the following shall be substituted, namely :—

“(1A) Where, at any time before or after the commencement of the Evacuee Property and Displaced Persons Laws (Amendment) Act, 1973 (LV of 1973), any person has furnished or furnishes information about any bogus or fraudulent allotment of land and the information has been or is proved to be correct and such land has been or is resumed by competent authority upon the cancellation of the allotment of such land, the informant shall be entitled—

- (a) if he is a claimant, to allotment of the resumed land to the extent of his claim pending for allotment in the same Province or, if the resumed land has already been allotted to some other person, to the allotment, to the said extent, of any other land of his choice available for allotment in the same Province; and
- (b) in any other case, to a cash award of such amount as the Chief Settlement Commissioner may decide.”.

3. Insertion of new section 14B, Act XLVII of 1958.—In the said Act, after section 14A, the following new section shall be inserted, namely :—

“14B. *Certain Provincial laws to apply.*—Notwithstanding anything contained in any other law, the provisions of the Punjab Tenancy Act, 1887 (Punjab Act XVI of 1887), and the North-West Frontier Tenancy Act, 1950 (N.W.F.P. Act XXXV of 1950), relating to the extinction or determination of occupancy tenancies and acquisition of proprietary rights and the provisions of the North-West Frontier Province (Validation and Extension of Period for Payment of Compensation) Ordinance, 1969 (West Pakistan Ordinance No. XXX of 1969), and the Punjab Tenancy (Validation and Extension of Period for Payment of Compensation) Ordinance, 1969 (West Pakistan Ordinance No. XXXI of 1969), shall apply to land on which a person has been permanently settled under this Act with rights of occupancy therein or which is in the possession of a person, not being a displaced person, with rights of occupancy but nevertheless the proprietary rights in which form part of the Compensation Pool :

Provided that any compensation payable by an occupancy tenant to the landlord under either of the said Acts shall,—

- (a) in respect of land on which a person has been permanently settled under this Act, be paid to the landlord by the Chief Settlement Commissioner from out of the Compensation Pool;
- (b) in respect of land the proprietary rights in which form part of the Compensation Pool, be paid by the occupancy tenants to the Chief Settlement Commissioner for being credited to the Compensation Pool; and
- (c) be paid before such date as the Federal Government may, by notification in the official Gazette, specify in this behalf from time to time.”.

4. Repeal.—The Displaced Persons (Land Settlement) (Amendment) Ordinance, 1974 (No. VI of 1974), is hereby repealed.
