

**THE AZAD JAMMU AND KASHMIR BASIC DEMOCRACIES
(AMENDMENT) ORDINANCE, 1968
(Ordinance I of 1968)**

*(Passed under Government Order No. 1401-33/SL/68,
dated Muzaffarabad, the 3rd June, 1968)*

AN ORDINANCE

*further to amend the Azad Jammu and Kashmir
Basic Democracies Act, 1960*

WHEREAS it is expedient further to amend the Azad Jammu and Kashmir Basic Democracies Act, 1960, for the purposes hereinafter appearing;

Now, THEREFORE, in exercise of the power conferred by rule 2 of the rules made under the Azad Jammu and Kashmir Government Act, 1964, the President Azad Government of the State of Jammu and Kashmir is pleased to make and promulgate the following Ordinance :-

1. **Short title and commencement:-** (1) This Ordinance may be called the Azad Jammu and Kashmir Basic Democracies (Amendment) Ordinance, 1968.

(2) It shall come into force at once.

2. **Insertion of new section 4-B, Act X of 1960:-** In the Azad Jammu and Kashmir Basic Democracies Act, 1960 (Act X of 1960), hereinafter referred to as the said Act, after section 4-A, the following new section 4-B shall be inserted, namely:

"4-B. Declaration of any Town Committee as a Municipal Committee:-

(1) Notwithstanding anything contained to the contrary in the Punjab Municipal Act, 1911, as in force in the Azad Jammu and Kashmir Territory, or any other law or rule for the time being in force, the Government may, by notification in the official Gazette, declare any Town Committee, to be a Municipal Committee.

(2) The Chairman of such a Municipal Committee shall be such official as may be nominated by the Government in this behalf. "

3. **Insertion of new section 10-A, Act X of 1960:-** In the said Act after section 10, the following new section 10-A, shall be inserted, namely:-

"10-A. Division, amalgamation and reconstitution of local councils:-

- (1) The Government may, by notification in the official Gazette, divide a local council into two or more local councils or amalgamate two or more local councils into one local council or alter the limits of any local council and may specify in the notification the consequences which will ensue upon the publication of such notification.
- (2) When, as a result of such division or amalgamation, any new local council is constituted in accordance with the provisions of this Act or in the manner specified in the notification, the existing members of any local council so divided or amalgamated shall become the members of such local council or councils as the Government may, by notification in the official Gazette, specify as if each such member had been elected or appointed, as the case may be, to that council."

4. **Insertion of new section 12-A, Act X of 1960:-** In the said Act, after section 12, the following new section 12-A shall be inserted, namely;-

" 12-A- *Power of Government to nominate Chairman of a Town Committee:-* (1) Notwithstanding anything contained to the contrary in this Act or in any other law for the time being in force, the Government may, by notification in the official Gazette, direct that the Chairman of any Town Committee shall not be elected but be a nominated official and, where such a direction is issued, such Chairman shall be nominated by the Government.

- (2) Where any person is nominated as a Chairman under subsection (1), the elected Chairman of such Committee, if any, shall cease to hold office as such and shall continue as a member or a Vice-Chairman of the said Committee as the Government-may direct."
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