

**THE AZAD GOVT. OF THE STATE OF JAMMU AND KASHMIR,
LAW & PARLIAMENTARY AFFAIRS SECRETARIATE,
MUZAFFARABAD.**

Dated the 12th September, 1979.

No. 4310/SL/79. The following Ordinance made by the President on the 11th day of September, 1979, is hereby published for general information:-

(ORDINANCE CXXII OF 1979)

AN

ORDINANCE

to amend the Azad Jammu and Kashmir Electoral Rolls Ordinance, 1970

WHEREAS it is expedient to amend the Azad Jammu and Kashmir Electoral Rolls Ordinance, 1970 (Ordinance I of 1970), for the purposes hereinafter appearing ;

AND WHEREAS the President is satisfied that circumstance exist which render it necessary to take immediate action ;

NOW, THEREFORE, in exercise of the powers conferred by sub-section (1) of Section 41 of the Azad Jammu and Kashmir Interim Constitution Act, 1974, the President 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 Electoral Rolls (Amendment) Ordinance, 1979.
(2) It shall come into force at once.
2. **Amendment of Section 1, Ordinance I of 1970:-** In the Azad Jammu and Kashmir Electoral Rolls Ordinance, 1970 (Ordinance 1 of 1970), hereinafter referred to as the said Ordinance, in Section I, in sub-section (3) for the words 'West Pakistan' the word 'Pakistan' shall be substituted.
3. **Amendment of Section 3, Ordinance I of 1970.-** In the said Ordinance, in Section 3, for clause (e), the following shall be substituted, namely:-
 - (e) 'Qualifying date' means the first day of January, 1978.

4. **Amendment of Section 12, Ordinance I of 1970:-** In the said Ordinance, in Section 12, for sub-section (1), the following shall be substituted and shall be deemed to have been so substituted from the first day of January, 1978.

(1) Save as hereinafter provided, a person shall be deemed to be resident in an electoral area if he-

- (a) ordinarily reside in that area ; or
(b) owns or is in possession of dwelling house or other immovable property in an electoral area in the territories administered by the Government.

Providing that where any such person owns or possesses more than one dwelling house or other immovable property in more than one electoral area in such territories, he, his wife and children ordinarily resident with him, if otherwise eligible for enrolment, may at his option, be enrolled in any one of such areas.

5. **Validation:-** Notwithstanding any judgment, decree or order of any court including High Court, every thing done, all action taken, notifications issued, orders or appointments made, proceedings initiated, jurisdiction or powers exercised under the provisions of the Azad Jammu and Kashmir Electoral Rolls (amendment) Ordinance, 1978 (Ordinance XXI of 1978) or its succeeding Ordinance issued from time to time shall be deemed to have been validly done, taken, issued, made, initiated or exercised under this Ordinance.

(Brigadier Mahmood Hayat Khan)
President,
Azad Jammu and Kashmir

Sd/- (Khalil Ahmed Qureshi)
Secretary Law