

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

Dated the 16th August, 1980.

No. 4616 /SL/80. The following Ordinance made by the President on the 16<sup>th</sup> day of August, 1980, is hereby published for general information:-

**(ORDINANCE CXXXIV OF 1980)**

AN

ORDINANCE

to amend the Jammu and Kashmir Forest Regulation 1930

WHEREAS it is expedient to amend the Jammu and Kashmir Forest Regulation, 1930 (Regulation II of 1930), in the manner hereinafter appearing;

AND WHEREAS the President is satisfied that circumstances 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 Forest Regulation, 1930 (Amendment) Ordinance, 1980.
  - (2) It shall come into force at once.
2. **Amendment of Section 6, Forest Regulation II of 1930.-** In the Jammu and Kashmir Forest Regulation, 1930 (Regulation II of 1930), hereinafter referred to as the said Regulation, in Section 6, in sub-section (1) :-
  - (a) After clause (i), in the penal provision, for the words 'five hundred' the words 'one thousand' shall be substituted;
  - (b) After clause (v) the following new clause shall be inserted, namely:-

"(vi) Where timber obtained from State/Crown Forests or Government Depots at any rate or from trees of revenue assessed or evacuee land, although out and procured after due permission from the competent authority is used for any other purpose, other than one for which it was obtained or it is sold, the price of such timber shall be determined and charged at double the

market rates prevalent at the time of the disposal of the case, market rate of such timber shall be determined by the D.F.O.”

(c) Existing clause (vi) shall be re-numbered as clause (vii).

3. **Amendment of Section 28, Regulation II of 1930.-** In the said Regulation, in Section 28, after sub-section (2) the following new subsection (2A) shall be inserted, namely :-

“(2-A) Any person driving a vehicle or cart or the boatman of a boat, as the case may be which has been used in the commission of Forest Offence shall be punishable with a simple imprisonment which may extend to three months or with fine which may extend to one thousand rupees, or with both.”

4. **Amendment of Section 56, Regulation II of 1930.-** In the said Regulation, in Section 56, between the words 'Regulation' and 'or' the words 'except Section 28' shall be inserted.

5. **Savings.-** Notwithstanding any judgment, decree or order of any Court including High Court, every thing done, all actions taken, notifications issued, Orders or appointments made, proceedings initiated, jurisdiction or powers exercised under the provisions of the Azad Jammu and Kashmir Forest Regulations, 1930 (Amendment) Ordinance, 1980 (Ordinance LIX of 1980) or its succeeding Ordinances issued from time to time shall be deemed to have been validly done, taken, issued, made, initiated or exercised under this Ordinance.

(Mohammad Hayat Khan)  
President,  
Azad Jammu & Kashmir.

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Sd/- (Abdul Rashid Kiani)  
Deputy Secretary Law.