

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

Dated: 27th November, 1980

No. 7490/LD/80. The following Ordinance made by the President on the 27th day of November, 1980, is hereby published for general information:-

(ORDINANCE CCII OF 1980)

AN

ORDINANCE

to amend the Azad Jammu and Kashmir Industries Control and Establishment of Industrial Estates and Artisan's Work-shop Act, 1976

WHEREAS it is expedient to amend the Azad Jammu and Kashmir Industries Control and Establishment of Industrial Estates and Artisan's work Shops Act, 1976 (Act XIV of 1976) for the purposes 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 Industries Control and Establishment of Industrial Estates and Artisan's Work Shops (Amendment) Ordinance, 1980.

(2) It shall come into force at once.

2. **Amendment of Section 3, Act XIV of 1976.-** In the Azad Jammu and Kashmir Industries Control and Establishment of Industrial Estates and Artisan's Work-Shops Act, 1976, (Act XIV of 1976), for Section 3, the following shall be substituted, namely:-

“3. **Restrictions on Establishment and Enlargement of Industrial undertaking.-** No person or body of persons corporated or incorporated shall expand and modernized or cause to expanded and modernised or establish or cause to be established any industrial undertaking except with the prior permission in writing of the Government:

Provided that permission will not be necessary in the case of Industrial Projects, where total cost of the

machinery is less than Rs. five million inclusive of the cost of imported machinery upto Rs. 2.5 million, or the machinery to be imported is not banned or restricted under any law, Notification, an Import policy order or any policy decision of the Federal Government of Pakistan or by the Azad Government of the State of Jammu and Kashmir, or the project does not involve foreign investment including investment under non-repatriable and pay-as-you earn schemes.

3. **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 Industries Control and Establishment of Industrial Estates and Artisan's Work-Shops (Amendment) Ordinance, 1980 (Ordinance CXXVI 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

Sd/- (Khalil Ahmed Qureshi)
Secretary Law