

**THE AZAD GOVERNMENT OF THE STATE OF JAMMU &
KASHMIR, LAW AND PARLTAMENTARY AFFAIRS
SECRETARIAT, MUZAFFARABAD.**

Dated the 11th August, 1982.

No. 955/SL/82. The following Ordinance made by the President on the 8th day of August, 1982, is hereby published for general information:-

(ORDINANCE CLXVIII OF 1982)

AN

ORDINANCE

to amend the Azad Jammu and Kashmir Acquisition of Land (Housing and Development Schemes) Ordinance, 1982.

WHEREAS it is expedient to amend the Azad Jammu and Kashmir Acquisition of Land (Housing and Development Schemes) Ordinance, 1982 (Ordinance XCVI of 1982) 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 Acquisition of Land (Housing and Development Schemes) (Amendment) Ordinance, 1982.

(2) It shall come into force at once and shall be deemed to have taken effect on and from the 22nd day of February, 1980.

2. **Amendment of Section 2, Ordinance XCVI of 1982.**- In Azad Jammu and Kashmir Acquisition of Land (Housing and Development Schemes) Ordinance, 1982 (Ordinance XCVI of 1982), hereinafter referred to as the said Ordinance, in Section 2, for clause (b) the following shall be substituted, namely:-

“(b) ‘Development schemes’ means any public welfare scheme including water supply, roads, public buildings, electric installation and land used for industrial purposes or Army purposes or any other similar purpose specified by the Official Development Agency.”

3. **Amendment of Section 7, Ordinance XCVI of 1982.-** In the said Ordinance, in Section 7, for the proviso the following shall be substituted, namely:-

‘Provided that the maximum rate of compensation so determined in the notified Master Plan Area for Housing Schemes, Development Schemes and land required for Army purposes by the Collector shall not exceed rupees twenty thousand per kanal in the District Headquarters of Muzaffarabad, Rawalakot, Kotli and Mirpur, ten thousands per kanal in Tehsil Headquarters and rupees five thousands per kanal in other areas.’

“Provided further that notwithstanding any judgment, decree or order of any Court including High Court, it shall also apply to the cases in which although the proceedings were taken under Land Acquisition Act or under any other law relating to the compulsory acquisition of immovable property for the time being in force whether before 22 February, 1980 or afterwards, and any reference or appeal or any other proceedings are pending against any award or order made in the said proceedings, in any court or before any authority at the time of promulgation of this amending Ordinance.”

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

Sd/- (Syed Atta Mohyuddin Qadri)
Deputy Secretary Law.