SCAN TO VERIFY
LAW DEPARTMENT
GOVERNMENT OF SINDH
www.sindhlaws.gov.pk

SIND ORDINANCE NO. L of 1984

THE AGRICULTURAL PRODUCE MARKETS (SIND AMENDMENT) ORDINANCE, 1984

[10th December, 1984]

An Ordinance to amend the Agricultural Produce Markets Act, 1939.

Preamble.

WHEREAS the Federal Shariat Court has directed to make certain amendments in the Agricultural Produce Markets Act, 1939;

AND WHEREAS it is expedient to amend the Agricultural Produce Markets Act, 1939, in the manner hereinafter appearing;

NOW, THEREFORE, in pursuance of the Proclamation of the fifth day of July, 1977, and the Provisional Constitution Order, 1981, the Governor of Sind is pleased to make and promulgate the following Ordinance:-

Short title and commencement.

1. (1) This Ordinance may be called the Agricultural Produce Markets (Sind Amendment) Ordinance, 1984.

(2) It shall come into force at once.

Amendment of section 2 of Act V of 1939.

2. In the Agricultural Produce Markets Act, 1939, hereinafter referred to as the said Act, in section 2, in the paragraph below the proviso to clause (c), the full-stop at the end shall be replaced by a colon and thereafter the following proviso shall be added:---

"Provided further that no order shall be passed by the Deputy Commissioner unless the person affected thereby is given an opportunity of being heard.".

Amendment of section 11 of Act V of 1939.

3. In the said Act, in section 11, the full-stop at the end shall be replaced by a colon and thereafter the following proviso shall be added:---

"Provided that no member shall be removed unless he is given an opportunity of being heard.".

Amendment of section 23 of Act V of 1939.

4. In the said Act, in section 23, after sub-section (1), the following new sub-section shall be added:--

"(1-A) Where any such suit is instituted without delivering or leaving such notice as aforesaid or before the

expiration of the said period of two months or where the plaint does not contain a statement that such notice has been so delivered or left, the plaintiff shall not be entitled to any costs is settlement as regards the subject matter of the suit is reached or the committee, any member or employee thereof concedes the plaintiff's claim, within the period of two months from the date of the institution of the suit:

Provided that in a suit instituted without such notice, the Court shall allow not less than three months to the committee to submit its written statement.".

Amendment of section 24-A of Act V 1939.

5. In the said Act, in section 24-A, in sub-section (1), the full-stop at the end shall be replaced by a colon and thereafter the following proviso shall be added:---

"Provided that no such action shall be taken unless reasonable opportunity is given to the market committee or sub-committee, as the case may be, for showing cause against the proposed action.".