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LAW DEPARTMENT
GOVERNMENT OF SINDH
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SIND ORDINANCE NO. LIII of 1984

THE SIND WAQF PROPERTIES (AMENDMENT) ORDINANCE, 1984

[10th December, 1984]

An Ordinance to amend the Sind Waqf Properties Ordinance, 1979.

Preamble.

WHEREAS the Federal Shariat Court has directed to make certain amendments in the Sind Waqf Properties Ordinance, 1979;

AND WHEREAS it is expedient to amend the Sind Waqf Properties Ordinance, 1979, 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 Sind Waqf Properties (Amendment) Ordinance, 1984.

(2) It shall come into force at once.

Insertion of section 5 A in Sind Ordinance IX of 1979.

2. In the Sind Waqf Properties Ordinance, 1979, hereinafter referred to as the said Ordinance, after section 5, the following new section shall be inserted:--

"5A Administrators, Deputy Administrator and officer to be Muslim.

No person shall be appointed as an Administrator, Deputy Administrator or Officer under this Ordinance unless he is a Muslim and possesses such qualifications as may be prescribed.".

Amendment of section 7 of Sind Ordinance IX of 1979.

3. In the said Ordinance, in section 7, after sub-section (2), the following new sub-section shall be inserted:---

"(3) The notification issued under sub-section (1), shall be served upon the management or the Mutawali, as the case may be, and a copy thereof shall be affixed on some conspicuous place of the property referred to in the notification.".

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Amendment of section 16 of Sind Ordinance IX of 1979.

4. (i) In the said Ordinance, in the beginning of section 16 before the words "Government may" the words and comma "subject to the provision of sub-section (2) of section 15," shall be added.

(ii) in section 16 (g) the full-stop shall be replaced by a colon and thereafter the following proviso shall be added:----

"Provided that the sale proceeds of the property shall not be used for any purpose unless the main purpose of the waqf is served and satisfied.".