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GOVERNMENT OF SINDH
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SINDH ORDINANCE NO. XII OF 2002
THE SINDH LOCAL GOVERNMENT (SECOND AMENDMENT) ORDINANCE, 2002.

[27th April, 2002]

An Ordinance to amend the Sindh Local Government Ordinance, 2001.

Preamble.

WHEREAS it is expedient to amend the Sindh Local Government Ordinance, 2001, in the manner hereinafter appearing;

AND WHEREAS the Provincial Assembly stands dissolved in pursuance of the Proclamation of the fourteenth day of October, 1999, and the Provisional Constitution Order No. 1 1999;

AND WEHREAS the Governor of Sindh is satisfied that circumstances exist which render it necessary to take immediate action;

NOW, THEREFORE, in pursuance of the aforesaid Proclamation and the Provisional Constitution Order rend with Provisional Constitution (Amendment) Order No.9 of 1999, and in exercise of all powers enabling him in that behalf, the Governor of Sindh is pleased to make and promulgate the following Ordinance:-

Short title and commencement.

1. (1) This Ordinance may be called the Sindh Local Government (Second Amendment) Ordinance, 2002.

(2) It shall come into force at once.

Amendment of section 32 of Sindh Ordinance No. XXVII of 2001.

2. In the Sindh Local Government Ordinance, 2001, hereinafter referred to as the Ordinance, in section 32, in the first proviso after the word "that", the word "primary" shall be added and for the words "Taluka Municipality Administration", the words "District Government" shall be substituted.

Amendment of section 103 of Sindh Ordinance No. XXVII of 2001.

3. In the said Ordinance, in section 103, in the proviso, for the full stop at the end a colon shall be substituted and thereinafter the following new provisos shall be added:-

"Provided further that in bringing parties to a dispute to an amicable settlement, Musalihat Anjumn shall have regard to the provisions of section 345 of the Code of Criminal Procedure (Act V of 1898), Hudood laws and all other laws for the time being in force where under certain offences are not compoundable;

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Provided also that every settlement brought by Musalihat Anjumn in case pending before a Court shall be subject to the approval of such Court.".

Amendment of section 156 of Sindh Ordinance No. XXVII of 2001.

4. In the said Ordinance, in section 156, after sub-section (3), the following new sub-section shall be inserted :-

"(3-A) The period of one year referred to in sub-section (3) shall be computed from the date of assumption of office of the Council;

Provided that in a year in which general elections are to be held the by-election may be held within eighteen months.".

Amendment of section 185 of Sindh Ordinance No. XXVII of 2001.

5. In the said Ordinance, in section 185, after sub-section (2), the following new sub-section shall be added :-

" (3) Notwithstanding anything contained in sections 109 and 119, for the fiscal year 2001-2002, the local governments may not set apart fifty percent of the development budget for utilization specified therein;

Provided that the development schemes proposed by the Citizen Community Boards shall be given priority and included in the budget presented to the Councils for approval.".

Amendment of Sixth Schedule of Sindh Ordinance No. XXVII of 2001.

6. In the said Ordinance, in the Sixth Schedule-

(i) in the heading of paragraph 27, for the word "Board", the words "local Government" shall be substituted;

(ii) in paragraph 39, in clause (d), for the word "cantonment", the words "local area" shall be substituted.