

SIND REGULATION XXII OF 1827¹.

[1st January, 1827.]

A Regulation to declare and define military authority, in its relations to the civil power and to the community at large.

PREAMBLE. *Rep. Act XIII of 1889.*

CHAPTERS I TO VI.

[*Courts-martial; Military Courts having civil and criminal jurisdiction; Police; Aid by Civil Authorities to Military Tribunals; Military Courts of Requests; Offences cognizable in Civil Court; Limits of Cantonments; Superintendent of Bazars; Process by Civil Authority; Camp-followers.*]

1 to 39. *Rep. Act XIII of 1889.*

1. This Regulation was declared by notification No. 1254, dated 30th November, 1880, under the Scheduled Districts Act, 1874 (14 of 1874), to be in force in the Province of Sind—see Gazette of India, 1880, Pt. 1, p. 672.

CHAPTER VII.

OF THE AID WHICH MAY BE FURNISHED BY CIVIL AUTHORITIES
TO EXPEDITE THE MARCH OF MILITARY FORCES, AND OF
COMPENSATION TO INDIVIDUALS FOR DAMAGE CAUSED BY
THE TROOPS ON SUCH OCCASIONS.

Notice to
District
Magistrates
through
whose juris-
diction
troops pass.

40. When military bodies, exceeding in number two hundred (200) of infantry, or one hundred (100) of cavalry, shall have occasion to march through a [Pakistan] territory, and also, if the number be smaller, provided they will require aid from the local authority, the commanding officer shall give timely notice to each [District Magistrate] through whose jurisdiction he will pass, specifying the probable time of his arrival, the extent of the corps, and the nature of the aid (if any) which will be required.

Aid to be
furnished by
District
Magistrate.

41. *First*.—If it be required, the [District] Magistrate shall direct his establishment to be in readiness to procure guides, and such supplies of provisions as the country may furnish, and such conveyance for passing rivers or ghats, or any peculiarly difficult places, as is professionally provided by the inhabitants for such purposes.

How paid
for.

Second.—Provisions and conveyance supplied as above mentioned to individuals shall be paid for by them at the time and at current rate of the place, the guides and conveyance for public property shall be paid for at the same rate by the Collector of the district, according to a certificate which the commanding officer is to grant, denoting the services performed; and the Collector is to insert the amount so disbursed at the foot of his treasury-account, in explanation of his treasury-balance as prescribed for similar cases.

On emergent
occasions
aid may be
procured by
impressment.

42. *First*.—When emergent occasions require the immediate march of troops, and more extensive aid towards it than is allowed by the preceding section is necessary the [District] Magistrate may resort to impressment under the following rules, being careful to define the nature of the employment for which the impressment is made, and the period it is to continue.

What consi-
dered as
constituting
emergency.

Second.—The [District] Magistrate's authority or acting as in the preceding clause shall be either an order from the [Federal Government] or a letter from the commanding officer declaring his

1. Subs. by the Sind Laws (Adaptation, Revision, Repeal and Declaration) Ordinance, 1955 (Sind 5 of 1955), s. 7, Sch. III for "British".
2. Subs. by the Sind General Clauses Act, 1886, (Sind 3 of 1886), for "Magistrate".
3. Subs. *ibid*, for "Local".
4. Subs. by P.O. No. 4 of 1975, for "Central Government" which were previously subs. by A.O. 1937, for "G. in C".

inability to proceed without the '[District Magistrate's] aid, and fully explaining the circumstances which render the movement of paramount importance to the general inconvenience occasioned by impressment, on receipt of which the '[District Magistrate] will act at discretion.

Third.—Remuneration for services or supplies procured by impressment is to be fixed by the '[District Magistrate] on a liberal scale, and paid according to the principles of clause second, section 41, of this Regulation, namely, individuals are to pay for that which is personal accommodation, and the Collector is to defray the charges incurred for the public service under the above-quoted rules.

Remuneration how made.

Fourth.—Whenever impressment shall take place by virtue of this section, the '[District Magistrate] shall, within ten (10) days, report the fact, with the cause and extent of impressment, and the rates of remuneration allowed²⁶ to the '[Federal Government]'. * * *

Report as to impressment.

43. *First.*—When damage is occasioned to individuals by the march or encampment of troops, the commanding officer shall, on application by the sufferer, furnish him with a certificate of the nature, extent and cause thereof.

Certificate to be furnished to person sustaining injury.

Second.—The certificate mentioned in the preceding clause shall, if presented to the Collector or any of his officers holding charge of a district within ten (10) days from its date, entitle the sufferer to compensation for loss occasioned by such movements or positions of the troops as are bonafide of a military nature.

Effect of certificate.

Third.—On a demand being made by virtue of this section to the Collector, he shall inquire into its merits, and, if satisfied that it is just, shall apply to '[the Federal Government] for permission to pay it, if the Collector thinks the demand is not just, or if '[the

Suit against Federal Government when to be instituted.

1. Subs. by Sind General Clauses Act, 1886, (Sind 3 of 1886), for "Magistrate."
2. The word "both" and the word "and the Court of Saddar Foujdary Adalat" r.p. by the Repealing Act, 1873 (12 of 1873).
3. Subs. by P.O. No. 4 of 1975, for "Central Government" which were previously subs. by the A.O., 1937, for "G. in C."
4. The original word "Govt." was first subs. by A.O., 1937 to read as "the Central Govt." and then by P.O. No. 4 of 1975 to read as above.

Federal Government] withhold permission to pay it, the complainant may bring the case to decision according to the process of civil law by instituting a suit against [the Federal Government].

CHAPTERS VIII AND IX.

[*Requisitions for Military aid by Civil Authorities; Spirituous Liquors.*].

44 to 55. Rep. Act. XIII of 1889.

1. The original words "the Collector" were subs. by A.O., 1917 to read as "the Central Govt." and by P.O. No. 4 of 1975 to read as above.