

Repealed by W. Pakistan
Ordinance no. 43 of 1959⁹⁹. 52.

SIND ACT No. X OF 1951¹.

[THE SIND MOSQUE AND HOSTELS FUND CESS ACT, 1951.]

[17th May, 1951].

An Act to provide for the creation of an endowment fund for the repairs and maintenance of the Shahjahan Mosque at Tatta and for the construction of hostels at Mecca and Medina for the use of Hajis from Sind.

WHEREAS it is expedient to raise an endowment fund for the repairs and maintenance of Shahjahan Mosque at Tatta and for the construction and maintenance of hostels at Mecca and Medina for the use of Hajis from Sind ; It is hereby enacted as follows:

1. (1) This Act may be called the Sind Mosque and Hostels Fund Cess Act, 1951. Short title and extent.
- (2) It extends to the whole of the Province of Sind.
2. In this Act, unless there is anything repugnant in the subject or the context—
 - (a) 'Cess' means cess imposed by this Act;
 - (b) 'Government' means the Government of Sind;
 - (c) 'Province' means the Province of Sind;
 - (d) 'Board' means the Sind Mosque and Hostels Fund Board constituted under this Act ; and
 - (e) 'Fund' means the Sind Mosque and Hostels Fund established under this Act.
3. (1) A cess shall be levied as hereinafter provided upon all lands in the Province. Levy of Cess.
- (2) Such cess shall be levied—
 - (a) in the case of unalienated lands, at the rate of one pice on every rupee of every sum which becomes due to the Government as land revenue, except sums payable on account of any charge mentioned in the Schedule and except sums payable on account of any charge which may be notified by the Government in this behalf ;

¹ For Statement of Objects and Reasons, see S. G. G., 1951, Pt. IV, p. 4 and for proceedings in Assembly, see S. L. A. Debates, 1951, Vol. VIII, Book No. 7, pp. 10—31.

(b) in the case of alienated lands, at the rate of one pice of every rupee of Hakabo which becomes due to the Government:

Provided that no cess shall be levied on sums below four annas, and that amount of cess shall, if not a multiple of three pies, be increased to the next highest multiple of three pies;

Provided further that the Government may suspend the collection of the cess or any portion thereof in any local area within the Province.

4. The cess shall be levied, in the first instance, in respect of the land revenue and Hakabo due for the Revenue year 1951-52.

5. The cess shall be levied and recovered so as far may be in, the same manner, and under the same provisions of laws, as the land revenue.

6. The Government shall establish in and for the Province an endowment fund called " the Sind Mosque and Hostels Fund " and there shall be paid to the credit of the Fund the proceeds of the cess after deducting the expenses, if any, of collection and recovery.

7. The Government shall constitute a board called " the Sind Mosque and Hostels Fund Board " which shall utilize the Fund for the purposes of this Act.

8. The Government may make rules¹ providing for—

- (a) the investment and the application of the Fund,
- (b) regulating the procedure and conduct of the Board's business, and
- (c) generally for carrying out the purposes of this Act.

SCHEDULE.

1. Penalties and fines, including any charge imposed under section 148 of the ²[Sind] Land Revenue Code, 1879, as penalty or interest in case of default, but not including any fine levied under section 65 of the same Act on grant of permission to use land for a purpose un-connected with agriculture.

2. Fees for grazing: when charged per head of cattle.

¹ For Rules, see G. N., F. D., No. 1943-F (i), dated 11th February, 1952, S. G. G., 1952, Pt. IV, pp. 43-44 as subsequently amended.

² Subs. by the Sind Laws (Adaptation, Revision, Repeal and Declaration) Ordinance, 1955 (Sind 5 of 1955), s. 3. (i) (w. e. f. 30th May 1951), for " Bombay ".