

SIND ACT No. IV OF 1942¹.

[THE SIND LOCAL BOARDS (AMENDMENT) ACT, 1942.]

[7th May, 1942]

An Act further to amend the ²[Sind] Local Boards Act, 1923 ³ * *.*Sind VI
of 1923.

WHEREAS it is expedient further to amend the ²[Sind] Local Boards Act, 1923, ³* * * for the purposes hereinafter appearing ; It is hereby enacted as follows :—

1. (1) This Act may be called the ²[Sind] Local Boards (⁴* * * Amendment) Act, 1942.

Short title
and com-
mencement.

⁵(2) * * * * *

2 to 4. [*Amendments of ss. 75, 80-A and 93 of Sind VI of 1923.*] *Rep. by the Sind Laws (Adaptation, Revision, Repeal and Declaration) Ordinance, 1955 (Sind 5 of 1955), s. 6, Sch. II.*

5. It shall be lawful for the Provincial Government to levy after the commencement of this Act increased cess on the land revenue payable to the Provincial Government commencing from the rabi crop of the revenue year 1941-42 recovery whereof commences on the first day of June 1942.

Power to
levy in-
creased cess
on land
revenue
commencing
from the
rabi crop
of 1941-42.

6. (1) Notwithstanding anything contained in ⁶[the Sind Local Boards Act, 1923] or any rules made thereunder or in any other law for the time being in force, no local board shall, on and from such date as may be notified by the Provincial Government in the *Official Gazette*, levy any toll upon any road which has been, or shall hereafter be, made or repaired at the expense of the local board—

Local boards
not to levy
any toll
upon roads
in respect
of any
animal
or vehicle
except a
motor
vehicle.

(a) in respect of any animal or a vehicle except, subject to clause (b), a motor vehicle as defined in the Motor Vehicles Act, 1939 ;

IV of
1939.

(b) in respect of a motor vehicle as defined in the Motor Vehicles Act, 1939, except with the previous sanction of the Provincial Government notified in the *Official*

IV of
1939.

1 For Statement of Objects and Reasons, see S. G. G., 1942, Pt. IV, pp. 68-69; and for proceedings in Assembly, see S. L. A. Debates, 1942, Vol. XVI-Book No. 5, pp. 80-86.

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".

3 The words "in its application to the Province of Sind" rep. *ibid.*, s. 3(iii)(a) (w. e. f. 30th May 1951).

4 The word "Sind" omitted *ibid.*, s. 3(iii)(b) (w. e. f. 30th May 1951).

5 Sub-section (2) rep. *ibid.*, s. 6, Sch. II.

6 Subs. *ibid.*, s. 7, Sch. III, for "the said Act".

Gazette. Such sanction shall not be granted unless the road in respect of which the sanction is sought is, in the opinion of the Provincial Government, fit for vehicular traffic of all kinds.

(2) If it shall at any time appear to the Provincial Government on complaint or otherwise that any road in respect of which sanction has been granted under sub-section (1) (b) has ceased to be fit for vehicular traffic of any kind, the Provincial Government may require the local board concerned, within such period as it shall fix in this behalf, to take measures to make the road so fit, and if within the period so fixed such requirement shall not be carried into effect to the satisfaction of the Provincial Government, the Provincial Government may, by notification in the *Official Gazette*, suspend the levy of the toll until such time as the road is made so fit.