

SINDH ORDINANCE NO.XV OF 2011

THE SINDH IRRIGATION (AMENDMENT) ORDINANCE, 2011.

[26th November, 2011]

An Ordinance to amend the Sind Irrigation Act, 1879.

WHEREAS it is expedient to amend the Sind Irrigation Act, 1879, in the manner hereinafter appearing; **Preamble.**

AND WHEREAS the Provincial Assembly is not in session and the Governor is satisfied that the circumstances exist which render it necessary to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of Article 128 of the Constitution of the Islamic Republic of Pakistan, 1973 the Governor is pleased to make and promulgate the following Ordinance: -

1. (1) This Ordinance may be called the Sindh Irrigation (Amendment) Ordinance, 2011. **Short title and commencement.**

(2) It shall come into force at once.

2. In the Sind Irrigation Act, 1879, after section 62-B, the following new section shall be added: - **Insertion of new section 62-C in Sindh Act No.VII of 1879.**

“62-C. (1) Notwithstanding any grant or lease by any authority or any judgment or decree of any court in favour of any person, the Government land of all the natural or artificial depression courses meant for discharge of flood or rain waters shall stand resumed to Government and shall be exclusively used for such purpose.

(2) Any person in possession of Government land mentioned in sub-section (1), shall vacate such land within seven days of the commencement of this Ordinance.

(3) Whoever fails to vacate the land as required under sub-section (2), shall be punished with imprisonment which may extend to ten years and shall also be liable to fine which may extend to rupees one million:

Provided that the offence punishable under this sub-section shall be non-billable.