



THE BALUCHISTAN GAZETTE

PUBLISHED BY AUTHORITY

No. 274 QUETTA WEDNESDAY NOVEMBER 6, 1985.

BALUCHISTAN PROVINCIAL ASSEMBLY SECRETARIAT.

NOTIFICATION.

Quetta, the 6th November, 1985.

No. LEGIS—III (9)/85. The Baluchistan Waqf Properties (Amendment) Bill, 1985 having been passed by the Provincial Assembly of Baluchistan on 9th October, 1985 and assented to by the Governor of Baluchistan, is hereby published as an Act of the Provincial Assembly.

THE BALUCHISTAN WAQF PROPERTIES (AMENDMENT) ACT, 1985.

BALUCHISTAN ACT NO. IX OF 1985.

(First published after having received the assent of the Governor of Baluchistan in the Baluchistan Gazette (Extra-ordinary) Dated 6th November, 1985).

**AN
ACT**

to amend the Baluchistan Waqf Properties Ordinance, 1979
(IV of 1979).

Preamble.

WHEREAS it is expedient to amend the Baluchistan Waqf Properties Ordinance, 1979, in the manner hereinafter appearing.

It is hereby enacted as follows:—

Short title and commencement.

1. (1) This Act may be called the Baluchistan Waqf Properties (Amendment) Act, 1985.

(2) It shall come into force at once and shall be deemed to have taken effect on the 1st day of December, 1984.

Insertion of section 5-A in Ordinance IV of 1979.

2. In the Baluchistan Waqf Properties Ordinance, 1979, hereinafter referred to as the said Ordinance, after section 5, the following new section shall be inserted:—

“5-A. Administrator, Deputy Administrator & Officer to be Muslim:— No person shall be appointed as an Administrator, Deputy Administrator or Officer under this Ordinance unless he is a Muslim and possesses such qualifications as may be prescribed.”

Amendment of section 7 of Ordinance IV of 1979.

3. In the said Ordinance, in section 7, after sub-section (2), the following new sub-section shall be inserted:—

“(3) The notification issued under sub-section (1), shall be served upon the management or the Mutawali, as the case may be, and a copy thereof shall be affixed on some conspicuous place of the property referred to in the notification.”

Amendment of section 16 of Ordinance IV.

4. In the said Ordinance, in section 16:—

(a) in the beginning before the words “Government may” the words and comma “Subject to the provision of sub-section (2) of section 15,” shall be added.

(b) the full stop appearing at the end of section 16, shall be substituted by a colon and thereafter the following proviso shall be added:—

“Provided that the sale proceeds of the property shall not be used for any purpose unless the main purpose of the waqf is served and satisfied”.

Saving.

5. Anything done, action taken, order passed, or any decision made after the lapse of the Baluchistan Waqf Properties (Amendment) Ordinance, 1985 (XV of 1985), under the provisions of the said Ordinance shall be deemed to have been validly done, taken, passed or made, as if this Act was in force on the day on which such thing was done, action taken, order passed or decision made.

AZHAR SAIED KHAN
Secretary,
Provincial Assembly of Baluchistan.