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**THE CANAL AND DRAINAGE (WEST PAKISTAN AMENDMENT)
ORDINANCE, 1965
(XXIII of 1965)**

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TEXT

**¹THE CANAL AND DRAINAGE (WEST PAKISTAN AMENDMENT) ORDINANCE,
1965**

(XXIII of 1965)

[8th June, 1965]

*An
Ordinance*

*to amend the Canal and Drainage Act, 1873, in its application to the Province of West
Pakistan*

Preamble.— WHEREAS it is expedient to amend the Canal and Drainage Act, 1873 (Act VIII of 1873), in its application to the Province of West Pakistan, in the manner hereinafter appearing;

AND WHEREAS the Provincial Assembly of West Pakistan is not in session and the Governor of West Pakistan is satisfied that circumstances exist which render immediate legislation necessary;

Now, THEREFORE, in exercise of the powers conferred on him by clause (1) of Article 79 of the Constitution, the Governor of West Pakistan is pleased to make and promulgate the following Ordinance:-

1. Short title.— This Ordinance may be called the Canal and Drainage (West Pakistan Amendment) Ordinance, 1965.

2. Amendment of the preamble of Act VIII of 1873.— In the Canal and Drainage Act, 1873 (hereinafter referred to as the said Act), in the preamble, between the words “all lakes” and the word “and” the comma and the words “, sub-soil water” shall be inserted.

3. Amendment of section 3, Act VIII of 1873.— In section 3 of the said Act, in sub-section (1), in clause (a), between the word “channels” and the word “and” the comma and the word “, tube-wells” shall be inserted.

4. Amendment of section 5, Act VIII of 1873.— In section 5 of the said Act, between the words and comma “still water,” and the word “should”, the words and comma, “or any sub-soil water,” shall be inserted.

5. Amendment of section 7, Act VIII of 1873.— In section 75 of the said Act, in clause (5), the following new paragraph shall be added at the end, namely—

“Rules made under clause (4) may be made to have effect retrospectively from any date not earlier than the date on which water has been supplied or the charge has otherwise become leviable under this Act”.

¹This Ordinance was promulgated by the Governor of West Pakistan on 18th June, 1965; approved by the Provincial Assembly of West Pakistan on 10th July, 1965, under clause (3) of Article 79 of the Constitution of the Islamic Republic of Pakistan (1962); and, published in the West Pakistan Gazette (Extraordinary), dated 10th July, 1965, pages 3695-96.