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**THE CANAL AND DRAINAGE (WEST PAKISTAN SECOND AMENDMENT) ORDINANCE, 1970
(IV of 1970)**

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TEXT

**¹THE CANAL AND DRAINAGE (WEST PAKISTAN SECOND AMENDMENT)
ORDINANCE, 1970
(IV of 1970)**

[13th January, 1970]

*An
Ordinance*

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

Preamble.— WHEREAS it is expedient further 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;

NOW, THEREFORE, in pursuance of the Martial Law Proclamation of the 25th March, 1969, read with the Provisional Constitution Order, and in exercise of all powers enabling him in that behalf, the Governor of West Pakistan is pleased to make and promulgate the following Ordinance:-

1. Short title and commencement.— (1) This ordinance may be called the Canal and Drainage Act (West Pakistan Second Amendment) Ordinance 1970.

(2) It shall come into force at once.

2. Amendment of section 57 of Act VIII of 1873.— In section 57 of the Canal and Drainage Act, 1873 as applicable to the Province of West Pakistan (hereinafter referred to as the said Act), the words and comma “and a statement of the proportion of such cost which the Provincial Government proposes to defray,” shall be omitted.

3. Amendment of section 59 of Act VIII of 1873.— For section 59 of the said Act, the following section shall be substituted, namely:-

“59. *Rate on land benefitted by works*— An annual rate, in respect of such scheme, may be charged, according to rules to be made by the Provincial Government, on the owners of all lands which shall, in the manner prescribed by such rules, be determined to be so chargeable:

Provided that in the case of agricultural land, no such rate shall be charged for the first two harvests immediately following the completion of the scheme.”

¹This Ordinance was promulgated by the Governor of West Pakistan on 5th January, 1970; published in the West Pakistan Gazette (Extraordinary), dated 13th January, 1970, pages 109-110; saved by Article 281 of the Interim Constitution of Pakistan (1972); and, validated by the Validation of Laws Act, 1975 (LXIII of 1975).