



THE ENEMY PROPERTY (CONTINUANCE OF EMERGENCY PROVISIONS) ORDINANCE, 1969



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**THE SCHEDULE.
PROVISIONS OF THE DEFENCE OF PAKISTAN RULES CONTINUED IN
FORCE**

THE ENEMY PROPERTY (CONTINUANCE OF EMERGENCY PROVISIONS) ORDINANCE, 1969.

ORDINANCE NO. I OF 1969

[17th February, 1969]

An Ordinance to provide for the continuance of certain provisions of the Defence of Pakistan Rules relating to the control of trading with enemy and control of enemy firms, and the administration of the property belonging to them.

WHEREAS it is expedient to provide for the continuance of certain provisions of the Defence of Pakistan Rules relating to the control of trading with enemy and control of enemy firms, and the administration of the property belonging to them;

AND WHEREAS the National Assembly is not in session and the President is satisfied that circumstances exist which render immediate legislation necessary;

NOW, THEREFORE, in exercise of the powers conferred by Article 29 of the Constitution and of all other powers enabling him in that behalf, the President is pleased to make and promulgate the following Ordinance :—

1. Short title, extent and commencement. —(1) This Ordinance may be called the Enemy Property (Continuance of Emergency Provisions) Ordinance, 1969.

(2) It extends to the whole of Pakistan and applies to all citizens of Pakistan and persons in the service of Government, wherever they may be.

(3) It shall come into force on the ¹day on which the Defence of Pakistan Ordinance, 1965 (XXIII of 1965), ceases to have effect under clause (7) of Article 30 of the Constitution.

2. Continuance of certain emergency provisions. Notwithstanding the Defence of Pakistan Ordinance, 1965 (XXIII of 1965), ceasing to have effect.

¹ I.e., the 17th February, 1969, the Defence of Pakistan Ordinance, 1965, having ceased to have effect from that day with the revocation of Proclamation of emergency, see Gaz. ofp., 1969, Ext., P. 105.

- (a) the provisions of the Defence of Pakistan Rules mentioned in the first column of the Schedule to this Ordinance, shall continue in force, and shall have effect subject to the modifications specified in the second column thereof;
- (b) any order or other instrument made or deemed to be made under or in pursuance of any of the said provisions and in force immediately before the commencement of this Ordinance shall continue in force so far as consistent with the provisions as continued in force by this section and be deemed to be made under or in pursuance of the provisions so continued in force.

3. Effect of rules etc. inconsistent with other enactment. The provisions of the Defence of Pakistan Rules as continued in force by section 2 and all orders made or deemed to be made under such provision shall have effect notwithstanding anything inconsistent therewith contained in any enactment other than this Ordinance or in any instrument having effect by virtue of any enactment other than this Ordinance.

4. Delegations. —(1) The ¹[Federal Government] may by order direct that any power or duty which by or under any of the provision as continued in force by section 2 is conferred or imposed upon the ¹[Federal Government] shall in such circumstances and under such conditions, if any, as may be specified in the direction be exercised or discharged—

- (a) by any officer or authority subordinate to the ¹[Federal Government], or
- (b) by any Provincial Government or by any officer or authority subordinate to such Government, or
- (c) by any other authority.

(2) A Provincial Government may by order direct that any power or duty which has been directed under sub-section (1) to be exercised or discharged by the Provincial Government shall, in such circumstances and under such conditions, if any, as may be specified in the direction, be exercised or discharged by any officer or authority, not being an officer or authority subordinate to the ¹[Federal Government].

(3) All orders delegating any power or duty conferred or imposed by any of the provisions continued in force by section 2 made by the ¹[Federal Government] before the commencement of this Ordinance and in force immediately before such commencement shall continue in force and be deemed to be made by the ¹[Federal Government] under this section.

¹Subs. by F.A.O., 1975, Art. 2 and Table, for "Central Government".