PART II

Statutory Notifications, (S.R.O.)

GOVERNMENT OF PAKISTAN
MINISTRY OF DEFENCE

NOTIFICATION

Rawalpindi, the 26th February, 2019

S.R.O. 272(I)/2019.—The following draft of the Bye-laws for regulating cattle mandi in the Cantonment Board Korangi Creek, proposed to be made by the Cantonment Board Korangi Creek, Karachi, in exercise of the powers conferred by clause (39) of section 282 of the Cantonments Act, 1924 (II of 1924) read with section 283 of the aforesaid Act are hereby published for information of all persons likely to be affected thereby, as required by section 284 of the said Act and notice is hereby given that objections or suggestions on the draft Bye-laws, if any, may be sent to the Cantonment Board, Korangi Creek within thirty days of its publication in the official Gazette.

Any objections or suggestions which may be received from any person before the expiry of the said period shall be considered by the Cantonment Board, Korangi Creek.

(461)

Price: Rs. 10.00

[332(2019)/Ex. Gaz.]
Draft Bye-Laws

1. **Short title, application and commencement.**—(1) These Bye-Laws may be called the Cantonment Board, Korangi Creek (Cattle Market) Bye-Laws, 2019.

   (2) They shall come into force at once.

   (3) They shall apply to the whole of Korangi Creek Cantonment.

2. **Definitions.**—In these Bye-Laws, unless there is anything repugnant in the subject or context,—

   (a) “**Act**” means Cantonments Act, 1924 (II of 1924).

   (b) “**Board**” means the Korangi Creek Cantonment Board;

   (c) “**broker**” means a person who acts as intermediary between buyer and seller for the purpose of purchase and sale of cattle;

   (d) “**Cantonment**” means Cantonment Board Korangi Creek;

   (e) “**cattle**” means sheep, goats, buffaloes, cows, bullocks, oxen, horses, moles, camels and all other animals;

   (f) “**cattle market**” means the market place provided, maintained and managed by the Board within the Cantonment for the purpose of buying and selling of the cattle;

   (g) “**executive officer**” means the executive officer of the Board;

   (h) “**lessee**” means the person to whom the Board has granted the rights of collection of cattle market fee and other charges payable by the buyers and sellers of cattle;

   (i) “**market in-charge**” means the person appointed by the Board to be in-charge of the cattle market;

   (j) “**parochi-writer**” means any person authorized by the executive officer or market in-charge to issue receipts;

   (k) “**President**” means the president or administrator of the Board appointed by the Government; and
(1) “receipt” means the form specified under these bye-laws and issued in token of receipt of cattle market fee.

3. **Establishment and maintenance of cattle market.**—No person shall without the authority of the Board under these bye-laws, establish or maintain a cattle market within the limits of the Cantonment.

4. **The Board may appoint officials and staff.**—(1) The Board may appoint such number of officials and staff as it may deem necessary for orderly conduct of the cattle market and collection of cattle market rents and fees.

(2) All persons, including lessee, brokers and parchi-writers, taking part in selling or buying of cattle in the cattle market shall comply with the instructions or directions given by the market incharge for orderly conduct of the market.

5. **Issuance of receipt books.**—(1) The market in-charge shall issue one receipt book at a time to the parchi-writer containing the receipts given in Form A after duly entering such receipt books in the stock register.

(2) The parchi-writer shall deposit with the Board such security as it may think proper which may be refunded to him at the close of the cattle market after he has rendered proper accounts and handed over the amount of cattle market fee along-with the unused receipt books and counterfoils of used receipt book to the satisfaction of the market incharge.

(3) When all the receipt of a receipt book are consumed, the parchi-writer shall handover the amount of fee received along-with its counterfoils to the market in-charge, who may issue a new receipt book to the parchi-writer.

6. **Entries in the receipt book.**—All entries in the receipt book shall be made by a copying pencil with double carbon-papers.

7. **Duties of market incharge.**—(1) The market incharge shall be responsible for the safe custody of the receipt books, rents and fees received and collected in the cattle market and shall deposit such rents and fees along-with the used receipt books in the office of the Board on the day following the day on which cattle market is held.

(2) All unused receipt books and the counterfoils of the used books shall be kept by the market in-charge under lock and key.

(3) All used forms, counterfoils and registers shall be retained for a period of three years where after they may be destroyed.
(4) The market in-charge may prohibit the entry into cattle market area of any cattle suffering from loathsome, infectious or contagious disease and may expel such animal from the cattle market.

8. Buyer shall furnish all particulars of transactions.—(1) Any person who buys any cattle shall furnish all particulars of the transaction in the presence of the seller along-with the cattle to the parchi-writer for verification of the transaction.

(2) The parchi-writer shall, after verification of the transaction, charge such fee from the buyer of the cattle as the Board may specify and issue a receipt thereof.

(3) No person shall be allowed to sell or buy any cattle outside the cattle market.

9. Broker’s licence.—(1) The broker’s licence shall be issued on payment of such fee as may be determined by the Board and the licence shall liable to be cancelled if the licensee violates or abets the violation of any of these Bye-laws or commit an offence or he disturb the orderly transaction at the cattle market.

(2) No person shall act as broker at the cattle market unless he holds a licence.

10. Broker’s fee.—The broker shall be entitled to charge brokerage fee at such rate as may be fixed by the Board.

11. Sale of things other than cattle.—(1) Every person who sells or exposes for sale anything other than cattle, whether by hawking or in a temporary arrangement which opens only during the cattle market day or depends mainly for his business on the cattle market, shall be liable to pay such rent as may be determined by the Board.

(2) The seller shall pay rent to the market in-charge, by obtaining a payment receipt from him.

12. Death of any cattle within the cattle market.—In the case of death of any cattle within the cattle market, the Board shall cause the removal of the dead body or carcass of such cattle from the cattle market at the expense of the owner and where the owner fails to remove such dead body or carcass, the Board may dispose it off by open auction at the spot and the proceeds of the auction shall belong to the Board.
13. **Duplicate copy of any entry in the receipt.**—The Board shall, on demand, furnish any person with a duplicate copy of any entry in the receipt on payment of such fee as may be fixed by the Board.

14. **Lease out the cattle market.**—(1) The Board, may by public auction, lease out the cattle market to any person or persons on such terms and conditions as the Board may determine:

Provided that no defaulter of lease money or a person who has contravened any of these bye-laws or contract shall be given the cattle market on lease either in personal capacity or in association with any other person.

(2) Every lessee shall execute an agreement deed in favor of the Board on a non-judicial stamped paper of appropriate value.

15. **Powers of executive officer.**—(1) The executive officer may inspect the cattle market to carry out the provisions of these bye-laws.

(2) The lessee shall comply with the directions issued by the executive officer and market incharge for smooth and orderly conduct of cattle market.

16. **Visit and inspection of cattle market.**—The President, executive officer or any other person authorized by the Board in this behalf may at anytime, visit the cattle market and inspect the registers or licences and may take copies thereof free of charge.

17. **Breach of any of the conditions of the lease.**—A lessee who commits breach of any of the conditions of the lease shall, in addition to any other penalty provided in the agreement deed, render himself liable to get his lease cancelled or terminated without any claim to the lease money paid by him.

18. **Dispute resolution.**—In the case of any dispute between the market incharge and any other person, the matter shall be referred to the President of the Board whose decision thereon shall be final.

19. **Responsibility for the cleanliness of the market.**—(1) The Board shall provide sufficient number of latrines and urinals for public use in the cattle market and shall supply fresh water in the cattle market for its cleanliness and sanitary conditions.

(2) The Senior Sanitary Inspector or Sanitary Inspector shall be responsible for the cleanliness of the cattle market and the lands and building appertaining thereto and shall cause the removal of filth and refuse there from.
20. **Penalty for contravention of these bye-laws.**—Any person who contravenes any of the provision of these bye-laws shall be punishable in accordance with the section 283 of the Act.

**FORM–A**

*(See bye-law 5(1))*

**CATTLE FEE RECEIPT**

Counterfoil Receipt No. ___________  Book No. ___________

Name and address of the buyer ____________________________________________________________

Name and address of the seller ____________________________________________________________

Description of the cattle _____________________________________________________________

Amount of transaction Rs: __________

Amount of fee Rs: ________________

Signature of the parchi writer

[No.34/2/P&MA/ML&C/C.M/2017/4/10/D-6(A-VI)/2018.]

ASAD NAEEM,

*Section Officer.*