

MONOGRAM

THE SIND GOVERNMENT GAZETTE
PUBLISHED BY AUTHORITY

KARACHI, TUESDAY, APRIL 22 1980

PART - I

GOVERNMENT OF SIND
LAW DEPARTMENT
NOTIFICATION

Karachi, the 22nd April 1980

No. S. Legis. 1(7)/80 - The following Ordinance by the Governor of Sind is hereby published for general information:-

THE SIND DISPOSAL OF PLOTS ORDINANCE, 1980
SIND ORDINANCE NO. VII OF 1980
AN
ORDINANCE

to regulate the disposal of residential plots and flat sites in the province of Sind.

WHEREAS it is expedient to regulate the disposal of residential
Preamble plots and flat sites in the Province of Sind.

NOW, THEREFORE, in pursuance of the Proclamation of the fifth day of July, 1977 and the laws (Continuance in Force) Order, 1977, the Governor of Sind is pleased to make and promulgate the following Ordinance:-

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303. THE SIND GOVT. GAZETTE., EXT. APRIL 22, 1980 (PART-I).
SHORT TITLE AND COMMENT:

- (1) This Ordinance may be called the Sind Disposal of plots Ordinance, 1980.
- (2) This section shall come into force at once and the remaining provisions shall come into force in such area or areas on such date or dates as Government may be notification specify.

DEFINITIONS:

- (2) In this Ordinance, unless there is anything repugnant in the subject or context.
 - (a) "autonomous body" means an autonomous body under the control of Govt. and established under any law for the time being in force;
 - (b) "Civil servant" means a civil servant as defined in the Sind Civil Servants Act, 1973;
 - (c) "Construction company" means a construction company, which is licensed as a builder under the Sind Buildings Control Ordinance, 1979;
 - (d) "Dependent" means the dependent wife or husband, as the case may be, and children including step children;
 - (e) "Flat Site" means a plot reserved for constructing residential or commercial flats in any Scheme;
 - (f) "Government" means the Government of Sind;
 - (g) "Prescribed" means prescribed by rules;
 - (h) "Professional" means a lawyer, journalist, architect, accountant, engineer, doctor including, any other person declared as such by Government but excluding a Civil Servant, employee of an autonomous body or Federal Govt. , employee.
 - (I) "Residential plot" means a plot reserved for constructing residential building in any scheme.
 - (j) "Scheme" means a housing Scheme sponsored by Govt., a local authority or any other autonomous body for providing plots to the public for housing purposes;
 - (k) "Schedule" means the Schedule to this Ordinance;
 - (l) "Shiftee" means a person required to be shifted from the land occupied by him;

DISPOSAL OF PLOTS:

3. The disposal of plots under any law for the time being in force shall be subject to the provision of this Ordinance and the procedure laid down in or under such law shall stand modified to the extent of the provisions of this Ordinance;

SIZE OF RESIDENTIAL PLOTS:

4. No residential plot shall, as far as possible exceed one thousand square yards in area.

THE SIND GOVT. GAZETTE, EXT., APRIL 22, 1980 (Part-I)

5. DIVISION AND DISPOSAL OF RESIDENTIAL PLOTS:

- (1) The residential plots not exceeding four hundred square yards shall be divided into the categories specified in the Schedule and be disposed of to the persons mentioned there in according to the reservations made for them in the said Schedule;

Provided that marginal adjustment due to the situation of any plot upto ten percent of the area shall be admissible.

- (2) The plots reserved for defence personnel under sub-section

(1) shall be placed at the disposal of the General Headquarters for allotment to such persons and in such manner as it deem fit.

- (3) Government may at any time modify the Schedule in any manner as it deems fit.

6. DISPOSAL OF PLOTS BY AUCTION:

Unless otherwise directed by Government no residential plot exceeding four hundred square yards in area shall be disposed of except by auction.

7. ELIGIBILITY:

- (1) No person shall be eligible to apply for a residential plot under section-5, if he or any of his dependents owns a residential plot, flat, or house in any district headquarter town in Pakistan.
- (2) No civil servant or employee of an autonomous body or Federal Government employee who has less than fifteen years service as such at his credit or has retired from service by way of punishment, shall be eligible to apply against the quota reserved for such civil servant or employee under Section-5.

8. APPLICATION FOR ALLOTMENT:

No application for allotment of a residential plot shall be entertained unless:-

- (i) it is accompanied by an affidavit to the effect that neither the applicant nor any of his dependents owns a residential plot, flat or house in any district head quarter town;
- (ii) in the case of a civil servant or employee of an autonomous body or Federal Government employee it is received through their respective heads of Departments or Offices duly certified that he has fifteen years service at his credit.
- (iii) in case of a retired civil servant, employee of an autonomous body or Federal Govt., employee, it is accompanied by a copy of retirement order and an affidavit to the effect that he has not retired by way of punishment;
- (iv) in the case of the professionals it is received through departments or institutions specified by Government.

9. FLAT SITE:

- (1) Unless otherwise directed by Government upto fifty percent of the flat sites may be disposed in accordance with prescribed procedure on the reserved price, to the

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- (i) financially sound Construction Companies having experience in construction of flats with unblemished past, for construction of housing units of seven hundred square feet or below of covered area for people of low income group specified by Government at a price predetermined by the authority appointed as such under the Sind Building Control Ordinance 1979;
 - (ii) Government or Semi Government Organizations mainly on the condition that such sites shall be utilized for housing their employees or for any other similar purpose but shall in no case be subject.
2. That flat sites remaining to be disposed of after allotment under sub-section(1) shall be disposed of by auction amongst the construction companies.

10. DISPOSAL OF APPLICATIONS:

- (1) If the number of applications for any category of plots exceeds the number of plots available, the plots in such category shall be allotted by ballot.
- (2) No person shall be allotted more than one plot.

11. SUPERVISION:

The Karachi Development Authority and Haiderabad Development Authority in relation to the schemes sponsored by them and the District Housing Committees appointed by Govt. of Sind, in relation to other schemes, shall supervise the implementation of this Ordinance.

12. COMMERCIAL PLOTS:

Commercial plots will be disposed of by the District Housing Committees Development Authorities through public auction only.

13. AMENITY/PUBLIC UTILITY/INDUSTRIAL PLOTS:

Amenity/Public Utility/Industrial plots will be disposed of by the District Housing Committees/ Development Authorities in accordance with the rules prescribed in this behalf by Govt.

14. RULES:

Government may make rules for the purpose of giving effect to the provisions of this Ordinance.

15. RELAXATION:

Any provision contained in this Ordinance may be relaxed in any case if Govt., is satisfied that strict application thereof, would cause, hardship in that case or is otherwise expedient.

SCHEDULE
(See Section-5)

The categories of residential plots and reservations in respect thereof.

1. Residential plots upto 80 square yards:-

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| (a) General Public by ballot. | 60% |
| (b) Civil Servants and employees of autonomous bodies upto grade-10. | 8% |
| (c) Retired civil servants and retired employees of autonomous bodies upto grade-10 and their widows or orphans. | 2% |
| (d) Defence personal. | 5% |

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(c)	On compassionate ground and cases of hardship approved by Government	5%
(f)	Shiftees.	20%
2.	Residential plots of area exceeding 80 Sq. Yds. but not exceeding 120 Sq., Yds.	
(a)	General public by ballot.	75%
(b)	Civil Servants and employees of autonomous bodies from Grade 11 to 16.	12½%
(c)	Retired Civil Servants and employees of autonomous bodies from Grade 11 to 16 and their Windows or orphans.	2½%
(d)	Defence personnel.	5%
(e)	Federal Government employees including retired employees of Federal Government upto Grade-16 and their windows or orphans.	5%
3.	Residential plots of area exceeding 120 Sq. Yds. but not exceeding 400 Sq. Yds.	
(a)	General public by ballot.	65%
(b)	Civil Servants and employees of autonomous bodies (Grade-17 and above) and Judges of the High Cout.	8%
(c)	Retired Civil Servants and employees of autonomous bodies (Grade-17 and above) and their windows or orphans.	3%
(d)	Defence Personnel.	5%
(e)	Federal Government employees including retired employees of Federal Government (Grade-17 and above) and their windows or orphans and Judges of the Supreme Cout.	4%

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| (f) Professionals. | 8% |
| (g) Outstanding Sportsmen, Artists, Poets
Authors and men of letters. | 2% |
| (b) Pakistanis living abroad, if they make the
payment in foreign exchange. | 5% |

KARACHI:
Dated the
17th April, 1980

LIEUTENANT GENERAL S.M. ABBASI
Governor of Sind.

G. M. KOUREIO,
Secretary to the Government of Sind
Law Department.