



# THE COOPERATIVE FARMING ACT, 1976



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# THE CO-OPERATIVE FARMING ACT, 1976.

<sup>1</sup>ACT No. LII OF 1976

[19<sup>th</sup> July, 1976]

## **An Act to provide for the formation, working and promotion of co-operative forming.**

WHEREAS it is expedient to provide for the formation, working and promotion of co-operative farming and setting up of allied agro-based industries on the basis of self-help and mutual aid amongst the farmers and matters ancillary thereto or connected therewith ;

AND WHEREAS the Provincial Assemblies of the Provinces of Baluchistan, the North-West Frontier, the Punjab and Sind have passed resolutions under clause (1) of Article 144 of the Constitution of the Islamic Republic of Pakistan to the effect that Parliament may, by law, regulate the formation, working and promotion of co-operative farming and setting up of allied agro-based industries on the basis of self-help and mutual aid amongst the farmers;

It is hereby enacted as follows :—

## **CHAPTER I**

### **PRELIMINARY**

**1. Short title, extent and commencement.**—(1) This Act may be called the Co-operative Farming Act, 1976.

(2) It extends to the whole of Pakistan.

(3) It shall come into force at once.

**2. Act to override other laws.** The provisions of this Act and the rules shall have effect notwithstanding anything contained in the Co-operative Societies Act, 1925 (Act VII of 1925), or in any other law for the time being in force relating to the rights of landlords and tenants.

**3. Definitions.** In this Act, unless there is anything repugnant in the subject or context,—

(a) 'agricultural year' has the same meaning as in the West Pakistan Land Revenue Act, 1967 (W. P. Act No. XVII of 1967) ;

(b) 'bye-laws' means bye-laws registered under this Act ;

(c) 'committee' means the managing committee of a society ;

(d) 'co-operative farm' means the total land pooled by the members of a society ;

(e) 'District Co-operative Council' means a District Co-operative Council formed under section 39 ;

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<sup>1</sup>For Statement of Objects and Reasons, see Gaz. of P., 1976, Ext., Pt. III, p. 577.

- (f) 'District Co-operative Federation' means a District Co-operative Federation of Co-operative Farming Societies formed under section 35 ;
- (g) 'member' means a member of a society ;
- (h) 'National Co-operative Council' means the National Co-operative Council constituted under section 43 ;
- (i) 'nation building department' means the departments which the Provincial Government may, by notification in the official Gazette, designate as such for the purposes of this Act ;
- (j) 'Net profits' means net profits as defined in sub-section (3) of section 87C of the Companies Act, 1913 (VII of 1913) ;
- (k) 'office bearers' means the Chairman, Vice-Chairman, Secretary and Treasurer of a Committee ;
- (l) 'prescribed' means prescribed by rules ;
- (m) 'produce index units' means the measures in terms of which the comparative productivity of an area of Land of a particular kind in a particular assessment circle or area is computed and expressed for the purposes of the schemes relating to the re-settlement of displaced persons on land and, in respect of any assessment circle or area where no such units have been determined, such measures as may be prescribed;.
- (n) 'produce income' means the total income derived from all earnings of the co-operative farm before deducting any expenses ;
- (o) 'Provincial Co-operative Council' means a Provincial Co-operative Council formed under section 41 ;
- (p) 'Provincial Co-operative Federation, means a Provincial Co-operative Federation of Co-operative Farming Societies formed under section 37 ;
- (q) 'Registrar' means a person appointed to perform the duties of Registrar of Co-operative Societies under the Co-operative Societies Act, 1925 (Act VII of 1925), and includes an officer authorised by Government to perform the duties of Registrar under this Act ;
- (r) 'rules' means rules made under this Act ;
- (s) 'society' means a co-operative farming society registered under this Act ;
- (t) 'tenant' means tenant as defined in the Punjab Tenancy Act, 1887 (Punjab Act No. XVI of 1887) ; and
- (u) 'value' in relation to land, means the value as evaluated under section 13.