



# THE PAKISTAN NATIONAL SHIPPING CORPORATION ORDINANCE, 1979



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**FIRST SCHEDULE.**

**SECOND SCHEDULE.**

# THE PAKISTAN NATIONAL SHIPPING CORPORATION ORDINANCE, 1979.

ORDINANCE NO. XX OF 1979

[29<sup>th</sup> March, 1979]

## **An Ordinance to establish the Pakistan National Shipping Corporation.**

WHEREAS it is expedient, in the public interest, to amalgamate the National Shipping Corporation and the Pakistan Shipping Corporation, with a view to making better provision for the operation of shipping and ocean-transport services and the development of maritime shipping industry, and to establish the Pakistan National Shipping Corporation for the purpose, and to provide for matters connected therewith or incidental thereto;

AND WHEREAS the President is satisfied that circumstances exist which render it necessary to take immediate action ;

NOW, THEREFORE, in pursuance of the Proclamation of the fifth day of July, 1977, read with the Laws (Continuance in Force) Order, 1977 (*C. M. L. A. Order No. I of 1977*), and in exercise of all powers enabling him in that behalf, the President is pleased to make and promulgate the following Ordinance:—

**1. Short title and commencement.**— (1) This Ordinance may be called the Pakistan National Shipping Corporation Ordinance, 1979.

(2) It shall come into force at once and shall be deemed to have taken effect on the first day of January, 1979.

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

- (a) “appointed Director” means a Director appointed under clause (a) of sub-section (1) of section 14 ;
- (b) “Board” means the Board of Directors constituted under section 14 ;
- (c) “Chairman” means the Chairman of the Board ;
- (d) “Corporation” means the Pakistan National Shipping Corporation established by section 5 ;
- (e) “Director” means a Director of the Corporation ;
- (f) “N. S. C.” and “P. S. C.” respectively means the National Shipping Corporation and the Pakistan Shipping Corporation ;
- (g) “prescribed” means prescribed by rules or regulations ;
- (h) “regulations” means regulations made or deemed to have been made under section 39;
- (i) “rules” means rules made or deemed to have been made under section 38 ; and
- (j) “*Vice-Chairman*” means the *Vice-Chairman* of the Board.

**3. Standing Orders not to apply.** Notwithstanding anything contained in the West Pakistan Industrial and Commercial Employment (Standing Orders) Ordinance, 1968 (W. P. Ordinance VI of 1968) or in any other law for the time being in force, provision of the said Ordinance shall apply to or in relation to the Corporation.

**4. Dissolution and amalgamation of N. S. C. and P. S. C.** Notwithstanding anything contained in the National Shipping Corporation Ordinance, 1963 (IV of 1963), or the Pakistan Shipping Corporation Act, 1976 (LIV of 1976), or in any other law for the time being in force, the two corporations respectively established under the said Ordinance and Act, shall, as at the close of the thirty first day of December, 1978, stand dissolved, and shall be amalgamated in accordance with the provisions of this Ordinance.

**5. Establishment and incorporation of Pakistan National Shipping Corporation.—** (1) As from the first day of January, 1979, there shall be established by virtue of this Ordinance a new corporation, to be called the Pakistan National Shipping Corporation.

(2) The Corporation shall be a body corporate having perpetual succession and a common seal with power, subject to the provisions of this Ordinance, to acquire, hold and dispose of property, both movable and immovable, and shall by the name assigned to it by subsection (1) sue and be sued.

**6. Functions of the Corporation.**— (1) It shall be the function of the Corporation to assume full and effective control of the entire undertakings of N. S. C. and P. S. C., as transferred to and vested in it by section 7, and of the whole affairs thereof, and to provide and further develop safe, efficient, adequate, economical and properly co-ordinated shipping services, coastal as well as international, and to engage in all forms of activities connected with or ancillary, incidental or conducive to shipping.

(2) Without prejudice to the generality of the foregoing provision, the Corporation shall, in particular, have power—

- (a) subject to the provisions of the Merchant Shipping Act, 1923 (XXI of 1923) or any other law for the time being in force, to purchase, sell, exchange, charter, or otherwise own, acquire or dispose of ships or crafts or any share or interest therein ;
- (b) to establish, maintain and operate lines or other services of ships between ports on coastal or international routes, and generally to carry on the business of ship-owners, and to enter into contracts for the carriage of passengers, mails, goods, provisions, live and dead stock, commodities, articles, chattels, merchandise and things of any kind whatsoever ;
- (c) to repair, overhaul, reconstruct, assemble or recondition ships, craft, vehicles or other machines and parts, accessories and instruments thereof or therefor, and also to manufacture such parts, accessories and instruments, whether the ships, craft, vehicles or other machines are owned by the Corporation or by any other person ;
- (d) to construct or maintain workshops, buildings, warehouses, sheds and other works and conveniences ;
- (e) to promote and form, or aid and assist in "promoting and forming" or to otherwise associate with, companies and other bodies corporate, syndicates, partnerships, joint ventures and other organizations in or outside Pakistan for the purpose of advancing directly or indirectly the business of the Corporation or for any other purpose which the Corporation may find expedient in the performance of its other functions ;
- (f) to establish, institute or make other arrangements for the instruction and training of persons engaged or likely to be engaged in any activities connected with or ancillary to shipping ;
- (g) to acquire, hold or dispose of any property, whether movable or immovable, or any shipping undertaking or undertaking connected with shipping ;
- (h) to do all other things connected with or ancillary to any of the matters referred to in clauses (a) to (g).

(3) In performing its functions, the Corporation shall have careful regard to sound business principles and practices, and shall so act as to secure that ocean-transportation is developed to the greatest possible advantage in the interests of sea-borne trade of the country.