



THE PORT QASIM AUTHORITY ACT, 1973



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THE PORT QASIM AUTHORITY ACT, 1973

¹Act NO. XLIII OF 1973

[27th June, 1973]

An Act to provide for the establishment of the Port Qasim Authority.

WHEREAS it is expedient to provide for the establishment of an Authority for making all arrangements for the planning, development and management of Muhammad Bin Qasim Port at Phitti Creek, hereinafter referred to as Port Qasim, and associated facilities and industries and for matters incidental thereto;

It is hereby enacted as follows:—

CHAPTER I

PRELIMINARY

1. Short title, extent and commencement.—(1) This Act may be called the Port Qasim Authority Act, 1973.

(2) It extends to the whole of the Port area.

(3) It shall come into force at once.

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

- (a) "agency" means any department or organization of the Federal Government or a Provincial Government and includes a corporation or other body set up or controlled by such Government;
- (b) "Authority" means the Port Qasim Authority established under section 4;
- (c) "building" includes any factory, industrial or business establishment, shop, godown, warehouse, house, outhouse, hut, hutment, shed, garage, stable, well or platform and any other structure, whether meant for residential or business purposes or not, made of masonry, bricks, wood, mud, thatch, metal or any other material, but does not include a temporary structure made for purposes connected with agriculture;
- (d) "Board" means the Board constituted under section 6;
- (e) "Chairman" means the Chairman of the Board;
- (f) "Deputy Commissioner" means the Deputy Commissioner having jurisdiction in the Port area, and includes any other officer appointed by the Authority to exercise or perform all or any of the powers or functions of Deputy Commissioner under this Act;
- (g) "goods" includes wares and merchandise of every description;

¹For Statement of Objects and Reasons, see Gaz. of R, 1973 Ext., Pt. in, p. 999.

- (h) “high-water mark” means a line drawn through the highest points reached by ordinary spring-tides at any season of the year;
- (i) “land” includes buildings and benefits arising out of land and things attached to the earth or permanently fastened to anything attached to the earth and the foreshore and the bed of the sea;
- ¹[(j) “local body” means a local council a municipal corporation, a municipal committee, a body of commissioners, a Cantonment Board or any other body constituted under any law relating to local Government and includes an Improvement Trust.]
- ²[(k) “market value” means the average market value prevailing during the preceding three years.”]
- (l) “master” when used in relation to any vessel, means any person having for the time being the charge or control of such vessel;
- (m) “member” means a member of the Board;
- (n) “owner” when used in relation to goods, includes any consignor, consignee, shipper, agent for shipping, clearing or removing such goods, or agent for the sale or custody of such goods; and, when used in relation to any vessel, includes any part owner, charterer, consignee or mortgagee in possession thereof;
- (o) “port area” means the areas falling within the limits of Port Qasim as may be defined for the purposes of this Act;
- (p) “regulations” means regulations made under this Act;
- (q) “rules” means rules made under this Act;
- (r) “scheme” means a planning scheme or a development scheme made under this Act.

3. Declaration of Port area.-(1) The Federal Government may, by notification in the official Gazette, define the limits of Port Qasim for the purposes of this Act; and may, from time to time, by a like notification, alter such limits.

(2) The limits defined under sub-section (1) may extend to any part of the navigable approaches to the Port area, and may include any wharves, tramways, warehouses, sheds and other works made on behalf of the public for convenience of traffic, for safety of vessels, or for the improvement, maintenance and good government of the port, within or without high-water mark, and, subject to any rights of private property therein, any portion of the shore within fifty yards of high-water mark.

¹Subs. by the Federal Laws (Revision and Declaration) Ordinance, 1981 (27 of 1981 s. 3 and Sch., II.

²Subs. by Ord. 43 of 02, s. 2.