

to time of the preferential rate of duty on item 75 (1) in the First Schedule to the Indian Tariff Act, 1934.

Now, therefore, in exercise of the powers conferred by section 42 of the Government of India Act, 1935 (25 Geo. 5 c. 2) as adapted by the Pakistan (Provisional Constitution) Order, 1947, the Governor-General is pleased to make and promulgate the following ordinance:—

1. *Short title, extent, application and commencement.*—(1) This Ordinance may be called the Central Excises and Salt and the Indian Tariff Acts (Amendment) Ordinance, 1948.

(2) It extends to all the Provinces of Pakistan.

(3) It shall come into force at once.

2. *Amdement to the First Schedule to the Central Excise and Salt Act, 1944.*—In the First Schedule to the Central Excises and Salt Act, 1944, in sub-item 11 of item 9 the brackets and figure "(1)" shall be inserted before the word "Cigars" and to that sub-item the following shall be added namely:—

“(2) Cigarettes of which the value—	Per thousand
(i) exceeds Rs. 50 a thousand	... Rs. 12-8-0
(ii) exceeds Rs. 40 a thousand but does not exceed Rs. 50 a thousand	... Rs. 10-0-0
(iii) exceeds Rs. 30 a thousand but does not exceed Rs. 40 a thousand	... Rs. 7-8-0
(iv) exceeds Rs. 25 a thousand but does not exceed Rs. 30 a thousand	... Rs. 6-4-0
(v) exceeds Rs. 20 a thousand but does not exceed Rs. 25 a thousand	... Rs. 5-0-0
(vi) exceeds Rs. 15 a thousand but does not exceed Rs. 20 a thousand	... Rs. 3-12-0
(vii) exceeds Rs. 10 a thousand but does not exceed Rs. 15 a thousand	... Rs. 2-8-0
(viii) does not exceed Rs. 10 a thousand	... Rs. 1-4-0

3. *Amendment of the First Schedule to the Indian Tariff Act, 1934.*—In the First Schedule to the Indian Tariff Act, 1934, after the entry in column 5 against item 75 (1), the following shall be added namely:—

“Provided that the Central Government may by notification in the Official Gazette from time to time increase the rate of duty on any article comprised in this item to a rate not exceeding the standard rate.”

### Ordinance XVII of 1948

Karachi, the 24th September, 1948

#### AN ORDINANCE TO CONTROL THE ENTRY OF PERSONS FROM INDIA INTO PAKISTAN

Whereas an emergency has arisen which renders it necessary to control the entry of persons coming from India into Pakistan.

Now, therefore, in exercise of the powers conferred by section 42 of the Government of India Act, 1935, the Governor-General is pleased to make and promulgate the following Ordinance:—

1. *Short title, extent and commencement.*—(1) This Ordinance may be called the Pakistan (Control of Entry) Ordinance, 1948.

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(2) It extends to the whole of Pakistan.  
 (3) It shall come into force in such areas on such dates as the Central Government may, by notification in the Official Gazette, appoint.

2. *Definitions.*—Unless there is anything repugnant in the subject or context.—

(a) "enter" means to enter by water, land or air;  
 (b) "permit" means a permit issued in accordance with the Rules made under this Ordinance;  
 (c) "public officer" means any officer of the Central Government or of a Provincial Government or of a State which has acceded to Pakistan.

3. *Control of entry.*—No person proceeding from any place in India shall, unless exempted in accordance with the provisions of the Ordinance or of the Rules made thereunder, enter any part of Pakistan unless—

(a) being a person domiciled in India or Pakistan, he is in possession of a valid permit, or  
 (b) being a person not so domiciled, he is in possession of a valid passport.

4. *Penalty.*—Whoever contravenes the provisions of section 3 or of any Rules made under this Ordinance shall be punished with imprisonment for a term which may extend to one year or with fine which may extend to one thousand rupees, or with both.

5. *Power to arrest.*—(1) Any police officer, any officer of Customs and any other public officer empowered in this behalf by a general or special order of the Central Government may arrest without warrant any person who has contravened, or whom he has reason to suspect of having contravened the provisions of section 3 or any Rules made under this Ordinance.

(2) An officer making an arrest under this section shall, without unnecessary delay, take or send the person arrested before the nearest Magistrate having jurisdiction (or to the officer-in-charge of the nearest police station, and thereafter the provisions of section 61 of the Code of Criminal Procedure, 1898 (V of 1898) or, in the case of an arrest made by an order of a State which has acceded to Pakistan, in that State, of the corresponding law for the time being in force in that State) shall, so far as may be, apply to such arrest.

6. *Power to remove.*—The Central Government, or any public officer empowered in this behalf by a general or special order of the Central Government, may by general or special order direct the removal from any part of Pakistan of any person or class of persons entering such part in contravention of the provisions of this Ordinance or of the Rules made thereunder, and thereupon any such officer as is referred to in subsection (1) of section 5 shall use all means as may, in the circumstances, be necessary to effect such removal.

7. (1) The Central Government, may, by notification in the Official Gazette, make Rules to carry into effect the purposes and provisions of this Ordinance.

(2) Without prejudice to the generality of the foregoing power, Rules made under this section may provide for—

(a) the authority by which and the conditions on which permits may be granted or renewed; and  
 (b) the exemption, with or without conditions, of any person or class of persons from the requirements of this Ordinance.

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8. *Protection of persons acting under this Ordinance.*—No prosecution, suit or other legal proceeding shall be instituted, except with the sanction of the Central Government, against any person in respect of anything done or purporting to be done in exercise of the powers conferred by or under this Ordinance.

**Ordinance XVIII of 1948**

*Karachi, the 18th October, 1948*

**AN ORDINANCE TO PROVIDE FOR THE PROTECTION  
AND CARE OF THE PROPERTY OF EVACUEES  
FROM PAKISTAN**

Whereas an emergency has arisen which renders it necessary to make provision for the protection and care of the property of evacuees from Pakistan ;

Now, therefore, in exercise of the powers conferred on him by section 42 of the Government of India Act, 1935, the Governor-General is pleased to make and promulgate the following Ordinance :—

1. *Short title extent and commencement.*—(1) This Ordinance may be called the Pakistan (Protection of Evacuee Property) Ordinance, 1948.

(2) It extends to the whole of Pakistan.

(3) It shall come into force in such areas and on such dates as may be notified in the Official Gazette.

[*Note.*—This Ordinance was published in the Gazette of Pakistan, Extraordinary, dated the 18th October 1948. *Vide* Notification No. 2(19) 48-P. R., dated 20th of October 1948, this Ordinance has been made applicable to the Provinces of North-Western Frontier, West Punjab and Sindh and Capital of Federation with effect from 20th October 1948. The West Punjab Act No. VII of 1948, which has been repealed. It is, how-