
**THE AZAD JAMMU AND KASHMIR
DELIMITATION OF
CONSTITUENCIES ORDINANCE, 1970
(ORDINANCE VII OF 1970)**

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Arrangement of Sections

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**THE AZAD JAMMU AND KASHMIR DELIMITATION
OF CONSTITUENCIES ORDINANCE, 1970.**

(Ordinance, VII OF 1970)

WHEREAS it is necessary to provide for the delimitation of constituencies for elections to the Azad Jammu and Kashmir ¹“[Legislative Assembly]” to be constituted under the Azad Jammu and Kashmir Legislative Assembly Ordinance, 1970.

NOW, THEREFORE, in exercise of all powers enabling him in that behalf, the President is pleased to make and promulgate the following Ordinance:—

1. **Short title, commencement and extent.**— (1) This Ordinance may be called the Azad Jammu and Kashmir Delimitation of Constituencies Ordinance, 1970.

(2) It shall come into force at once.

(3) It shall extend to the whole of Azad Jammu and Kashmir Territory and shall also apply to all State Subjects mentioned in clauses (2) and (3) of Section 2 of Azad Jammu and Kashmir Legislative Assembly Ordinance, 1970.

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

(a) ‘Commission’ means the Delimitation Commission constituted under Section 4;

²“(b) ‘Population’ means the population as given in the latest census report;”

(c) ‘Registered voters’ means voters registered under the Azad Jammu and Kashmir Electoral Rolls Ordinance, 1970;

(d) ‘Legislative Assembly’ means the Legislative Assembly to be constituted under the Azad Jammu and Kashmir Legislative Assembly Ordinance, 1970.

¹ Sub. *vide* Act II of 1975 dated 24-7-1975.

² Sub. *vide* Act V of 1986 dated 9-3-1986.

3. **Ordinance to override other laws.**— This Ordinance shall have effect notwithstanding anything to the contrary contained in any law, ordinance or rules for the time being in force.

4. **Constitution of Delimitation Commission.**— (1) For the purpose of this Ordinance, the President shall constitute a Delimitation Commission consisting of the Chief Election Commissioner appointed or deemed to be appointed under the Azad Jammu and Kashmir Electoral Rolls Ordinance, 1970.

(2) The Commission shall continue to function until it is, by order of the President, dissolved.

(3) The Commission shall be entitled to such immunities and privileges as the President may determine.

5. **Procedure of the Commission.**— Subject to the provisions of this Ordinance, the Commission shall regulate its own procedure.

6. **Assistance to Delimitation Commission.**— (1) The Commission may require any person or authority to perform such functions or render such assistance for the purposes of this Ordinance as it may direct.

(2) All authorities of the Azad Government of the State of Jammu and Kashmir shall assist the Commission, in the performance of its functions and for this purpose the president may, after consultation with the Commission, issue such directions as he may consider necessary.

7. **Delimitation of Constituencies, etc.**— (1) The Commission shall,-

(a) for the purpose of election to the seats in the Legislative Assembly, divide each district in the Azad Jammu and Kashmir Territory into as many territorial constituencies as the number of such seats set out in column 2 of the entry in Schedule I for the district; and

(b) for the purpose of election to the seats in the Legislative Assembly for the State Subjects who are now residing in any of the Provinces of the Punjab, Baluchistan, Sindh and North-West Frontier Province ¹[and Federal Capital and Federally Administered Tribal Areas] divide each

¹ Inserted *vide* Act V of 1986.

province or Provinces¹[or areas] into as many territorial constituency or constituencies as the number of such seats set out in column 2 of the entry in Schedule II.

- (2) (a) for the areas mentioned in clause (a) of sub- section (1) the allocation of seats in each district shall be on the basis of population; and
 - (b) for the areas mentioned in clause (b) of sub- section (1), the allocation of seats in the Province or Provinces (or areas) shall be on the basis of registered voters.
- (3) The constituencies for the seats in the Legislative Assembly shall be so delimited, having regard to administrative convenience, that each constituency is a compact area and in doing so due regard shall be had, so far as practicable, to the distribution of the population of the member of registered voters, as the case may be.
- (4) The Commission shall, after making such inquiries and examining such records as it may deem necessary and considering such representations as may be received by it, publish in the Official Gazette a preliminary list of territorial constituencies specifying the areas proposed to be included in each such constituency together with a notice inviting objections and suggestions within a period specified in such notice.
- (5) The Commission shall, after hearing and considering the objections and suggestions, if any, received by it, make such amendments, alterations or modifications in the preliminary list published under sub-section (4) as it thinks fit or necessary, and shall publish in the Government Gazette of the final list of territorial constituencies showing the areas included in each such constituency.

8. **Validity of act of Commission not questionable.**— The validity of the delimitation or formation of any constituency, or of any proceeding taken or anything done by or under the authority of the Commission, under this Ordinance shall not be called in question in any Court.

¹ *Ibid.*

SCHEDULE I

[See Section 7 (1) (a)]

Seats in the Legislative Assembly for Azad Jammu and Kashmir territory;

District	Seats	
¹ “Neelum Valley		1”
Muzaffarabad	6	
Kotli	5	
Mirpur	4	
² Poonch and Sudhnuti	6	For the purposes of this act, District Poonch and Sudhnuti (Pallandri) shall be treated as one district.
Bagh	4	
Bhimber	3	

SCHEDULE II

[See Section 7 (1) (B)]

Seats in the Legislative Assembly for the areas in the Provinces of the Punjab, Baluchistan, Sindh and North-West Frontier Province, Federal Capital and ³[Federally Administered Tribal Areas.]

- (a) Seats for the State Subjects of the occupied areas of the District of Anantnag (Islamabad) Baramula and Muzaffarabad now residing in the provinces of the Punjab, Baluchistan, Sindh and North-West Frontier Province, ⁴[Federal Capital and Federally Administered Tribal Areas.”] Seats ³[6]
- (b) Seats for the other State Subjects now residing in the Provinces of the Punjab, Baluchistan, Sindh and North-West Frontier Province, ⁵[Federal Capital and Federally Administered Tribal Areas.] ³[6]

Sd/-
(Muhammad Masood Abbasi),
Section Officer (Code).

¹ Added by Act II of 2006.
² Substituted by Act. VII of 1997 dated 21-6-1997.
³ Added *vide* Act. V of 1986.
⁴ Substituted *vide* Ordinance II of 1975:
⁵ *Ibid*

THE AZAD GOVERNMENT OF THE STATE OF
JAMMU & KASHMIR, LAW SECRETARIAT,
MUZAFFARABAD.

NOTIFICATION.

In exercise of the powers conferred under Section 4 of the Azad Jammu & Kashmir Delimitation of Constituencies Ordinance, 1970 (Ordinance VII of 1970) the President Azad Government of the State of Jammu and Kashmir is pleased to constitute the Delimitation Commission consisting of Election Commissioner Azad Government of the State of Jammu & Kashmir.

Sd/-
(Malik Muhammad Aslam),
Section Officer (Code).

No. 3078-3158/SL/70 Dated the August 8, 1970.

Copy to:-

1. The Chief Advisor, Azad Government of the State of Jammu and Kashmir, 'R' Block, first Floor, Islamabad.
2. The Deputy Secretary, Government of Pakistan, Ministry of Home and Kashmir Affairs (K.A.D), 'R' Block, First Floor, Islamabad.
3. The Senior Secretary (Home) Azad Government of the State of Jammu & Kashmir, Muzaffarabad.
4. All Secretaries and Head of Departments.
5. The Election Commissioner, Azad Government of the State of Jammu & Kashmir, Mirpur.
6. The Government Advocate, Muzaffarabad.
7. All Public Prosecutors.
8. All District Magistrates.
9. The Director of Information, Azad Government of the State of Jammu and Kashmir, Muzaffarabad, for publication in an extra-ordinary issue of Government Gazette.