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PART I

Acts, Ordinances, President's Orders and Regulations

GOVERNMENT OF GILGIT-BALTISTAN

GILGIT-BALTISTAN SECRETARIAT

(Law and Prosecution Department)

*Gilgit, the 5th April, 2011*

THE GILGIT-BALTISTAN BOARD OF REVENUE ACT, 2011

(ACT No. I OF 2011)

AN

ACT

*to provide for the constitution of a Board of Revenue for Gilgit-Baltistan*

**No. Secy-Law (Legis)-1/2008.**—WHEREAS, it is expedient to provide Law for the constitution of a Board of Revenue for Gilgit-Baltistan.

It is hereby enacted as follows:—

1. **Short title, extent and commencement.**—(1) This Act may be called the Gilgit-Baltistan Board of Revenue Act, 2011.

(167)

(2) It extends to the whole of Gilgit-Baltistan.

(3) It shall come into force at once.

2. **Definition.**— unless there is anything repugnant in the subject or context:—

(i) “Board” means the Gilgit-Baltistan Board of Revenue established under this Act,

(ii) “Government” means the Government of Gilgit-Baltistan,

(iii) “Member” means a member of the Board of Revenue established under this Act.

3. **Constitution of Board of Revenue.**— (1) There shall be a Board of Revenue for Gilgit-Baltistan which shall consist of such members as may be appointed by the Government from time to time.

(2) Government may, whenever consider necessary or expedient, appoint or remove a Member.

4. **Superintendence and control of Revenue Officers and Revenue Courts.**—

(1) Notwithstanding anything to the contrary contained in any other law for the time being in force, but subject to the provisions of sub-section (2), and to any orders of the Government with respect to the appointments and conditions of service of Revenue Officers, the general superintendence and control over all Revenue Officers and Revenue Courts in Gilgit-Baltistan shall vest in, and all such officers in so far as their functions as Revenue Officers are concerned, shall be subordinate to the Board.

(2) The Board shall be subject to the control of the Government and all matters, other than those in which the Board exercises appellate and revisional jurisdiction, the Government shall have power to issue such directions to the Board as may be considered necessary or expedient and the Board shall carry out those directions.

5. **Powers of the Board.**— (1) The Board shall be the controlling authority in all matters connected with the administration of the land, collection of land revenue, preparations of land records and other matters relating thereto.



(2) The Board shall be the highest court of appeal and revision in revenue cases in Gilgit-Baltistan.

6. **Conduct of Business.**— (1) Subject to the approval of the Government, the Board may distribute its business amongst its members and may by rules, regulate the procedure of all proceedings before it.

(2) Any order made or a decree passed by a member shall be deemed to be the order or decree of the Board.

(3) In a case where the Members of the Board are required to dispose of collectively, in accordance with the rules framed under this Act, there is a difference of opinion amongst the Members as to the decision to be given on any point:—

(a) It shall be decided according to the opinion of the majority of members if there is such a majority, and

(b) If Members are equally divided the Members shall state the point on which they differ and the case shall then be heard, on that point collectively by those Members who heard it and by another Members and if there is not such Member by an additional Member, to be appointed by the Government for the purpose of that case, and then the point on which there is the difference of opinion shall be decided according to the opinion of majority of all such Members.

7. **Revision of orders by Board.**— (1) Any order made or a decree passed by a Member either on appeal or in revision shall subject to any order made or decree passed under the provisions of sub-section (2) and (3) of this section and of section 8, be final.

(2) Any person considering himself aggrieved by any order made or a decree passed by a Member, in such class of cases as may be specified in the rules framed under section of this Act, may apply to the Board for revision of such order or decree, and if the Full Board considers that there are sufficient reasons for doing so, it may revise that order or decree and pass such further order as it may think fit after hearing of the parties:

Provided that no revision shall lie to the Full Board against an order made or a decree passed by a Member in exercise of the revisional jurisdiction.



**Explanation:**

“Full Board” shall mean two or more members of the Board, as may be determined by the rules.

(3) Every application under sub section (2) for revision of an order or decree shall be made within a period of ninety days from the date of that order or decree.

8. **Review of orders by the Board.**— (1) Any person considering himself aggrieved by a decree passed or an order made by the Board and who, from the discovery of new and important matter of evidence which, after the exercise of due diligence, was not within his knowledge or could not be produced by him at the time when the decree was passed or the order was made, on account of some mistake or error apparent on the face of the record or for other sufficient reason desires to obtain a review of the decree passed or order made against him may apply to the Board for a review of judgment affected thereby and after hearing them, pass such decree or order as the circumstances of the case require.

(2) Every application for a review of a decree or order under sub-section (1) shall be made within ninety days from the date of that decree or order.

9. **Power to make rules.**— (1) The Board may, subject to the prior approval of the Government, make rules for the purpose of carrying into effect the provisions of this Act.

(2) Without prejudice to the generality of the power conferred by sub-section (1), the Board may make rules for all or any of the following purposes, namely:—

- (i) The procedure to be followed in any proceedings taken before a Revenue Officer or Court.
- (ii) To prescribe the forms, manner and subject in, or on which any returns or information about any case or class of cases or proceeding or other matters shall be submitted by a Revenue Officer or Court to the Board or to any other authority.
- (iii) To prescribe the authorities of the officers by whom any particular case or class of cases generally, or with respect to any particular locality, shall be dealt with.

- (iv) To provide for the territorial and pecuniary limits of jurisdiction of the various Revenue Courts.
- (v) To specify the class of cases in which a revision under sub-section (2) of section 7, shall lie to the Board.

HAFIZ-UR-RAHMAN,  
*Secretary.*