

**AZAD GOVT. OF THE STATE OF JAMMU AND KASHMIR**

Law, Justice, Parliamentary Affairs and Human Rights Department

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“Muzaffarabad”

Dated: 09.02.2016

No. LD/Legis-Act/ 14-26/2016. The following Act of Assembly received the assent of the President on the 08<sup>th</sup> day of February 2016, is hereby published for general information.

**[Act II of 2016]**

**An  
Act**

further to amend the Azad Jammu and Kashmir Service Tribunals Act ,1975

**Whereas** it is expedient further to amend the Azad Jammu and Kashmir Service Tribunals Act, 1975 (Act XXII of 1975), for the purposes hereinafter appearing:

It is hereby enacted as follows:-

1. **Short title, Extent and Commencement.**— (1) This Act may be called the Azad Jammu and Kashmir Service Tribunals (Amendment) Act, 2016.

(2) It shall come into force at once.

2. **Amendment of Section 3, Act XXII of 1975.**— In the Azad Jammu and Kashmir Service Tribunals Act, 1975 (Act XXII of 1975), hereinafter referred to as the said Act, in Section 3, sub-section (3) shall be substituted as under:-

“(3) A Tribunal shall consist of,-

(a) a Chairman, being a person, who,-

(i) has for a period, or for periods aggregating, not less than twelve years, been an advocate of the High Court of Azad Jammu and Kashmir or a High Court in Pakistan; or

(ii) has ten years experience of judicial service having at least 3 years service as a District and Sessions Judge;

(b) one or more Members having such qualification and experience as may be prescribed.”

3. **Amendment of Section 6, Act XXII of 1975.**— In the said Act, in Section 6, following amendment shall be made:-

(i) Sub-section (2) shall be substituted as under:-

“(2) The conclusion arrived at after hearing an appeal under sub-section (1) by a division bench or full bench, as the case may be, shall be deemed to be a decision of the Tribunal.”

(ii) Sub-section (5) shall be substituted as under.-

“(5) No proceeding of the Tribunal shall be rendered illegal or ineffective etc., only for the reason that such proceedings were taken by a single Member or Chairman of the Tribunal expect the final judgment.

4. **Savings and Validation.**- All actions taken, decisions or appointments made, orders passed, notifications issued, proceedings initiated, power exercised, power conferred etc., before commencement of this Act, which have now been visualized by this Act shall be deemed to have been validly taken, made, passed, issued, initiated, exercised, conferred, under this Act.

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**(Ch. Muhammad Nawaz)**  
Section Officer (Legislation)