

AZAD GOVERNMENT OF THE STATE OF JAMMU & KASHMIR,
LAW, JUSTICE & PARLIAMENTARY AFFAIRS DEPARTMENT.

'MUZAFFARABAD'

Dated: 13-04-2002.

No.LD/168-74/2002. The following Act of the Assembly received the assent of the President on 11th day of April, 2002 is hereby published for general information:-

(Act 1 of 2002)

AN

ACT

to amend the Zakat and Ushr Act, 1985

WHEREAS it is expedient to amend the Zakat and Ushr Act, 1985 for the purposes hereinafter appearing;

It is hereby enacted as follows: -

1. **Short title and commencement:** - (1) This Act may be called the Zakat and Ushr (Amendment) Act, 2002.
2) It shall come into force at once.

2. **Amendment of Section 9, (Act XIX of 1985):** - In the Zakat and Ushr Act, 1985 (Act XIX of 1985), hereinafter referred to as the said Act, in Section 9: -

(a) in clause (b) the first proviso shall be substituted as under: -

"Provided that the expenditure on Zakat Council, Administrative Organization of the Chief Administrator, District and Constituency Zakat Committees shall be met by the Government, whereas, honorarium, as may be fixed by the Government, payable to non official Chairmen and members of Zakat Council, Chairman District and Constituency Zakat Committees and recurring expenses of Zakat Fund staff and administrative expenditure of Local Zakat Committees subject to the approval of Zakat Council in its budget on periodic basis shall be borne out of the Zakat fund which shall not exceed 10% of total annual collection of Zakat fund."

(b) Clause (bb) shall be substituted as under: -

"bb" The Zakat Council may allow in accordance with the criteria applied to the assistance of destitute in the limits of local Zakat Committees of the respective District Zakat and Ushr Committees, to meet the urgent needs of poor, needy and indigent; and

3. **Amendment of Section 10, (Act XIX of 1985):** - In the said Act, in Section 10, in subsection (1) between the word "to" and "a" the words "the personal ledger account of" shall be inserted.

4. **Amendment of Section 15, (Act XIX of 1985):** - In the said Act, in Section 15: -

(a) full stop at the end of subsection (3) shall be substituted by a colon and thereafter the following proviso shall be added: -

“Provided that the Chairman and members of the District Committee shall be the persons who are of good moral character bearing financial integrity and are not commonly known as persons who violate Islamic Injunctions and do not possess any office assignment of a political party.”

(b) Subsection (5) shall be substituted as under: -

“(5) The Chairman and other members of the District Committee not being the ex-officio members, shall hold office for a term of three years and not hold office more than two term.”

Insertion of new section 29A, (Act XIX of 1985): - In the said Act, after Section 29, the following new Section 29A shall be inserted, namely: -

“29A. Dissolution and reconstitution of Committees: - The Government, may, at any time, dissolve Zakat Council, District Zakat and Ushr Committees, Constituency Zakat and Ushr Committees and Local Zakat and Ushr Committees, and new Council, Committees shall be constituted within a period of three months from the dissolution:

Provided that existing Zakat Council except its Chairman, District Zakat and Ushr Committees, Constituency Zakat and Ushr Committees and Local Zakat and Ushr Committees shall stand dissolved and cease to function with immediate effect and new Council, Committees shall be constituted under Section 13, 15, 16 and 17 with in a period of three months from the commencement of this Act”.



(IRSHAD AHMED QURESHI)
DEPUTY SECRETARY (LEG.)