



KHYBER PAKHTUNKHWA

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PROVINCIAL ASSEMBLY SECRETARIAT KHYBER PAKHTUNKHWA

NOTIFICATION

Dated Peshawar, the 3rd March, 2020.

No. PA/Khyber Pakhtunkhwa/Bills-61/2020/6085.— The Khyber Pakhtunkhwa Land Acquisition (Amendment) Bill, 2020 having been passed by the Provincial Assembly of Khyber Pakhtunkhwa on 18th February, 2020 and assented to by the Governor of the Khyber Pakhtunkhwa on 2nd March, 2020 is hereby published as an Act of the Provincial Legislature of the Khyber Pakhtunkhwa.

THE KHYBER PAKHTUNKHWA LAND ACQUISITION (AMENDMENT) ACT, 2020. (KHYBER PAKHTUNKHWA ACT NO. XII OF 2020)

*(First published after having received the assent of the Governor of the
Khyber Pakhtunkhwa in the Gazette of the Khyber Pakhtunkhwa,
(Extraordinary), dated the 3rd March, 2020).*

AN ACT

further to amend the Land Acquisition Act, 1894.

Preamble. --- WHEREAS it is expedient further to amend the Land Acquisition Act, 1894 (Act I of 1894) for the purposes hereinafter appearing:

It is hereby enacted as follows:

1. **Short title and commencement.** --- (1) This Act may be called the Khyber Pakhtunkhwa Land Acquisition (Amendment) Act, 2020.

(2) It shall come into force at once.

2. **Substitution of section 41 of Act No. I of 1894.** --- In the Land Acquisition Act, 1894 (Act I of 1894), for section 41, the following shall be substituted, namely:

“41. Agreement between Commissioner and Company.— If the Commissioner is satisfied after considering the report, if any, of the Collector under sub-section (2) of section 5-A, or on the report of the officer making an inquiry under section 40 that-

- (a) the purpose of the acquisition is to obtain land for the erection of dwelling houses for workmen employed by the Company or for the provision of amenities directly connected therewith; or
- (b) such acquisition is needed for the construction of some building or work for a Company which is engaged or is taking steps for engaging itself in any industry or work which is for a public purpose; or
- (c) such acquisition is needed in the public interest for the purpose of a Company; or
- (d) the area proposed to be acquired is reasonable for the purpose.

the Commissioner shall enter into agreement with the Company after satisfaction of the following matters, namely:

- (e) the payment to the Commissioner of the cost of the acquisition;
- (f) the transfer, on such payment, of the land to the Company;
- (g) the terms on which the land shall be held by the Company;
- (h) where the acquisition is for the purpose of erecting dwelling houses or the provision of amenities connected therewith, the time within which, the conditions on which and the manner in which the dwelling houses or amenities shall be erected or provided; and
- (i) where the acquisition is for the construction of any other work, the time within which and the condition on which the work, shall be executed and maintained, and the terms on which the public shall entitled to use the work.”.

BY ORDER OF MR. SPEAKER
PROVINCIAL ASSEMBLY OF KHYBER
PAKHTUNKHWA

(NASRULLAH KHAN KHATTAK)
Secretary
Provincial Assembly of Khyber Pakhtunkhwa