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PART IIIA—Ordinances promulgated by the Governor of East Pakistan

GOVERNMENT OF EAST PAKISTAN

LAW (LEGISLATIVE) DEPARTMENT

East Pakistan Ordinance No. X of 1971.

THE EAST PAKISTAN RAZAKARS ORDINANCE, 1971.

AN

ORDINANCE

to provide for the constitution of a voluntary force in East Pakistan.

WHEREAS it is expedient to provide for the constitution of a voluntary force in East Pakistan and matters ancillary thereto ;

NOW, THEREFORE, in pursuance of the Proclamation of the 25th day of March, 1969, read with the Provisional Constitution Order, and in exercise of all powers enabling him in that behalf, the Governor is pleased to make and promulgate the following Ordinance :—

Short title,
extent and
commence-
ment.

1. (1) This Ordinance may be called the East Pakistan Razakars Ordinance, 1971.

(2) It extends to the whole of East Pakistan.

(3) It shall come into force at once.

Definitions.

2. (1) In this Ordinance, unless there is anything repugnant in the subject or context,—

(a) "Director" means the Director of Razakars appointed under section 8 ;

(b) "prescribed" means prescribed by rules made under this Ordinance.

- Constitution of Razakars.** 3. There shall be raised in accordance with the provisions of this Ordinance a voluntary force to be called the Razakars.
- Recruitment.** 4. Any citizen of Pakistan who satisfies the prescribed conditions may be recruited as a Razakar in the prescribed manner.
- Training and equipment.** 5. The persons recruited as Razakars shall be trained and equipped in such manner as may be determined by the Provincial Government.
- Duties of Razakars.** 6. The Razakars shall perform such duties and exercise such powers as may be prescribed.
- Embodiment of Razakars into Police Force.** 7. (1) The Provincial Government may, by notification in the official Gazette, order the embodiment into the Provincial Police Force of all Razakars or such number of them as it may determine for a specified period which may be extended from time to time.
- (2) When so embodied, they shall be subject to the Police Act, 1861.
- Director of Razakars.** 8. (1) There shall be a Director of Razakars who shall be appointed by the Provincial Government on such terms and conditions as may be prescribed.
- (2) The administration of the Razakars shall, under the general control and direction of the Provincial Government, be vested in the Director.
- (3) To assist the Director in the performance of his functions, the Provincial Government may appoint such officers and staff as it may deem fit on such terms and conditions as may be prescribed.
- (4) The Director and other officers appointed under this section shall exercise such powers and perform such duties as may be prescribed or as may be directed by the Provincial Government.
- Delegation of power.** 9. The Provincial Government may delegate all or any of its powers, other than the powers under sub-section (1) of section 8 and section 10, to the Director or to an officer nominated by it to officiate for him or to the Deputy Commissioners within their respective jurisdictions.
- Power to make rules.** 10. (1) The Provincial Government may make rules for carrying out the purposes of this Ordinance.
- (2) In particular and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:—
- (a) the recruitment, training and discharge of the Razakars;
- (b) the organisation and discipline of the Razakars;

Act V of
1861.

- (c) the terms and conditions of service of the Razakars;
- (d) the rates of pay and other conditions of service of the Razakars in the event of their embodiment for full time service;
- (e) the terms and conditions of service of the Director and other officers and staff;
- (f) the powers and functions of the Director and other officers; and
- (g) any other matter necessary for the maintenance of the Razakars.

Repeal.

11. The Ansars Act, 1948, is hereby repealed.

E.B. Act
VII of
1948.

Abolition of
post.

12. (1) If, as a consequence of the repeal of the Ansars Act, 1948, any post is abolished or its designation changed, the person who held the post may, if found fit, be appointed to such corresponding or other suitable post, if any, in the organisation set up under this Ordinance on such terms and conditions as the Provincial Government may determine.

E.B. Act
VII of
1948.

(2) If there be no corresponding or other suitable post in the organisation set up under this Ordinance to which any person mentioned in sub-section (1) may be appointed, then, notwithstanding anything to the contrary contained in any other enactment, rule, or contract, the service of such person shall stand terminated on the abolition of the post or change of designation thereof.

(3) If the service of any person stands terminated under the provision of sub-section (2), such person shall be paid the gratuity and pension to which he may be entitled under the rules of his service or, where he is not so entitled, such gratuity or pension as the Provincial Government may determine.

Properties,
funds, etc.

13. All properties, movable and immovable, funds, liabilities and records of the organisation set up under the Ansars Act, 1948, shall, on the commencement of this Ordinance, stand transferred to and vested in the organisation set up under this Ordinance.

E.B. Act
VII of
1948.

TIKKA KHAN,
DACCA;
The 28th May, 1971.

TIKKA KHAN,
LIEUTENANT GENERAL
Governor of East Pakistan.

By order of the Governor,
M. A. AHAD
Deputy Secretary to the Government
of East Pakistan.