

THE GOVERNMENT GRANTS ACT, 1895
(XV of 1895)

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TEXT

¹THE GOVERNMENT GRANTS ACT, 1895

(XV of 1895)

[12th October, 1895]

An
Act

to explain the Transfer of Property Act, 1882, so far as relates to grants from the
²[Government], and to remove certain doubts as to the powers of the ³[Government] in
relation to such grants.

WHEREAS doubts have arisen as to the extent and operation of the Transfer of Property Act, 1882⁴, and as to the power of the ⁵[Government] to impose limitations and restrictions upon grants and other transfers of land made by it or under its authority, and it is expedient to remove such doubts; It is hereby enacted as follows:—

1. Title, extent and commencement.— (1) This Act may be called the ⁶[Government] Grants Act, 1895.

⁷[(2) It extends to the whole of Pakistan.]

⁸[(3) * * * * *

2. Transfer of Property Act, 1882, not to apply to ⁹[Government] **grants.**— Nothing in the Transfer of Property Act, 1882¹⁰, contained shall apply or be deemed ever to have applied to any grant or other transfer of land or of any interest therein heretofore made or hereafter to be made ¹¹[by or on behalf of the ¹[Government]] to, or in favour of, any person

¹This Act was published in the Gazette of India, dated: 12 October 1895, p. 43. For Statement of Objects and Reasons, see Gazette of India, 1895, Part. V, p. 169, and for Proceedings in Council, see *ibid.*, Part. VI, pp. 328 and 355.

²Substituted for the word "Crown" by the Central Laws (Adaption) Order, 1961 (P.O. No. 1 of 1961); made by the Minister exercising the functions of President under Article 2 of the State Arrangements Order, 1959 on 21 January 1961; and, was published in the Gazette of Pakistan (Extraordinary), dated: 24 January 1961, pp. 102-163, Article 2 read with the Schedule: it came into force on 23 March 1956.

³*Ibid.*

⁴IV of 1882.

⁵Substituted for the word "Crown" by the Central Laws (Adaption) Order, 1961 (P.O. No. 1 of 1961); made by the Minister exercising the functions of President under Article 2 of the State Arrangements Order, 1959 on 21 January 1961; and, was published in the Gazette of Pakistan (Extraordinary), dated: 24 January 1961, pp. 102-163, Article 2 read with the Schedule: it came into force on 23 March 1956.

⁶*Ibid.*

⁷Substituted by the Central Laws (Statute Reform) Ordinance, 1960 (XXI of 1960); assented to by the President on 7 June 1960; and, was published in the Gazette of Pakistan (Extraordinary), dated: 9 June 1960, pp. 725-845, s. 3 read with the Second Schedule: it came into force on 14 October 1955.

⁸The word "and" at the end of subsection (2) and subsection (3) were repealed by the Repealing and Amending Act, 1914 (X of 1914), published in the Gazette of India, dated: 21 March 1914, pp. 47-59, s. 3 read with the Second Schedule

⁹Substituted for the word "Crown" by the Central Laws (Adaption) Order, 1961 (P.O. No. 1 of 1961); made by the Minister exercising the functions of President under Article 2 of the State Arrangements Order, 1959 on 21 January 1961; and, was published in the Gazette of Pakistan (Extraordinary), dated: 24 January 1961, pp. 102-163, Article 2 read with the Table: it came into force on 23 March 1956.

¹⁰IV of 1882.

¹¹Substituted for the expression "by or on behalf of Her Majesty the Queen Empress, Her heirs or successors, or by or on behalf of the Secretary of State for India in Council" by the Government of India (Adaptation of Indian Laws) Order, 1937, published in the Gazette of India (Extraordinary), dated: 1 April 1937, pp. 75-344, Article 3 read with the First Schedule.

whomsoever; but every such grant and transfer shall be construed and take effect as if the said Act had not been passed.

3. ²[Government] grants to take effect according to their tenor.— All provisions, restrictions, conditions and limitations over contained in any such grant or transfer as aforesaid shall be valid and take effect according to their tenor, any rule of law, statute or enactment of the Legislature to the contrary notwithstanding.

¹Substituted for the word "Crown" by the Central Laws (Adaption) Order, 1961 (P.O. No. 1 of 1961); made by the Minister exercising the functions of President under Article 2 of the State Arrangements Order, 1959 on 21 January 1961; and, was published in the Gazette of Pakistan (Extraordinary), dated: 24 January 1961, pp. 102-163, Article 2 read with the Table: it came into force on 23 March 1956.

²*Ibid.*