



## THE MEASURES OF LENGTH ACT, 1889



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# THE MEASURES OF LENGTH ACT, 1889

## <sup>1</sup>ACT NO. II OF 1889

[15th February, 1889]

*An Act to declare the imperial standard yard for the United Kingdom to be the legal standard measure of length in <sup>2</sup>[Pakistan].*

WHEREAS it is expedient to declare the imperial standard yard for the United Kingdom to be the legal standard measure of length in <sup>2</sup>[Pakistan]; It is hereby enacted as follows :—

**1. Title, extent and commencement.**—(1) This Act may be called the Measures of Length Act, 1889.

<sup>3</sup>[(2) It extends to the whole of Pakistan]; and

(3) It shall come into force on such <sup>4</sup>day as the <sup>5</sup>[Federal Government] may appoint in this behalf.

**2. Standard yard.** The imperial standard yard for the United Kingdom shall be the legal standard measure of length in <sup>2</sup>[Pakistan] and be called the standard yard.

**3. Measure for determining length of standard yard.** A copy, approved by the <sup>6</sup>[Provincial Government], of the imperial standard for determining the length of the imperial standard yard for the United Kingdom shall be kept in such place within the limits of the <sup>7</sup>[Province] as the <sup>6</sup>[Provincial Government] may prescribe, and shall be the standard for determining the length of the standard yard:

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<sup>1</sup> For Statement of Objects and Reasons, see Gazette of India, 1888, Pt. V, p. 41; for Report of the Select Committee, see *ibid.*, 1889, Pt. IV, p. 6; and for Proceedings in Council, see *ibid.*, 1888, Pt. VI, pp. 66 and 82, and *ibid.*, 1889, Pt. VI, p. 20.

This Act has been applied to Phulera in the Excluded Area of Upper Tanawal to the extent the Act is applicable in the N.W.F.P., subject to certain modifications; and also extended to the excluded Area of Upper Tanawal (N.W.F.P.) other than Phulera with effect from such date and subject to such modifications as may be notified, see N.W.F.P. (Upper Tanawal) (Excluded Area) Laws Regulation, 1950.

It shall be deemed to have been repealed in the N.W.F.P. when part V of the N.W.F.P. Act 23 of 1947 comes into force in that Province, see s. 42 of the N.W.F.P. Weights and Measures Act, 1947 (23 of 1947), and shall also be deemed to have been repealed in any area in the Punjab when Part VI of Punjab Act 12 of 1941 comes into force in that Area.

<sup>2</sup> Subs. by the Central Laws (Statute Reform) Ordinance, 1960 (21 of 1960), s. 3 and 2nd Sch. (with effect from the 14th October, 1955) for “the Provinces and the Capital of the Federation” which had been subs. by A.O., 1949, Arts. 3(2) and 4, for “British India”.

<sup>3</sup> Sub-section (2) as amended by A. O., 1949, Arts. 3(2) 4, has been subs. by Ord. 21 of 1960, s. 3 and 2nd Sch. (with effect from the 14th October, 1955).

<sup>4</sup> The Act was brought into force on the 15th June, 1889, see Gazette of India, 1889, Pt. I, p. 305.

<sup>5</sup> Subs. by F.A.O., 1975, Art. 2 and Table, for “Central Government”, which had been subs. A.O., 1937, for “G. G. in C.”,

<sup>6</sup> Subs. by A. O., 1937, for “G.G. in C.”.

<sup>7</sup> Subs. *ibid.*, for “Town of Calcutta”.

**4. Standard foot and inch.** One-third part of the standard yard shall be called a standard foot, and one-thirty-sixth part of such a yard shall be called a standard inch.

**5. Presumption in favour of accuracy of certified measures.** Any measure having stamped thereon or affixed thereto a certificate purporting to be made <sup>2</sup>[before the first day of April, 1937, under the authority of any Government in <sup>3</sup>[Pakistan] or on or after that date under the authority of the Provincial Government] and stating that the measure is of the length of the standard yard or that a measure marked thereon as a foot or inch is of the length of the standard foot or standard inch, as the case may be, shall, when produced before any Court by any public servant having charge of the measure in pursuance of any direction published in an official Gazette <sup>4</sup>[by order of the Provincial Government], or by any person acting under the general or special authority of such a public servant, be deemed to be correct until its inaccuracy is proved.

**6. Inspection of certified measures by the public.** A public servant having in pursuance of such a direction charge of such a measure as is mentioned in the last foregoing section shall allow any person to inspect it free of charge at all reasonable times and to compare therewith or with any measure marked thereon any measure which such person may have in his possession.

**7. Certified measures to be kept by authorities required by existing enactments to keep measures of length.** There shall be kept <sup>5</sup>\* \* \* by the District Magistrate under section 20 of Regulation XII of 1827 of the Bombay Code, such certified measures of the standard yard, standard foot and standard inch as are mentioned in section 5.

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<sup>1</sup> Proviso which was ins. by A. O., 1937, omitted by Ord. 21 of 1960, s. 3 and 2nd Sch. (with effect from the 14th October, 1955).

<sup>2</sup> Subs. by A. O., 1937, for "under the authority of the G. G. in C. or of a L. G.".

<sup>3</sup> Subs. by the Central Laws (Statute Reform) Ordinance, 1960 (21 of 1960), s. 3 and 2nd Sch. (with effect from the 14th October, 1955), for "the Provinces and the Capital of the Federation" which had been subs. by A.O., 1949, Arts. 3 (2) and 4, for "British India".

<sup>4</sup> Subs. by A. O., 1937, for "by order of the G. G. in C. or the L. G.".

<sup>5</sup> The words and figures "by the Commissioner of Police in the Town of Calcutta under section 55, of the Calcutta Police Act, 1866, \* \* \* by the Commissioner of Police in the City of Madras under section 32 of the Madras City Police Act, 1888, by the Municipal Commissioner in the City of Bombay under section 418 of the City of Bombay Municipal Act, 1888, and" omitted by A. O., 1949, Sch. The asterisks in this footnote indicate the omission of the words and figures "by the Commissioners in Calcutta under section 370 of the Calcutta Municipal Consolidation Act, 1888 which were rep. by Act 24 of 1934, s. 2 and Sch. I.

