

THE BANGLADESH INDUSTRIAL ENTERPRISES (NATIONALISATION) ORDER, 1972

(PRESIDENT'S ORDER NO. 27 OF 1972).

[26th March, 1972]

WHEREAS it is expedient to provide for the nationalisation of certain industrial enterprises in Bangladesh and for the establishment of corporations for the ¹[purposes of control, supervision and co ordination of the nationalised and some other enterprises and for the establishment and development of new industrial enterprises] and for matters connected therewith or incidental thereto;

NOW, THEREFORE, in pursuance of the Proclamation of Independence of Bangladesh, read with the Provisional Constitution of Bangladesh Order, 1972, and in exercise of all powers enabling him in that behalf, the President is pleased to make the following Order:-

1. (1) This Order may be called the [Bangladesh Industrial Enterprises \(Nationalisation\) Order, 1972](#).
 - (2) It extends to the whole of Bangladesh.
 - (3) It shall come into force at once.

2. In this Order, unless there is anything repugnant in the subject or context,-
 - (a) "Board" means the Board of Directors of a Corporation;
 - (b) "Chairman" means the Chairman of a Corporation;
 - (c) "Corporation" means a corporation established by this Order;

(d) "Director" means a Director of a corporation;

(e) "Government" means the Government of the People's Republic of Bangladesh;

(f) "Prescribed" means prescribed by rules or regulations made under this Order;

(g) "Scheduled industrial enterprises" means industrial enterprises enumerated in the Schedules to this Order.

3 3. The provisions of this Order and any rule or regulation made thereunder shall have effect notwithstanding anything inconsistent therewith contained in any other law for the time being in force.

4 ²[4. (1) All such shares and other proprietary interests in each of the scheduled industrial enterprises, and all such industrial enterprises placed under a Corporation by, or by an order under clause (1) of Article 10 and all shares and proprietary and other interests, as have not already vested in the Government by or under any law for the time being in force, shall, by virtue of this Article and without any further proceeding or formality, stand vested in, and allotted to, the Government free of any trust, mortgage, charge, lien, interest or other encumbrance whatsoever-

(a) in the case of a scheduled industrial enterprise, on the commencement of this Order; and

(b) in the case of an industrial enterprise placed under a Corporation by order under clause (1) of Article 10, on the date on which it is so placed;

and subject to the provisions of clause (2), the Government shall, as from such commencement or date, be the sole shareholder in, or owner of, such industrial enterprises.

³[(2) The Government may, if in the national interest it deems it expedient so to do, sell or otherwise transfer to a Corporation or to any other person, in such manner and on such

terms and conditions as it deems fit, any scheduled industrial enterprise or any other industrial enterprise or any share or proprietary or other interest therein, vested in the Government under clause (1).]

(3) Where the Government sells or otherwise transfers under clause (2), wholly or partly, any industrial enterprises, or any share or proprietary or other interest in an industrial enterprise, it may, by notification in the official Gazette, omit from the Schedule, or, as the case may be, withdraw from the Corporation under which it was placed by an order under clause (1) of Article 10, that industrial enterprise.

(4) Where a notification under clause (3) is issued in respect of any industrial enterprise, the Government may, -

(a) by the same notification or by a separate notification, direct that the provisions of Articles 5, 6, 7 and 8 shall cease to apply, or shall apply with such modification or qualification as may be specified in the notification, to such industrial enterprise; and

⁴[(b) take such measures, including consequential changes in the relevant memorandum or articles of association, as may be necessary to facilitate the sale or transfer of the industrial enterprise under clause (2) or to enable the industrial enterprise to function under the Companies Act, 1913 (VII of 1913).]

⁵[(4A) Where the Government sells or otherwise transfers under clause (2) any industrial enterprise or any share or proprietary or other interest therein, the provisions of the Companies Act, 1913 (VII of 1913), relating to holding of meetings, balance sheet, minimum subscription, prospectus, statement in lieu of prospectus, filing of returns in respect of such industrial enterprise or transfer of such share or interest for the period preceding the sale or transfer shall be deemed not to have been applicable thereto.

(4B) Where the Government sells or otherwise transfers under clause (2) any industrial enterprise or any share or proprietary or other

interest in favour of a Corporation or Company in which the Government or the Corporation hold the majority shares, no tax, fee, levy or charge under any law shall be payable in respect of such sale or transfer.]

⁶[(5) Notwithstanding anything contained in any law, rules or regulations for the time being in force or in any agreement, contract or other instrument whatsoever, upon transfer of an industrial enterprise or any share or proprietary or other interest in such an enterprise under clause (2), the services of officers and employees for the time being on the pay roll of the industrial enterprise, and also the services of such number of officers and employees of the Head Office of the Corporation under which the industrial enterprise is placed as may be determined by the Government, shall, irrespective of their origin or source of appointment, stand transferred to the industrial enterprise and thereby such officers and employees shall cease to be the officers and employees of the aforesaid Corporation or of any other industrial enterprise under the said Corporation by which the officers or, as the case may be, employees, were appointed.

(6) The terms and conditions of the officers and employees transferred under clause (5), shall, unless altered by the new employer, continue to be the same as were applicable to them before the transfer of the industrial enterprise.]

5. ⁷[Notwithstanding anything contained in any memorandum or articles of association of any scheduled industrial enterprises or, as the case may be, the industrial enterprises placed under a Corporation by an order under clause (1) of Article 10, or in any charter, agreement, contract or other

instrument whatsoever, the Government may, in respect of any such industrial enterprise,-]

(a) ⁸[* * *] take such measures and do such things as it deems necessary or expedient for the purpose of efficient running of such industrial enterprise;

(b) dissolve the Board of Directors of such industrial enterprises and appoint new Directors;

(c) terminate any managing agency agreement in respect of such industrial enterprise; and

(d) modify or amend the memorandum or articles of association or any charter, agreement, contract or instrument of such industrial enterprise.

6 6. Every provision in any law or in any memorandum or articles of association or any other charter or instrument of any scheduled industrial enterprise ⁹[or, as the case may be, the industrial enterprises placed under a Corporation by an order under clause (1) of Article 10] providing for any consequence to follow, or requiring any act or thing to be done, or entitling any person to do any act or thing or to take any action whatsoever, as a result of a reduction in the number of the members of such industrial enterprises below a certain number, shall be of no effect in relation to such industrial enterprise.

7 7. The Government may, by rules, modify in their application to any scheduled industrial enterprise ¹⁰[or, as the case may be, the industrial enterprises placed under a Corporation by an order under clause (1) of Article 10] any of the provisions of the Companies Act, 1913 (Act VII of 1913), or of any rules made thereunder.

8 8. Until the Government otherwise directs, -

(a) the Board of Directors of a scheduled industrial enterprise, ¹¹[or, as the case may be, the industrial enterprises placed under a Corporation by an order under clause (1) of Article 10] which was in existence immediately before the commencement of this Order, shall continue to function, as a Board appointed by the Government;

(b) the chief executive of a scheduled industrial enterprise ¹²[or, as the case may be, the industrial enterprises placed under a Corporation by an order under clause (1) of Article 10] shall on behalf of the Government continue to exercise such powers of management in respect of the scheduled industrial enterprise ¹³[or, as the case may be, the industrial enterprises placed under a Corporation by an order under clause (1) of Article 10] as were vested in him immediately before the commencement of this Order; and

(c) all contracts and agreements, including managing agency agreements, and all rules, regulations and bye-laws of any scheduled

industrial enterprise ¹⁴[or, as the case may be, the industrial enterprises placed under a Corporation by an order under clause (1) of Article 10] which were in force immediately before the commencement of this Order, shall continue to remain in force.

- 9 ¹⁵[9. The Government shall pay in respect of industrial enterprises, shares or proprietary interests vested in the Government under this Order other than those which had already vested in the Government by or under any other law for the time being in force, such compensation as may be determined by the Government:

Provided that where the compensation is payable in respect of any share it shall not exceed the paid-up value of such share.]

- 10 10. (1) On the commencement of this Order, there shall be established the following corporations:

(a) ¹⁶[Bangladesh Jute Mills Corporation], which shall have and exercise all the powers of a corporation in respect of the industrial enterprises engaged in jute manufacturing enumerated in the First Schedule;

(b) ¹⁷[Bangladesh Textile ¹⁸[Mills] Corporation], which shall have and exercise all the powers of a corporation in respect of all the industrial enterprises engaged in cotton manufacturing enumerated in the Second Schedule;

¹⁹[(c) Bangladesh Sugar and Food Industries Corporation, which shall have and exercise all the powers of a Corporation under this Order in respect of industrial enterprises enumerated in the Third Schedule and such other enterprises as the Government may, by order published in the official Gazette, place under it;]

²⁰[(d) (i) Bangladesh Steel and Engineering Corporation, (ii) Bangladesh Chemical Industries Corporation, ²¹[* * *] each of which shall have and exercise the powers of a Corporation under this Order in respect of such industrial enterprises, including enterprises owned wholly or partly by the Government under the [Bangladesh Abandoned Property \(Control, Management and Disposal\) Order, 1972](#), (P.O. No.

16 of 1972), or owned or managed by any statutory corporation, as the Government may, by order published in the official Gazette, place under it.]

²²[(1A) Notwithstanding anything contained in any other law, an industrial enterprise, placed under any Corporation by an order notified in the official Gazette under sub-clause (d) of clause (1) of Article 10, and all shares or other proprietary interest in such industrial enterprise shall be deemed to have always vested in the Government and no such order shall be challenged on the ground that the industrial enterprise or the shares or interest therein had not vested in the Government, or that the industrial enterprise, or any share or interest therein, was not liable to be vested in the Government ²³[* * *].

(2) Each Corporation shall be a body corporate, having perpetual succession and a common seal with power, subject to the provision of this Order, to acquire, hold and dispose of property, both movable and immovable, and shall by ²⁴[its name] sue and be sued.

(3) The head office of each Corporation shall be at Dacca.

11 11. (1) The general direction and administration of the affairs and business of a corporation shall vest in a Board of Directors which may exercise all powers and do all acts and things which may be exercised or done by the Corporation.

(2) The Board shall be subject to the superintendence and control of the Government and shall be guided, in the discharge of its functions, by such general or special instruction as may, from time to time, be given to it by the Government.

12 12. (1) The Board shall consist of a Chairman and such number of other Directors not exceeding six as the Government may fix.

(2) The Chairman and other Directors shall be appointed by the Government for such period and on such terms and conditions as the Government may determine.

(3) The Chairman or any other Director may, at any time, resign:

Provided that his resignation shall not take effect until accepted by the Government.

(4) No act or proceeding of the Board shall be invalid merely on the ground of existence of any vacancy in, or any defect in the constitution of, the Board.

13 13. (1) The Chairman shall be the chief executive officer of a Corporation.

(2) The Chairman and any other Director shall exercise such powers, perform such functions and discharge such duties as may be prescribed.

14 14. (1) The meetings of the Board shall be held at such times and places and in such manner as may be prescribed:

Provided that a meeting may also be otherwise convened by the Chairman when he so thinks fit.

(2) If for any reason the Chairman is unable to be present in a meeting of the Board, a Director authorised in writing by the Chairman shall preside at the meeting.

(3) At a meeting of the Board each Director shall have one vote and in the event of equality of votes the Chairman shall have a second or casting vote.

15 15. (1) The Board may appoint such committee or committees as it thinks fit to assist it in the efficient discharge of its functions.

(2) The Board may delegate its power to the Chairman for the purpose of efficient functioning of a Corporation.

(3) The Chairman may delegate his powers to the officers of a Corporation.

16 16. A Corporation may appoint such officers, consultants, advisers, auditors and employees as it considers necessary for the efficient performance of its functions on such terms and conditions as it may determine.

17 17. ²⁵[(1) It shall be the function of a Corporation to control, supervise and co-ordinate, subject to any regulation made in this behalf the activities, business and affairs of the scheduled industrial enterprises placed under it by clause (1) of Article 10 or, as the case may be, the industrial enterprises placed under it by an order under that clause, and to establish and develop new industrial enterprises within their respective fields.]

(2) Without prejudice to the generality of the foregoing provision, the Corporation shall have to exercise such powers as may be prescribed in respect of the scheduled industrial enterprises ²⁶[or, as the case may be, the industrial enterprises placed under it].

(3) The Corporation shall, in respect of any scheduled industrial enterprise, ²⁷[or, as the case may be, the industrial enterprises placed under it] also exercise such of the powers of the Government as the Government may by notification in the official Gazette delegate to the Corporation.

²⁸[(4) Notwithstanding anything contained in this Order, a Corporation shall exercise such other powers and functions as may be conferred on it by or under any law.]

²⁹[(5) The Corporation may hold shares or interest in any scheduled industrial enterprise or in any other industrial enterprise or in any company ³⁰[* * *.]

17A ³¹[17A. Notwithstanding anything contained in this Order or in any other law for the time being in force, where a Corporation holds a majority of the shares or proprietary or other interests in an industrial enterprise, whether incorporated under the Companies Act, 1913 (VII of 1913) or not, such Corporation-

(a) shall ensure that the Board of Directors of every such industrial enterprise manage the affairs and business of the enterprise and that the Board acts as the effective authority to operate the enterprise in a commercial and efficient manner;

(b) shall ensure that the Memorandum and Articles of Association of every such industrial enterprise are strictly followed in managing the affairs and business of the enterprise;

(c) shall, as soon as possible, take all necessary measures to incorporate, as a limited company under the said Act VII of 1913, such industrial enterprise if not so incorporated;

(d) may, for the purpose referred to in clause (c), amend the Memorandum and Articles of Association or the charter, agreement, contract or other instrument respecting constitution of such enterprise;

(e) may, if it is considered expedient in the interest of the enterprise concerned, take necessary measures for merging one industrial enterprise with another.]

18 18. (1) The authorised share capital of each Corporation ³²[, other than the [Bangladesh Oil](#) and Gas Corporation,] shall be one crore of takas each, to be subscribed by the Government, in the manner determined by the Government, from time to time according to the requirements of the Corporation.

³³[(1A) The authorised share capital of the [Bangladesh Oil](#) and Gas Corporation shall be two hundred crore taka, to be subscribed by the Government, in the manner determined by the Government, from time to time according to the requirements of the Corporations.]

(2) The initial share capital shall be five lakhs of taka fully paid up and

subscribed by the Government.

- 19** 19. A Corporation shall by such date in each year as may be prescribed, by rules, submit to the Government for approval a statement, to be called the Annual Budget Statement, in the prescribed form for every financial year showing estimated receipts and expenditure and sums which are likely to be required from the Government during that financial year.
- 20** 20. (1) A Corporation may spend such sums as it thinks fit on the basis of the Annual Budget Statement approved by the Government under Article 19.
- (2) A Corporation may, with the prior approval of the Government, borrow such sums, with or without security, as may be required by it to discharge its functions under this Order.
- 21** 21. (1) A Corporation shall maintain proper accounts and other relevant records and prepare annual statement of accounts, including a profit and loss account and balance-sheet.
- (2) The accounts of a Corporation shall be audited by not less than two accountants, being chartered accountants within the meaning of the [Chartered Accountants Ordinance](#), 1961 (Ord. No. X of 1961), who shall be appointed by the Government.
- 22** 22. (1) A Corporation shall furnish to the Government such returns, reports, and statements as the Government may from time to time require.
- (2) A Corporation shall, as soon as possible after the end of every financial year, furnish to the Government a statement of accounts audited by the auditors under Article 21 together with an annual report on the conduct of its affairs for that year.

(3) The auditors shall in their report upon the annual balance sheet and accounts state whether in their opinion the balance sheet is a full and fair balance-sheet and contains all necessary particulars and is properly drawn up so as to exhibit a true and correct view of the state of affairs of a Corporation, and in case they have called for any explanation or information from the Board, whether it has been given and whether it is satisfactory.

(4) The Government may, at any time, issue directions to the auditors requiring them to report to it upon the adequacy of measures taken by a Corporation for protection of the interest of the Government and creditors or upon the sufficiency of their procedure in auditing the affairs of a Corporation and may, at any time, enlarge or extend the scope of the audit or direct that a different procedure in audit be adopted or that any other examination be made by the auditors if in its opinion the interest of the Government so requires.

(5) The copies of the audited accounts and annual report shall be published in the official Gazette and shall be laid before the Legislature.

23 23. ³⁴[(1)] No Provision of law relating to the winding up of companies shall apply to a Corporation and a Corporation shall not be wound up save by order of the Government and in such manner as it may direct.

³⁵[(2) No provision of law relating to the winding up of companies shall apply to any scheduled industrial enterprise and such industrial enterprise shall not be wound up save by order of the Government and in such manner as it may direct.

(3) All proceedings for the winding up of any scheduled industrial enterprise which, immediately before the commencement of this Order, were pending in any court shall, on such commencement, abate.]

³⁶[(4) When a winding up order has been made, no suit or other legal proceedings shall be proceeded with or commenced against a scheduled industrial enterprise or any industrial enterprise placed under a Corporation by an order under clause (1) of Article 10 and all suits and other legal proceedings pending against such an enterprise on the date of winding up order shall abate.]

24 24. The Government may, by notification in the official Gazette, make rules for the purpose of giving effect to the provisions of this Order.

25 25. (1) The Board may, with the previous approval of the Government, make regulations, not inconsistent with the provisions of this Order and the rules, to provide for all matters for which provision is necessary or expedient for the purpose of giving effect to the provisions of this Order.

(2) All regulations made under this Article shall be published in the official Gazette and shall come into force on such publication.

26 26. ³⁷[(1)]The Government may, by order ³⁸[* * *], transfer to a Corporation such portions of the property, assets and liabilities, and such officers and employees of the Bangladesh Industrial Development Corporation as the Government deem fit on terms and conditions to be determined by the Government.

³⁹[(2) The Government may also, by an order, ⁴⁰[* * *] transfer to a Corporation such portion of the property, assets and liabilities and such officers and employees belonging to the Government as it may deem fit on terms and conditions to be determined by the Government.]

¹ The words and comma “purposes of control, supervision and co ordination of the nationalised and some other enterprises and for the establishment and development of new industrial enterprises ” were substituted for the words “purpose of co ordination and supervision of the nationalised enterprises” by Article 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Fifth Amendment) Order, 1972 (President’s Order No. 131 of 1972)

² Section 4 was substituted by section 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Second Amendment) Ordinance, 1976 (Ordinance No. XXV of 1976)

³ Clause (2) was substituted by section 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Amendment) Act, 1987 (Act No. XXIV of 1987)

⁴ Paragraph (b) was substituted by section 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Amendment) Act, 1987 (Act No. XXIV of 1987)

⁵ Clauses (4A) and (4B) were inserted by section 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Amendment) Act, 1987 (Act No. XXIV of 1987)

⁶ Clauses (5) and (6) were inserted by section 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Second Amendment) Ordinance, 1982 (Ordinance No. XLVIII of 1982)

- ⁷ The first paragraph was substituted by Article 2(2) of the Bangladesh Industrial Enterprises (Nationalisation) (Sixth Amendment) Order, 1972 (President's Order No. 145 of 1972)
- ⁸ The words and commas “the Government may, in respect of any scheduled industrial enterprise,” were omitted by Article 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Fifth Amendment) Order, 1972 (President's Order No. 131 of 1972)
- ⁹ The words, commas and figures “or, as the case may be, the industrial enterprise placed under a Corporation by an order under clause (1) of Article 10” were inserted by Article 2 (3) of the Bangladesh Industrial Enterprises (Nationalisation) (Sixth Amendment) Order, 1972 (President's Order No. 145 of 1972)
- ¹⁰ The words, commas and figures “or, as the case may be, the industrial enterprise placed under a Corporation by an order under clause (1) of Article 10” were inserted by Article 2 (4) of the Bangladesh Industrial Enterprises (Nationalisation) (Sixth Amendment) Order, 1972 (President's Order No. 145 of 1972)
- ¹¹ The words, commas and figures “or, as the case may be, the industrial enterprise placed under a Corporation by an order under clause (1) of Article 10” were inserted by Article 2 (5) of the Bangladesh Industrial Enterprises (Nationalisation) (Sixth Amendment) Order, 1972 (President's Order No. 145 of 1972)
- ¹² The words, commas and figures “or, as the case may be, the industrial enterprise placed under a Corporation by an order under clause (1) of Article 10” were inserted by Article 2 (5) of the Bangladesh Industrial Enterprises (Nationalisation) (Sixth Amendment) Order, 1972 (President's Order No. 145 of 1972)
- ¹³ The words, commas and figures “or, as the case may be, the industrial enterprise placed under a Corporation by an order under clause (1) of Article 10” were inserted by Article 2 (5) of the Bangladesh Industrial Enterprises (Nationalisation) (Sixth Amendment) Order, 1972 (President's Order No. 145 of 1972)
- ¹⁴ The words, commas and figures “or, as the case may be, the industrial enterprise placed under a Corporation by an order under clause (1) of Article 10” were inserted by Article 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Sixth Amendment) Order, 1972 (President's Order No. 145 of 1972)
- ¹⁵ Article 9 was substituted by section 3 of the Bangladesh Industrial Enterprises (Nationalisation) (Second Amendment) Ordinance, 1976 (Ordinance No. XXV of 1976)
- ¹⁶ The words “Bangladesh Jute Mills Corporation” were substituted for the words “Bangladesh Jute Industries Corporation” by section 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Amendment) Ordinance, 1984 (Ordinance No. LV of 1984)
- ¹⁷ The words “Bangladesh Textile Industries Corporation” were substituted for the words “Bangladesh Cotton Mills Corporation” by Article 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Fifth Amendment) Order, 1972 (President's Order No. 131 of 1972)
- ¹⁸ The word “Mills” was substituted for the word “Industries” by section 4 of the Bangladesh Industrial Enterprises (Nationalisation) (Second Amendment) Ordinance, 1976 (Ordinance No. XXV of 1976)
- ¹⁹ Clause (c) was substituted by section 4 of the Bangladesh Industrial Enterprises (Nationalisation) (Second Amendment) Ordinance, 1976 (Ordinance No. XXV of 1976)
- ²⁰ Clause (d) was substituted by section 4 of the Bangladesh Industrial Enterprises (Nationalisation) (Second Amendment) Ordinance, 1976 (Ordinance No. XXV of 1976)
- ²¹ The words, brackets, figure and comma “and (iii) [Bangladesh Oil](#) and Gas Corporation which may also be called PETROBANGLA,” were omitted by section 24 of the [Bangladesh Oil, Gas and Mineral Corporation Ordinance, 1985](#) (Ordinance No. XXI of 1985)
- ²² Clause (1A) was inserted by Article 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Seventh Amendment) Order, 1972 (President's Order No. 153 of 1972)
- ²³ The proviso was omitted by section 4 of the Bangladesh Industrial Enterprises (Nationalisation) (Second Amendment) Ordinance, 1976 (Ordinance No. XXV of 1976)
- ²⁴ The words “its name” were substituted for the words “said name” by section 4 of the Bangladesh Industrial Enterprises (Nationalisation) (Second Amendment) Ordinance, 1976 (Ordinance No. XXV of 1976)
- ²⁵ Clause (1) was substituted by Article 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Fifth Amendment) Order, 1972 (President's Order No. 131 of 1972)
- ²⁶ The words and commas “or, as the case may be, the industrial enterprises placed under it” were inserted by Article 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Fifth Amendment) Order, 1972 (President's Order No. 131 of 1972)
- ²⁷ The words and commas “or, as the case may be, the industrial enterprises placed under it” were inserted by Article 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Fifth Amendment) Order, 1972 (President's Order No. 131 of 1972)
- ²⁸ Clause (4) was inserted by section 3 of the Bangladesh Industrial Enterprises (Nationalisation) (Second Amendment) Act, 1974 (Act No. LXVIII of 1974)
- ²⁹ Clause (5) was inserted by section 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Amendment) Act, 1987

(Act No. XXIV of 1987)

³⁰ The comma and words “, and may manage the affairs of any enterprise or company in which it holds shares or interest if the enterprise or company so requests” were omitted by section 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Second Amendment) Act, 1994 (Act No. XIII of 1994)

³¹ Article 17A was inserted by section 3 of the Bangladesh Industrial Enterprises (Nationalisation) (Second Amendment) Act, 1994 (Act No. XIII of 1994)

³² The commas and words “, other than the [Bangladesh Oil](#) and Gas Corporation,” were inserted by section 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Amendment) Ordinance, 1985 (Ordinance No. VI of 1985)

³³ Clause (1A) was inserted by section 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Amendment) Ordinance, 1985 (Ordinance No. VI of 1985)

³⁴ Article 23 was renumbered as Article 23(1) by Article 2 of the [Bangladesh Industrial Enterprises \(Nationalisation\) \(Amendment\) Order](#), 1972 (President's Order No. 37 of 1972)

³⁵ Clauses (2) and (3) were added by Article 2 of the [Bangladesh Industrial Enterprises \(Nationalisation\) \(Amendment\) Order](#), 1972 (President's Order No. 37 of 1972)

³⁶ Clause (4) was inserted by section 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Amendment) Ordinance, 1984 (Ordinance No. LXXIII of 1984)

³⁷ Article 26 was renumbered as clause (1) by Article 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Sixth Amendment) Order, 1972 (President's Order No. 145 of 1972)

³⁸ The words “notified in the official Gazette” were omitted by Article 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Seventh Amendment) Order, 1972 (President's Order No. 153 of 1972)

³⁹ Clause (2) was inserted by Article 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Sixth Amendment) Order, 1972 (President's Order No. 145 of 1972)

⁴⁰ The words “to be notified in the official Gazette” were omitted by Article 2 of the Bangladesh Industrial Enterprises (Nationalisation) (Seventh Amendment) Order, 1972 (President's Order No. 153 of 1972)