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**PART I**

**Acts, Ordinances, President's Orders and Regulations**

GOVERNMENT OF PAKISTAN

**LAW AND JUSTICE DIVISION**

*Islamabad, the 6th February, 2021*

**No. F. 2(1)/2021-Pub.**—The following Ordinance Promulgated on 6th February, 2021 by the President is hereby published for general information:—

ORDINANCE No. IV OF 2021

AN

ORDINANCE

*further to amend the Elections Act, 2017*

WHEREAS it is expedient further to amend the Elections Act, 2017 (XXXIII of 2017);

AND WHEREAS the Senate and the National Assembly are not in session and the President of the Islamic Republic of Pakistan is satisfied that circumstances exist which render it necessary to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of Article 89 of the Constitution of the Islamic Republic of Pakistan, the President of the Islamic Republic of Pakistan is pleased to make and promulgate the following Ordinance:—

(39)

*Price : Rs. 5.00*

[142(2021)/Ex. Gaz.]

1. **Short title and commencement.**—(1) This Ordinance shall be called the Elections (Amendment) Ordinance, 2021.

(2) It shall come into force at once.

(3) It extend to the whole of Pakistan.

2. **Amendment of section 81, Act XXXIII of 2017.**—In the Elections Act, 2017 (XXXIII of 2017), hereinafter called as the said Act, in section 81, in sub-section (1), for the word “An”, the expression “Subject to section 122, an” shall be substituted.

3. **Amendment of section 122, Act XXXIII of 2017.**—In the said Act, in section 122, in sub-section (6), for full stop at the end, a colon shall be substituted and thereafter, the following two provisos shall be added, namely:—

“Provided that in case the Supreme Court of Pakistan gives an opinion in Reference No. 1 of 2021 filed under Article 186 of the Constitution, that elections for the members of Senate do not fall within the purview of Article 226 of the Constitution, the poll for elections for members of the Senate to be held in March, 2021 and thereafter shall be conducted by the Commission through open and identifiable ballot:

Provided further that after the elections for members of Senate, if the head of the political party requests the Commission to show the ballot cast by any voting member of his party, the Commission shall show the same to the head of the political party or his nominee.”.

4. **Amendment of section 185, Act XXXIII of 2017.**—In the said Act, in section 185, for the word “An”, the expression “Subject to section 122, an” shall be substituted

DR. ARIF ALVI,  
*President.*

RAJA NAEEM AKBAR,  
*Secretary.*