ISLAMABAD, TUESDAY, NOVEMBER 12, 2019

PART III

Other Notifications, Orders, etc.

NATIONAL ASSEMBLY SECRETARIAT

Islamabad, the 7th November, 2019

No. F. 22(33)/2019-Legis.—The following Bills / Report have been introduced/presented in the National Assembly on 7th November, 2019.

N. A. BILL NO. 117 OF 2019

A

BILL

further to amend the Constitution of the Islamic Republic of Pakistan

WHEREAS it is expedient further to amend the Constitution of the Islamic Republic of Pakistan for the purpose hereinafter appearing;

It is hereby enacted as follows:—

1877(1—22)

Price : Rs. 40.00

[1775(2019)/Ex. Gaz.]
1. **Short title and commencement.**— (1) This Act may be called the Constitution (Amendment) Act, 2019.

(2) It shall come into force at once.

2. **Amendment of Article 48 of the Constitution.**— In the Constitution of the Islamic Republic of Pakistan, in Article 48, in clause (4), for the expression “Cabinet, the Prime Minister, a Minister or Minister of State”, the words “Cabinet or the Prime Minister” shall be substituted.

---

**STATEMENT OF OBJECTS AND REASONS**

In Order to bring uniformity and to remove the contradiction form the Constitution of Pakistan, clause (4) of Article 48 is proposed to be amended to bring it in conformity with clause (1) thereof which was amended by the Constitution (Eighth Amendment) Act, 1985 (XVIII of 1985).

The Bill is designed to achieve the aforesaid object.

DR. MUHAMMAD FAROUGH NASEEM,
Minister for Law and Justice,
Minister-in-Charge.

---

N.A. BILL NO. 118 of 2019

A

BILL

*To provide for the well-being, comfort and dignity of the senior citizens residing in the Islamabad Capital Territory*

WHEREAS it is expedient to establish a Fund to provide for the wellbeing, comfort, and dignity of the senior citizens residing in the Islamabad Capital Territory;

WHEREAS the Constitution of the Islamic Republic of Pakistan enjoins on the State to alleviate the sufferings of all citizens, irrespective of sex, caste, creed or race;
AND WHEREAS Pakistan being a member state of the United Nations has committed to fulfilling its international obligations which include following the UN Principles for Older Persons and Madrid International Plan of Action on aging;

Therefore it is hereby enacted as follows:

PART - I
PRELIMINARY

1. Short title, extent and commencement.— (1) This Act may be called the Islamabad Capital Territory Senior Citizens Act, 2019.

   (1) It shall extend to the Islamabad Capital Territory.
   (2) It shall come into force at once.

2. Definitions.— (1) In this Act, unless there is anything repugnant in the subject or context,—
   (a) “Act” means the Islamabad Capital Territory Senior Citizens Act, 2019;
   (b) “Council” means the Islamabad Capital Territory Senior Citizens Council established under section 3;
   (c) “Court” means the District and Sessions courts of Islamabad as well as the Islamabad High Court;
   (d) “Chairperson” means the Chairperson of the Council;
   (e) “Controlling Ministry” means the Ministry and the relevant Department therein from where the Senior Citizen had retired;
   (f) “Fund” means the Senior Citizens Fund established under section 15;
   (g) “Indigent” means any senior citizen who is frail, sickly, or with disability, and without pension or permanent source of income, compensation or financial assistance from his relatives or from any other source to support his basic needs;
   (h) “Prescribed” means as prescribed under the Rules or Regulations;
   (i) “Regulations” mean the regulations made by the Council under section 26;
   (j) “Rules” mean the rules made under section 25;
(k) “Senior Citizen” means an elderly person who has attained sixty years of age or more and is residing in the Islamabad Capital, Territory;

(l) “Welfare” includes all such services relating to the social, economic, boarding and lodging needs of the senior citizens as well as their legal protection as provided under this Act; and

(m) “Welfare Packages or Grants” mean welfare and social security packages or grants announced for welfare of the senior citizens by the Government.

(2) The expressions, not defined in sub-section (1), shall have the same meaning as defined in any other relevant law or as generally used.

PART-II

SENIOR CITIZENS COUNCIL

3. Establishment of the Council.— (1) As soon as of the commencement of the Act, the Ministry of Human Rights shall establish a Council to be known as the Senior Citizens Council.

(2) The Council shall be an autonomous body corporate having its own seal and may enter into contracts and may acquire, purchase, rent, hold and enjoy moveable and immovable property of every description and may in all legal ways transfer or dispose of any moveable or immovable property or any interest vested in such property.

(3) The seal of the Council shall be kept in the custody of the Chairperson of the Council.

4. Composition of the Council.— (1) The Council shall consist of the following:

(a) Minister for Human Rights Division Chairperson

(b) Member of the Civil Society to be nominated by the Committee Member

(c) Chief Commissioner, ICT Member

(d) One representative not below the level of Joint Secretary of the Finance Division Member
(e) One representative not below the level of Joint Secretary of the National Health Services, Regulations and Coordination Division

(f) One representative from Pakistan Bait-ul-Maal

(g) Senior Citizen nominated by Human Rights Division

(h) Secretary Human Rights Division

(2) The Council shall have the powers to co-opt members from amongst persons who are experts in their respective fields, for advice on particular matters under its consideration.

(3) The members of the Council, other than ex-officio members, shall be nominated for a term of three years which may be extended for another term of three years.

(4) If a member of the Council, other than ex-officio member, is unable to perform as member of the Council, he shall inform the Council and the Council after receiving such information; may cancel his or her membership.

(5) Any casual vacancy of a member, other than an ex-officio member, shall be filled in by a person nominated by the respective authority and the person so nominated shall hold the office for the unexpired period of the term of his predecessor.

5. Executive Committee of the Council.— (1) The Council shall constitute an Executive Committee comprising of the Chairperson, two members and Secretary of the Council.

(2) The Executive Committee shall perform such functions as may be assigned to it by the Council.

6. Appointment of employees or officers.— To carry out the purposes of this Act, the Council may appoint or employ advisors, experts and consultants of the required fields on such terms and conditions as may be prescribed in the Regulations.

7. Qualification of Members.— No person shall be a member of the Council unless,—
(a) he is a citizen of Pakistan;

(b) he is sane and of sound mind;

(c) he has not been convicted of an offence involving moral turpitude;

(d) he has not, at any time, been disqualified for employment in or dismissed from Government service;

(e) he is not acting in contravention of the provisions of this Act;

(f) he has no conflict of interest, directly or indirectly, with the Council.

8. **Powers and Functions of the Council.**— (1) Subject to the provisions of this Act and any rules prescribed therein, the Council shall exercise such powers and perform such functions, as may be necessary for carrying out the purposes of this Act.

(2) Without prejudice to the generality of the fore-going sub-section, the Council shall:

(a) formulate policy proposals on aging in the light of national and international commitments on the welfare of senior citizens and submit these proposals to the Ministry concerned with the subject of the Act for the approval from time to time;

(b) conduct research and compile data on various aspects of aging for the well-being of senior citizens for policy formulation;

(c) take steps towards introduction of geriatrics as part of the syllabus of medical universities or colleges;

(d) propose arrangements in hospitals for better medical attention to senior citizens;

(e) create facilities including clubs, for better social inter-action among senior citizens;

(f) arrange workshops to educate senior citizens about life changes required for a healthy and stratifying old age;

(g) formulate proposals to accommodate the requirements of senior, citizens in urban and rural planning and development;
(h) undertake social, economic and other welfare activities in collaboration with public and private sectors for the welfare of senior citizens;

(i) mobilize financial resources for welfare and rights of the senior citizens;

(j) constitute committees to assess and carry out welfare activities for senior citizens;

(k) co-ordinate with Government, non-governmental and international social and welfare organizations at national and international level to take steps for the welfare of senior citizens;

(l) make regulations for proper functioning of the Council including regulations for appointment of different categories of employees under the administrative control of the Council;

(m) publish reports and other material for guidance and welfare of senior citizens;

(n) grant of senior citizens awards in the fields of their expertise;

(o) create awareness in the public through organizing seminars, workshops, conferences and use of mass media;

(p) establish senior citizens old-age homes to accommodate homeless, deserted and indigent senior citizens; and

(q) encourage to setup organization of senior citizen corps for utilization of their potential for service activities and national development.

(r) ensure fulfillment of international commitments of Pakistan relating to senior citizens; and

(s) such other matters as may be prescribed.

9. Meetings of the Council. — (1) The meetings of the Council shall be held quarterly, and shall be presided over by the Chairperson or, in his absence, by a member nominated by the Chairperson for the purpose. The quorum shall be constituted by one-third of the total members of the Council.

(2) All decisions of the Council shall be taken by simple majority of the members of the Council present in the meeting. The Chairperson shall have a casting vote in case of a tie.
(3) Decisions of the Council shall be recorded by the Secretary of the Council, who shall circulate such decisions for confirmation to Chairperson and the members within fifteen days of each meeting.

PART –III
ESTABLISHMENT OF OLD-AGE HOME

10. Establishment of old-age Home.— (1) The Division concerned shall establish and maintain an old-age home to be known as Dar-ul-Shafqatat, an accessible place, to accommodate the indigent senior citizens of Islamabad.

(2) The Division concerned shall prescribe a scheme for management of old age home including the standards and various types of services to be provided by the old-age home, which is necessary for medical care and provides means of entertainment to inhabitants of such home.

(3) The Division concerned shall encourage and promote schemes for establishment of old homes in private sector and the Council shall regulate such old homes in the prescribed manner

PART — IV
PREVILAGES TO SENIOR CITIZENS

11. Privileges to senior citizens.— (1) A senior citizen may, on completion of his sixty years of age, apply for a senior citizen card.

(2) The procedure and criteria for obtaining the senior citizen card shall be prescribed in the Rules.

(3) The senior citizen shall be allowed the following privileges upon obtaining the senior citizen card:

(a) free of charge entry to public museums, libraries, parks and recreation facilities;

(b) provision of express lanes in all government establishments;

(c) financial support to deserving senior citizens;

(d) provision, at the Government hospitals or hospitals fully or partially funded by the Government of;

   (i) separate counters;

   (ii) separate medical wards and beds as far as practicable;
(iii) maximum concession in medical and dental services; diagnostic and laboratory facilities including but not limited to x-rays, computerized scans and blood tests; and

(iv) concession in medicine charges.

(e) grant of twenty percent discount on purchase of the following goods and services from all designated establishments, for the exclusive use and enjoyment of the senior citizens:

(i) on purchase of medicines and such other medical supplies, accessories, and equipment as may be prescribed;

(ii) on professional fees of attending physicians, medical and dental facilities and diagnostic and laboratory fees in all designated private hospitals, medical facilities, outpatient clinics and health care services; and

(iii) on domestic fare while travelling by Airlines, Railways and Government transport.

(f) exemption from the payment of individual income taxes of senior citizens where the annual income of the senior citizen is such as may be prescribed;

(g) Financial support upon application made by the indigent senior citizen to the Council subject to determination by the Council;

12. Retirement benefits.— (1) The Controlling Ministry shall ensure that pensionary benefits and dues from concerned departments shall be directly transferred to the concerned financial institution or post office.

(2) The Controlling Ministry shall regularly review the retirement benefits of retired senior citizens from both the government and the private sector to ensure their continuing responsiveness and sustainability, and to the extent practicable and feasible, such retirement benefits shall be upgraded to be at par with the current scale enjoyed by those in actual service.

13. Transfer of Property void in certain cases.— (1) Where any senior citizen who has transferred by way of Hiba-ba-Shart-ul-Iwaz or otherwise, his property, subject to the condition that the transferee shall provide the basic necessities of life such as maintenance to the transferor and such transferee refuses or fails to provide such basic necessities, the said transfer of property may at the option of the transferor be declared void by court of competent jurisdiction.
(2) Where any senior citizen has a right to receive maintenance out of assets and such assets or part thereof is transferred, the right to receive maintenance may be enforced against the transferee, if the transferee has notice of the right, or if the transfer is gratuitous, but not against the transferee for consideration and without notice of right.

14. Application for Maintenance.— An application for maintenance may be made by a parent who is a senior citizen and is unable to maintain himself from his own earning or out of the property owned by him, against his legal heir, who is not a minor and is in possession of or would inherit his property after the parent’s death, to an ADR Centre as provided in the Alternative Dispute Resolution Act, 2017 and the provisions of the said Act shall mutatis mutandis apply to the application.

15. Fund. — (1) The Ministry of Human Rights in collaboration with the Ministry of Finance shall establish a Fund to be known as the Senior Citizens Fund after commencement of this Act, and it shall consist of:

(a) all grants, allocations made by the Government;

(b) all donations, endowments, contributions made by the private individual organizations within the country and abroad; and

(c) all sums received by the Council from any other source including Pakistan Bait-ul-Mal, profits on investment from funds, funds generated by different campaigns and received from any lawful sources. Funds shall be invested only in scheduled banks and National Saving Schemes. No investment will be made in stock market shares or used for speculation in any manner.

(2) The Fund shall be administered by the Council, which shall make such allocations for specific activities, enumerated in sections 8, 10 and 11 of this Act as deemed appropriate and in line with the performance of functions of the Council.

(3) The Federal Government shall make annual budgetary allocations for the establishment and other charges of the Council.

(4) The Fund shall be utilized for,—

(a) the establishment charges; and

(b) welfare and protection of the senior citizens.
5. The Fund shall be maintained in a scheduled bank and shall be operated in accordance with directions of the Council. The Ministry of Human Rights by issuing a notification in the official Gazette shall make known the details of the Fund.

6. The Fund shall be regularly monitored by the Council and audited in the same manner as in the case of the funds of other Federal Government Departments.

7. The Fund shall be maintain in accordance with the rules and shall be auditable annually through Auditor General of Pakistan and annual audit report of the Fund shall be submitted to the Federal Government.

16. **Exemption.**— The Senior Citizens Fund shall be exempted from all kinds of taxation or levies under any law in force for the time being. All donations made to the Fund shall also be exempt from taxes.

**PART-V**

**GRIEVANCES AND REDRESSAL PROCEDURE**

17. **Grievance Committee.**— (1) The Council shall constitute a Grievance Committee for redressal of grievances of senior citizens.

(2) The Grievance Committee shall consist of three members appointed by Council.

(3) The Council shall appoint one of the members of the Grievance Committee to be the chairman of the Grievance Committee.

18. **Procedure on Complaints.**— (1) If any complaint is received or any question or dispute arises as to entitlement of any privilege under this Act, the matter shall be decided by the Grievance Committee in such manner and within such time, as may be prescribed.

(2) If a person or entity contravenes any provision of this Act, the Grievance Committee may, in the prescribed manner, direct such person to pay fine which may extend up to fifty thousand rupees.

19. **Violation of directions of the Council.**— (1) Whoever refuses to honor the senior citizen card or does not comply with any direction issued to him by the Council, shall be liable to a fine not exceeding fifty thousand rupees:

Provided that no action shall be taken under this section unless fifteen days’ notice has been given for compliance and such person has failed to comply.
20. **Exposure and abandonment of senior citizen.***— Whenever any person, responsible for the care and protection of senior citizen, leaves such senior citizen in any place with the intention of wholly abandoning such senior citizen, shall be punishable with a fine which may extend to one hundred thousand rupees by the Grievance Committee.

21. **Appeal and Recovery.***— (1) Any person aggrieved from a decision of the Grievance Committee under section 18 or 19 may, within fifteen days from the date of decision, file an appeal before the Council whose decision such appeal shall be final.

(2) The Council may authorize any officer to recover the amount of fine levied under this Act or any other amount recoverable under this Act and such officer shall be deemed to be 'Collector' under the Land Revenue Act, 1967.

**PART-VII**

**MISCELLANEOUS**

22. **Authorities for implementing provisions of this Act.***— The Ministry of Human Rights may, confer such powers and impose such duties on Deputy Commissioner or any other officer of that rank as may be necessary to ensure that the provisions of this Act are properly carried out.

23. **Public Servants.***— All employees of the Council shall be deemed to be public servants within the meaning of section 21 of the Pakistan Penal Code, 1860 (Act No. XLV of 1860).

24. **Application to private sector.***— This Act shall apply to such private entities, bodies and organizations as the Division concerned may specify by notification in the Official Gazette.

25. **Power to make rules.***— The Minister-in-Charge of the Division concerned may, by notification in the official gazette, make rules for carrying out the purposes of this Act.

26. **Power to make Regulations.***— Subject to the provisions of this Act and the rules, the Council may by notification in the official Gazette make regulations for carrying out purposes of this Act.

27. **Power to remove difficulties.***— If any difficulty arises in giving effect to the provisions of this Act, the Minister-in-Charge Division concerned may, by order published in the Official Gazette, make such provisions not inconsistent with the provisions of this Act, as appear to be necessary or expedient for removing such difficulty:
Provided that no such order shall be made after the expiry of a period of two years from the date of commencement of this Act.

STATEMENT OF OBJECTS AND REASONS

It is the duty of the State to provide protection, either directly or by means of institutions established to provide financial assistance to senior citizens. Every person has the inherent right to a healthy and comfortable home, a healthy diet, adequate clothing, care of physical and moral health, as well as right to means of recreation, work, stability and respect.

2. This Bill aims to socially and economically protect the senior citizens of Islamabad. In this respect it aims to establish a Fund for these senior citizens as well as build and maintain old-age homes for the indigent senior citizens. It also creates a Council, including members from all relevant departments of the Government, that shall ensure that all possible steps and acts are taken to provide for the well-being, comfort and dignity of these senior citizens.

3. The Bill seeks to achieve the aforesaid objective.

DR. DHIREEN M. MAZARI,

Minister for Human Rights.

N.A. BILL NO. 119 of 2019

A

Bill

to amend the National Highways Safety Ordinance, 2000

WHEREAS it is expedient to amend the National Highways Safety Ordinance, 2000 (XL of 2000), for the purposes hereinafter appearing;

It is hereby enacted as follows:—

1. Short title and commencement.— (1) This Act shall be called the National Highways Safety (Amendment) Act, 2019.

(2) It shall come into force at once.
2. Amendment of section 2, Ordinance XL of 2000.— In the National Highways Safety Ordinance, 2000 (XL of 2000), hereinafter referred to as the said Ordinance, in section 2, in sub-section (1),—

(a) after the expression “or context,— “, the following new clause (i) shall be inserted and the existing clause (i) shall be re-numbered as clause (ia), namely:—

“(i) “administrative Division” means the Division to which business of this Ordinance stands allocated;”; and

(b) in clause (xli), for the word “Government” the words “Secretary of the administrative Division”, shall be substituted.

3. Amendment of section 4, Ordinance, XL of 2000.— In the said Ordinance, in section 4, in sub-section (3), for the word “Government”, the expression “Minister-Incharge of the administrative Division”, shall be substituted.

4. Amendment of section 17, Ordinance XL of 2000.— In the said Ordinance, in section 17, in sub-section (1), for the expression “The Government may, in consultation with National Highways and Pakistan Motorway Police,”. the expression “The Inspector General of Police may, in consultation with the Prime Minister and”, shall be substituted.

5. Amendment of section 40, Ordinance XL of 2000.— In the said Ordinance, in section 40,—

(a) in sub-section (1), for the expression “The Government may, in consultation with National Highways and Pakistan Motorway Police,”, the expression “The Inspector General of Police may, in consultation with the Prime Minister and”, shall be substituted;

(b) in sub-section (2), for the expression “Government may make rules”, the expression “such rules may provide for” shall be substituted.

6. Amendment of section 42, Ordinance XL of 2000.— In the said Ordinance, in section 42, in sub-section (2), for the expression “The Government, or any agency authorized in this behalf”, the words “Secretary of the administrative Division”, shall be substituted.

7. Amendment of section 43, Ordinance XL of 2000.— In the said Ordinance, in section 43, in sub-section (2), for the word “Government”, the words “Secretary of the administrative Division”, shall be substituted.
8. **Amendment of section 45, Ordinance XL of 2000.**— In the said Ordinance, in section 45, for the expression “Government, or any agency authorized by it in this behalf”, the words, “Inspector General of the National Highways and Pakistan Motorway Police”, shall be substituted.

9. **Amendment of section 46, Ordinance XL of 2000.**— In the said Ordinance, in section 46,—

(a) in sub-section (1), for the expression “Government, or any agency authorized by it in this behalf”, the words “Secretary of the administrative Division”, shall be substituted;

(b) in sub-section (2), for the expression “Government, or any authority empowered by it in this behalf,”, the words “Secretary of the administrative Division”, shall be substituted; and

(c) in sub-section (3), for the expression “Government, or any agency authorized under sub-section (1), may erect additional signs which in its”, the expression “Inspector General of the National Highways and Pakistan Motorway Police, may erect additional signs which in his”, shall be substituted.

10. **Amendment of section 47, Ordinance XL of 2000.**— In the said Ordinance, in section 47, for the expression “Government, or any agency authorized by it in this behalf,”, the words “Secretary of the administrative Division”, shall be substituted.

11. **Amendment of section 64, Ordinance XL of 2000.**— In the said Ordinance, in section 64, in sub-section (1), for the expression “The Government may, in consultation with National Highways and Pakistan Motorway Police”, the expression “The Inspector General of Police, in consultation with the Prime Minister”, shall be substituted.

12. **Amendment of section 68, Ordinance XL of 2000.**— In the said Ordinance, in section 68, in sub-section (2), for the word “Government”, the words “Secretary of the administrative Division”, shall be substituted.

13. **Amendment of section 93, Ordinance XL of 2000.**— In the said Ordinance, in section 93, in sub-section (1), for the word “Government”, the words “Prime Minister”, shall be substituted.
STATEMENT OF OBJECTS AND REASONS

The amendment Bill of National Highways Safety ordinance (XL of 2000) has been introduced in compliance of the following decision of the Federal Cabinet made in its meeting held on 8th September, 2017 under Case No. 419/19/2017-C.

“All Ministries and Divisions should in consultation with Law and Justice Division, make amendments in the respective Acts/ Rules and replace the word “Federal Government” with appropriate authority (ies).”

MR. MURAD SAEED,
Minister For Communications,
Minister-In-Charge.

N.A. BILL NO. 120 of 2019

A

BILL

further to amend the Anti-terrorism Act, 1997

WHEREAS it is expedient further to amend the Anti-terrorism Act, 1997 (XXVII of 1997), for the purposes hereinafter appearing;

It is hereby enacted as follows:—

1. **Short title and commencement.**— (1) This Act may be called the Anti-terrorism (Amendment) Act, 2019.

   (2) It shall come into force at once.

2. **Amendment of section 2, Act XXVII of 1997.**— In the Anti-terrorism Act, 1997 (XXVII of 1997), hereinafter referred to as the said Act, in section 2,—

   (a) the existing clause (a) shall be re-numbered as clause (aa) and before clause (aa), re-numbered as aforesaid, the following new clause shall be inserted, namely:—
“(a) “agent” means a natural or a legal person providing informal money or value transfer services including hundi or hawala;” and

(b) After clause (e), the following new clause shall be inserted, namely:—

“(ea) “economic terrorism” means the transfer of money or funds from Pakistan to destinations abroad through any informal channel, including hundi or hawala, where the total amount transferred by any one agent, through a single or multiple transactions over a period of one month, is equal to or exceeds fifty million Rupees;”.

3. Amendment of section 6, Act XXVII of 1997.— In the said Act, in section 6, in sub-section (2),—

(a) In clause (o), the word “or”, at the end, shall be omitted; and

(b) In clause (p), for the full stop, at the end, a semi colon and the word the “and” shall be substituted and thereafter the following new clause shall be added, namely:—

“(q) involves economic terrorism.”.

4. Insertion of section 9A, Act XXVII of 1997.— In the said Act, after section 9, the following new section shall be inserted, namely:—

“9A. Preventive detention for inquiry.— (1) Any person against whom there are reasonable grounds of believing that he is connected with an offence under this Act may be detained for inquiry for a period not exceeding three months.

(2) The detention under sub-section (1), may be authorized through a specific or general order passed by the Secretary, Ministry of Interior or the Home Secretary of the Province, or where the provisions of section 4 have been invoked, the armed forces or civil armed forces, as the case may be, upon the recommendation of committee to be notified by the Secretary, Ministry of Interior under sub-section (9).

(3) The detention under sub-section (1), including detention for further period after three months, shall be subject to the provisions of Article 10 of the Constitution.

(4) The inquiry under sub-section (1), may be conducted by a Police officer not below the rank of Superintendent of Police or through a Joint Investigation Team (JIT) to be notified by the Government comprising a Police
officer not below the rank of Superintendent of Police and officers of other investigation agencies. The Police officer or JIT, as the case may be, shall have such powers as are given in section 5 of the Federal Investigation Agency Act, 1974 (VIII of 1975):

Provided that where the detention order has been issued by the armed forces or civil armed forces under sub-section (2), the inquiry shall be conducted by the JIT comprising members of armed forces or civil armed forces, as the case may be, intelligence agencies and other law enforcement agencies, including a Police officer not below the rank of Superintendent of Police.

(5) The detenue shall be produced in camera before the presiding officer of the court or in his absence before the District and Sessions Judge or the Magistrate appointed under the Shariah Nizam-e-Adl Regulation, 2009, as the case may be, within twenty-four hours of his detention and before the presiding officer of the Court if and when any extension in the period of detention is requested.

(6) The Police officer or JIT, as the case may be, conducting inquiry under sub-section (4) shall have all the powers relating to search or arrest of person and seizure of property and other relevant material connected with the commission of any offence and shall have all the powers which a Police officer have in relation to the investigation of offences under this Act or Code or any other law for the time being in force:

Provided that the detenue shall be kept in a detention centre as notified by the Government and the presiding officer of the court or the District and Sessions Judge or the Magistrate, as the case may be, referred to in sub-section (5) shall have the authority to inspect the detention centre to ensure that the custody is in accordance with the law for the time being in force.

(7) Any person detained under this section shall be provided with such facility of medical check-up as may be prescribed.

(8) Where any person is aggrieved by the order under sub-section (1) he may file a review application in writing before—

(a) Minister for Interior in case he is detained by the order of Secretary Interior; or

(b) Secretary, Ministry of Interior in case he is detained by the order of Home Secretary.

(9) The Committee mentioned in sub-section (2) shall be as follows:—
(a) in case the detention order is made by the Secretary Ministry of Interior,—

(i) Secretary Interior  
Chairman
(ii) Director General FIA  
Member
(iii) Member Customs  
Member
(iv) Director General ASF  
Member
(v) Director General ANF  
Member
(vi) Representative of ISI  
Member
(vii) Representative of IB  
Member
(viii) Representative of FMU  
Member; and

(b) in case the detention order is made by the Home Secretary,—

(i) Home Secretary Concerned  
Chairman
(ii) Addl. IGP (Special Branch)  
Member
(iii) Zonal Director FIA  
Member
(iv) Collector Customs (Preventive)  
Member
(v) Head of CTD  
Member
(vi) Representative of CAF  
Member
(vii) Sector Commander ISI  
Member
(viii) Joint Director IB  
Member.”.

STATEMENT OF OBJECTS AND REASONS

Subject: ANTI-TERRORISM (AMENDMENT) BILL, 2019.

The Anti-Terrorism Act, 1997, though comprehensive in its scope, lacks the definition of “agent”, economic terrorism” and provision regarding detention of criminals for the purposes of inquiry.

2. The proposed amendments will further enhance the applicability of Anti-Terrorism Act in cases of transfer of money or funds through informal channels including Hawala and hundi. In addition, the insertion of new section regarding preventive detention will empower the Federal and Provincial authorities to detain the persons for inquiry as well as to review the applications of aggrieved persons against the detention orders.

IJAZ AHMAD SHAH,
Minister for interior.
Pursuant to rule 235 (4) of the Rules of Procedure and Conduct of Business in the National Assembly, 2007, the following report of the Standing Committee, presented to the National Assembly on 7th November, 2019 is published for information.

REPORT OF THE STANDING COMMITTEE ON CABINET SECRETARIAT ON THE FEDERAL PUBLIC SERVICE COMMISSION (VALIDATION OF RULES) BILL, 2018 (ORDINANCE NO. XII OF 2018)

I, the Chairman of Standing Committee on Cabinet Secretariat have the honour to present this report on the Bill, to validate the rules for regulating the competitive examination conducted by the Federal Public Service Commission [The Federal Public Service Commission (Validation of Rules) Bill, 2018] (Ordinance No. XII of 2018) referred to Committee on 8th November, 2018.

2. The Committee comprises the following:

   (1) Syed Amin-ul-Haque  
       Chairman
   (2) Mr. Saleem Rehman  
       Member
   (3) Mr. Ali Nawaz Awan  
       Member
   (4) Mr. Tahir Sadiq  
       Member
   (5) Mr. Muhammad Asim Nazir  
       Member
   (6) Mr. Aamir Talal Gopang  
       Member
   (7) Khawaja Sheraz Mehmood  
       Member
   (8) Mr. Muhammad Aslam Khan  
       Member
   (9) Ms. Uzma Riaz  
       Member
   (10) Mr. Muhammad Hashim  
        Member
   (11) Mr. Rasheed Ahmad Khan  
        Member
   (12) Mr. Ahmad Raza Maneka  
        Member
   (13) Rana Iradat Sharif Khan  
        Member
   (14) Ms. Shahnaz Saleem Malik  
        Member
   (15) Ms. Seema Mohiuddin Jameeli  
        Member
   (16) Mr. Raza Rabani Khan  
        Member
   (17) Mr. Roshanuddin Junejo  
        Member
   (18) Mir Ghulam Ali Talpur  
        Member
   (19) Syed Mehmood Shah  
        Member
   (20) Mr. Mohsin Dawar  
        Member
   (21) Mr. Muhammad Azam Khan Swati,  
        Ex-officio Member
       Minister-in-charge for Cabinet Secretariat.
3. The Committee considered the Bill in its meetings held on 4th April, 29th May, 30th July, 19th August and 26th September, 2019 and recommends that the Bill as introduced in the National Assembly placed at Annex-A may be passed by the National Assembly.

Sd/-
TAHIR HUSSAIN,
Secretary
Islamabad, the 17th October, 2019.

Sd/-
SYED AMIN-UL-HAQUE,
Chairman
Standing Committee on
Cabinet Secretariat.

[AS REPORTED BY THE STANDING COMMITTEE]

A

BILL

to validate the rules for regulating the competitive examination conducted by the Federal Public Service Commission

WHEREAS it is necessary to validate the rules for regulating the competitive examination conducted by the Federal Public Service Commission in the year 2016 and 2017;

It is enacted as follows:

1. Short title and commencement.— (1) This Act may be called the Federal Public Service Commission (Validation of Rules) Act, 2019.

(2) It shall come into force at once.

2. Validation of certain rules.— (1) Notwithstanding anything contained in any other law, rules for regulating the conduct of the Competitive Examination, 2016 issued vide Notification No. S. R. O. 953(I) 2015, rules for regulating the conduct of the Competitive Examination, 2017 issued vide Notification No. S. R. O. 847(I)/2016 and all other similar rules purportedly issued under the Federal Public Service Commission Ordinance, 1977 (XLV of 1977) and the rules and notifications through which any of these rules were amended, shall be deemed to have been validly made with effect from the date of notification of the rules or the amendments.
(2) Notwithstanding any defect in approval of the rules or amendments mentioned in sub-section (1), any examination held by the Federal Public Service Commission, acts done, notification issued or proceedings taken under the rules or amendments shall be deemed to have been validly held, done, issued or taken.

STATEMENT OF OBJECTS AND REASONS

The Bill seeks to achieve the objective of validating the rules for regulating the competitive examinations conducted by the Federal Public Service Commission in the year 2016, issued vide Notification No. S. R. O. 953(1) 2015, and in the year 2017, issued vide Notification No. S. R. O. 847(1)/2016, and all other similar rules purportedly issued under the Federal Public Service Commission Ordinance, 1977 (XLV of 1977) and the rules and notifications through which any of these rules were amended.

MUHAMMAD AZAM KHAN SWATI,
Minister-In-Charge.

TAHIR HUSSAIN,
Secretary.