

THE BALOCHISTAN INDUSTRIAL DEVELOPMENT AND REGULATIONS ACT, 2025

(Baln Act X of 2025)

CONTENTS

SECTIONS

10.

11.

12.

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Preamble.

CHAPTER - I

Short title, extent and commencement.

Definitions.

Act to override other Laws.

Restrictions on establishment of industrial
undertakings.

Check on unauthorized establishment or enlargement of
industrial undertaking.

CHAPTER - II

Chief Inspectors and Inspectors.

General Powers of Inspectors.

CHAPTER - III

Registration.

Renewal of Certificate / License.

Revocation and amendment of licenses in certain cases.

Appeals to appellate Authority.

CHAPTER - IV

Power to enter Industry.

13.

14.

15.

16.

17.

18.

19.

20.

21.

22.

23.

24.

Duty of owner at Inspection.

Report of accidents.

CHAPTER - V

Enforcement and penalty.

Cognizance of offence by courts.

CHAPTER - VI

Recovery of dues.

Regularization.

Indemnity.

Power to make Rules.

Power to frame Regulations.

Annual report.

Removal of difficulties.

Repeal and savings.

SCHEDULE - I

1THE BALOCHISTAN INDUSTRIAL DEVELOPMENT AND

Preamble.

Short title,
extent and

commencement.

Definitions.

REGULATIONS ACT, 2025

(Balochistan Act X of 2025)

[19% February, 2025]

AN
ACT

to make provision for matters connected with
the development and regulation of all kinds of
industries in the province of Balochistan.

WHEREAS, it is expedient to provide for
effective facilitation, control, management and
regulation of matters connected with the
development of industries and matters ancillary
thereto.

CHAPTER - I

1. (1) This Act may be called as_ the
Balochistan Industrial Development and

Regulations Act, 2025.

(2) It shall extend to the whole of
Balochistan.

(3) It shall come into force at once.

(4) The Government may, by notification
and for reasons to be recorded, exclude any area
from the operation of any of the provisions of this
Act or Rules or Regulations made under this Act.

2. (1) In this Act unless there is anything
repugnant in the subject or context,-

(a) "Appellate Authority" means
Director General, Industries and

Commerce Department,

This Act was passed by the Provincial Assembly of Balochistan on 07% February, 2025; and assented to by the Governor Balochistan on 14th February, 2025.

(b)

(d)

Government of Balochistan;

“Boiler” means the boiler defined under the Balochistan Boilers and Pressure Vessels Act 2015 (ACT NO. XVI OF 2015);

“Building” means a permanent or temporary building or structure, a fitting, fixture, installation, sign board and display structure of the building or part of a building which shall include a town house, house, home, hall, shop, raft, bridge, tunnel, warehouse, office and other construction for utilization;

“Building Plan” means the plan, section, and elevation of every floor, clearly describing graphically the purpose for which the building is intended to be erected and access to and from different parts of the building and its appurtenances; the position, form, dimension and means of ventilation; the depth and nature of foundation, the proposed height of the plinth and super structure at the level of each floor together with the dimension and description of wall, floor, roof, column, beam, joint and girder to be used in the wall, floor and roof of such building;

“Chief Inspector” and “Inspector” mean, respectively, an officer or officers of the directorate of Industries and

(g)

(h)

Gj)

Commerce designated to perform the tasks of Chief Inspector and an Inspector under this Act;

“Company” means a Company registered under the Companies Act, 2017;

“Director General” means Director General Industries and

Commerce, Government of Balochistan;

“Director” means Director Industries and Commerce,

Government of Balochistan;

“Directorate” means directorate of Industries and Commerce, Government of Balochistan;

“Erection of a building” means the construction of a new building and includes’ such material alterations of a building as enlargement of any wall, verandah, fixed platform, plinth or part of the building structural conversion of one or more places for human habitation into a greater number of such places, addition of any room building substance or other structure to a building, reconstruction of whole or any part of the external walls of a building or the renewal of the parts or wooden building construction in a wall adjoining any street or land not belonging to the owner of the wall, of a door opening to such street or land, such alterations of the internal arrangements of a building as

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affects its drainage, ventilation or other sanitary arrangements or its security or stability;

“Existing Industry” means any Industrial Undertaking registered or incorporated or created before the commencement of this Act;

“Factory” means any premises, including the precincts thereof, whereon five or more workers are working, or were working on any day of the preceding twelve months, and in any part of which a manufacturing process is being carried on or is ordinarily carried on with or without the aid of power, but does not include a mine, subject to the operation of the Mines Act, 1923 (IV of 1923);

“Government” means the Government of Balochistan;

“Industry” means any undertaking pertaining to an industry, except those mentioned in Schedule-I of the Act, carried on in one or more factories by any person or authority including the Government;

“Industrial Undertaking” means an undertaking pertaining to an industry (including any industry ancillary thereto) carried on or to be carried on, in any local area, at a place or premises, including precincts thereof, wherein twenty or more workers without the aid of power, or ten or more workers with the

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(u)

aid of power are employed to work for the manufacture or processing of goods or commodities;

“Infrastructure” means_ the services including road network, electricity, gas, water supply, telephone, drainage and sewerage system;

“License” means authorization issued under Section 8 of this Act;

“Owner” means in relation to an industrial undertaking, the person who, or the authority which, has the ultimate control over the affairs of the undertaking, and, where the said affairs are entrusted to a manager, managing director or managing agent, such manager, managing director or managing agent shall be deemed to be the owner of the undertaking;

“Person” means a sole proprietor, firm, association of persons, company or any other entity registered under the laws of Pakistan;

“Prescribed” means prescribed by the rules made or regulations framed under this Act;

“Professional” includes architect, builder, engineer, designer, industrial expert, or technician;

Act to override
other Laws.

Restrictions on
establishment of
industrial
undertakings.

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(v) "Regulations" means the
regulations framed under this
Act;

(w) "Rules" means the rules made
under this Act;

(x) "Secretary" means _ Secretary
Industries and Commerce
Department, Government of
Balochistan; and

(y) "Sponsor" means a _— duly
registered company which
intends to develop a_ Private
Industrial Estate or an entity
that has developed an Industrial
Estate after approval.

(2) Words and expressions used but not
defined in this Act and defined in the Constitution
shall, unless the context otherwise requires, have
the meanings assigned to them therein.

3. The provisions of this Act shall have effect
notwithstanding anything contrary contained in
any other law for the time being in force.

4. No person shall establish or cause to be
established any industrial undertaking or enlarge
or cause to be enlarged any existing industrial
undertaking except with the previous permission
in writing of the Government:

Provided that the application of any person
for the grant of such permission shall not be
rejected—

(a) Without giving such person an
opportunity of showing cause against
it; or

(b) Unless the Government is satisfied, on

the basis of information available to it

Check on
unauthorized
establishment or
enlargement of
industrial
undertaking.

Chief Inspectors
and Inspectors.

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and after making such an inquiry as it
may deem fit, that the grant of
permission to such person will be
prejudicial to the national interest, or
injurious to the health of or a source
of nuisance for the residents of the
local area in which the industrial
undertaking is proposed to be set up
or, as the case may be, the industrial
undertaking which is proposed to be
enlarged is situated.

5. Where the establishment of a new industrial
undertaking or enlargement of an_ existing
industrial undertaking is likely to be commenced
or has been commenced or has been completed in
contravention of the provisions of this Act, the
Government or the Director, after giving the person
responsible therefor an opportunity of being heard,
may by order require him—

(a) to refrain from such establishment or
enlargement; or

(b) to stop further construction and to
remove the unauthorized undertaking
or part thereof, and the person
concerned shall comply with the order
within such period as may be

specified.

CHAPTER-II

6. (1) The Secretary may authorize such

officer or officers of the directorate not below the
level of BPS-19 as it thinks fit to be Chief
Inspectors for the purposes of this Act, and may
define the local limits within which each Chief
Inspector shall exercise the powers and perform
the duties conferred upon Inspectors by or under
this Act.

General Powers of Inspectors.

(2) The Director General may authorize such officer or officers of the directorate not below the level of BPS-17 as it thinks fit to be an Inspector for the purposes of this Act and may define the local limits within which each Inspector shall exercise the powers and perform the duties conferred and imposed on Inspectors by or under this Act.

7. (1) Subject to any rules made by the Government in this behalf, an Inspector may, within the local limits for which he is appointed—

(a) enter with such assistants (if any), being persons in the service of the state or of any municipal or other public authority, as he thinks fit, any place which is or which he has reason to believe to be, used as a factory or capable of being declared to be a factory under the provisions of this Act;

(b) make such examination of the premises and plant and of any prescribed registers, and take on-the-spot or otherwise such evidence of persons as he may deem necessary for carrying out the purposes of this Act; and

(c) exercise such other powers as may be necessary for carrying out the purposes of this Act:

Provided that no one shall be required under this section to answer any question or give any evidence tending to criminate him.

(2) Subject to the provisions concerning occupational health and safety, an inspector shall make such examination and investigation as may in any circumstance be necessary for the purposes of maintaining the factory premises in good

working order by ensuring that health and safety standards set forth in the aforesaid chapter are fully complied with. In order to initiate legal action for violation of any standard or provision, he

shall—

(a)

(b)

(c)

(d)

take such measures' and photographs and make such recordings as he_ considers necessary to substantiate his examination or investigation;

take samples of any articles or substances in any premises which he has power to enter, and of the atmosphere in or in the vicinity of any such premises;

in the case of any article or substance found in any premises which he has power to enter, being an _ article or substance which appears to him to have caused or to be likely to cause danger to health or safety, to cause it to be dismantled or subjected to any process or test, but not so as to damage or destroy it unless this in the circumstances is necessary; for the purpose of carrying into effect any of the _ relevant statutory provisions within the field of responsibility of enforcing authority which appointed him, exercise the power vested in him to perform his functions and duties under this Act;

in the case of any such article or substance as is mentioned in the preceding paragraph, to take possession of it and detain it for

so long as is necessary for all or
any of the following purposes,

(e)

namely, —

(i) to examine it and do it anything which he has power to do under clause (c);

(ii) to ensure that it is not tampered with before his examination of it is completed; and

(iii) to ensure that it is available for use as evidence in any proceedings for an offence under any of the relevant statutory provisions.

to require any person whom, he has reasonable cause to believe to be able to give § any information relevant to any examination or investigation as may in any circumstances be necessary for the purpose as aforesaid in clause (c) above to answer (in the absence of persons other than the person nominated by him to be present and any persons whom the Inspector may allow to be present) such questions as the Inspector thinks fit to ask and to sign a declaration of the truth of his answers;

to require the production of, inspect, and take copies of or of any entry in, —

(i) any books or documents which by virtue of any of the relevant statutory provisions are required to be kept; and

(ii) any other book' or document which it is necessary for him to see

Registration.

for the purposes of any
examination or
investigation for purposes
as aforesaid;

(g) to require any person to afford
him such facilities and
assistance with respect to any
matters or things within that
person's control or in relation to
which that person has
responsibilities as are necessary
to enable the Inspector to
exercise any of the powers
conferred on him by this
section; and

(h) any other power which is
necessary for the purpose as
aforesaid in clause (c) above.

(2) The Inspector shall exercise' the
powers conferred on him under sub-section (1) and
sub-section (2) in accordance with procedure as
may be prescribed in rules made by the
Government under this Act.

CHAPTER III

8. (1) Before work begins in any factory after
the commencement of this Act, or before work is
begun in any seasonal factory each season, the
occupier shall send to the Inspector a written
notice containing—

(a) the name of the factory and its
situation;

(b) the address to which
communications relating to the
factory should be sent;

(c) the nature of the manufacturing
processes to be carried on in the
factory;

(d) the nature and amount of the

power to be used;

(e) the name of the person who shall be the manager of the factory for the purposes of this

Act; and

(f) such other particulars as may be prescribed for the purposes of this Act.

(2) The owner of any Industrial

undertaking which is not registered under the provisions of this Act may apply to the Directorate to have the industry registered. Every such application shall be accompanied by the prescribed fee.

(3) On receipt of an application under sub-section (1), the Inspector shall fix a date, within thirty days or such shorter period as may be prescribed from the date of the receipt, for the examination of the industry and shall give the owner thereof not less than ten days' notice of the date so fixed.

(4) On the said date the Inspector shall proceed to measure and examine the industry and to determine in the prescribed manner, if any, in which such Industry may carry its functions.

(5) The Inspector shall submit the report to the Chief Inspector.

(6) The Chief Inspector, on receipt of the report, may—

(a) register the industry and issue a license thereto either forthwith or after satisfying himself that any structural alteration, addition or renewal which he may deem necessary; or

(b) refuse to register Industry:

Provided that where the Chief Inspector refuses to register an Industry, he shall forthwith communicate his refusal to the owner of the industry together with the reasons thereof.

(7) The Chief Inspector' shall, on registering the industry, order the issue to the owner of a License in the prescribed form authorizing the use of the industry for a period not exceeding thirty-six months as he thinks fit and as in accordance with the regulations made under this Act.

(8) |The Inspector shall forthwith convey to the owner of the industry the orders of the Chief Inspector and shall in accordance therewith issue to the owner any certificate of which the issue has been ordered and where the industry has been registered, the owner shall within the prescribed period cause the _ register number to be permanently marked thereon in the prescribed manner.

(9) The registration of every factory as defined in this Act is mandatory. Non- registration of a factory covered under this Act will be an offence that will include the closure of the factory premises with the permission of the court in addition to the fine that may be imposed under the Act by the court to which prosecution for non-observance of the requirement of the law has been filed by the Inspector after making necessary inquiry and inspection.

(10) The registration of the factory will be cancelled by the Chief Inspector and its name removed from the Register of registered factories if it is reported to him by the Inspector of the area that the factory no more is in existence or fails to

Renewal of
Certificate /
License.

meet the prescribed standards of a _ registered factory.

(11) If the registration under sections of this Act is cancelled, the Registration Certificate already issued shall be consigned to record after the same has been procured by the Inspector from the Occupier or Manager as the case may be.

9. (1) A certificate authorizing the use of industry shall cease to be in force —

(a) on the expiry of the period for which it was granted; or

(b) when any accident occurs to the industry; or

(c) when the industry is moved to some other location; or

(d) when any structural alteration, addition or renewal is made in or to the industry; or

(e) if the Chief Inspector in any particular case so directs, when any structural alteration, addition or renewal is made in or to any steam-pipe attached to the boiler; or

(f) on the communication to the owner of the industry or an order of the Chief Inspector or Inspector prohibiting its use on the ground that it or any steam-pipe attached thereto is in a dangerous condition.

(2) Where an order is made under clause (f) of sub-section (1), the grounds on which the order is made shall be communicated to the owner with the order.

(3) When a certificate ceases to be in force, the owner of the industry may apply to the Inspector for a renewal thereof; for such period not exceeding twelve months as he may specify in the application.

(4) An application under sub-section (3) shall be accompanied by the prescribed fee and on receipt thereof, the Inspector shall fix a date, within thirty days or such shorter period as may be prescribed from the date of the receipt, for the examination of the industry and shall give the owner thereof not less than ten days' notice of the date so fixed:

Provided that, where the certificate has ceased to be in force owing to the making of any structural alteration, addition or renewal, the Chief Inspector may dispense with the payment of any fee.

(5) On the said date the Inspector shall examine the industry in the prescribed manner, and if satisfied that the industry is in good condition shall issue a _ renewed certificate authorizing the use of the industry.

(6) The Chief Inspector, on receipt of a report under sub-section (5), may, subject to the provisions of this Act and of the regulations made hereunder, order the renewal of the certificate in such terms and on such conditions, if any, as he thinks fit, or may refuse to renew it:

Provided that where the Chief Inspector refuses to renew a certificate, he shall forthwith communicate his refusal to the owner of the industry, together with the reasons therefore.

(7) Nothing in this section shall be deemed to prevent an owner of industry from applying for a renewed certificate therefore at any time during the currency of a certificate.

Revocation and 10. If the Director General is satisfied, either on amendment of a reference made to it in this behalf or otherwise, licenses in that any person to whom or to which, a license has

certain cases. been issued under section 8, has, without reasonable cause, failed to establish or to take effective steps to establish the new industrial undertaking in respect of which the license has been issued within the time specified therefor or within such extended time as the Director General may think fit to grant in any case, it may revoke the license. Show cause notice subject to any rules that may be made in this behalf, the Director General may also vary or amend any license issued under section-8:

Provided that no such power shall be exercised after effective steps have been taken to establish the new industrial undertaking in accordance with the license issued in that behalf.

Appeals to 11. Any person considering himself aggrieved by appellate an original order of the Inspector or Chief Authority. Inspector,—

(a) refusing to register industry or to

grant or renew certificate in respect of industry; or

(b) refusing to grant a certificate having validity for the full period applied for; or

(c) withdrawing or revoking a certificate

or provisional order; or

(d) ordering any _ structural alteration, addition or renewal to be made in industry or refusing sanction to the making of any structural alteration, addition or renewal in or to industry,—

may, within thirty days of the communication to him of such order, lodge an

appeal to Director General:

Provided that an appeal against the order of the Director General shall be made before the Secretary. The order of the Secretary shall be final.

CHAPTER IV

Power to enter 12. An Inspector or an authorized officer on behalf of Director may, for the purposes of

inspecting or examining any part of industry or of seeing that any provision of this Act or of any rule or regulation made hereunder has been or is being observed at all reasonable times enter any place or building within the limits of the area for which he has been appointed in which he has reason to believe that an industry is in use.

Duty of owner at 13. (1) On any date fixed under this Act for Inspection. the examination of industry the owner thereof shall be bound—

(a) to afford to the Inspector all reasonable facilities for the examination and all such information as may reasonably be required of him;

(b) to have the premises of industry properly prepared and ready for examination in the prescribed manner; and

(c) in the case of an application for the registration of industry, to provide such drawings, specifications, certificates, and other particulars as may be prescribed.

(2) If the owner fails, without reasonable cause, to comply with the provision of sub-section (1), the Inspector shall refuse to make the examination and shall report the case to the Chief

Report of
accidents.

Enforcement and
penalty.

Cognizance of
offence by
courts.

Inspector who shall, unless sufficient cause to the contrary is shown, require the owner to file a fresh application under section-8, 9 and 10 as the case may be, and may forbid him to operate the industry, notwithstanding anything contained during pendency of the registration.

14. (1) If any accident occurs to any industrial part the owner or person in charge thereof shall, within twenty-four hours of the accident, report the same in writing to the Inspector. Every such report shall contain a true description of the nature of the accident and of the injury, if any, caused thereby to the boiler or to the steam-pipe or to any person, and shall be in sufficient detail to enable the Inspector to judge the gravity of the accident;

(2) Every person shall be obliged to answer truly to the best of his knowledge and ability every question put to him in writing by the Inspector as to the cause, nature, or extent of the accident.

CHAPTER - V

15. If a person including an officer or employee of the Directorate, contravenes any provision of this Act, or any rule or regulation, if not specifically provided, he shall be punishable with simple imprisonment for a term which may extend to three years or fine which may extend to ten million rupees, or with both.

16. The Court of Judicial Magistrate of First Class shall take cognizance of any offence punishable under this Act on receiving a complaint in writing made by an officer authorized for the purpose by the Directorate.

CHAPTER - VI

Recovery of
dues.

Regularization.

Indemnity.

Power to make
Rules.

Power to frame
Regulations.

Annual report.

Removal of
difficulties.

17. Any sum due to the Directorate from, or any sum wrongly paid by the Directorate to, any person under this Act, shall be recoverable as arrears of land revenue.

18. Notwithstanding anything contained in any law for the time being in force or judgment, order or decree of any Court, any industry established before the commencement of this Act in violation of the provisions of the Act, may be regularized in accordance with the provisions of rules and regulations and on payment of such fee and fine as may be prescribed.

19. No suit, prosecution or any other legal proceedings shall lie against, any member, officer, servant, expert or consultant of the Directorate of anything done or intended to be done in good faith under this Act.

20. Subject to the provisions of this Act, the Government may, within two (2) years, make rules for carrying out the purposes of this Act.

21. Subject to the provisions of this Act, and the Rules framed there under, approval of the Government, the Directorate may make Regulations as may be necessary to carry out the purposes of this Act.

22. The Directorate shall prepare for every year a report of its activities during that year and submit the report to the Government and Provincial Assembly of Balochistan and in such form and on or before such date, as may be prescribed.

23. The Government may, by order, not inconsistent with the provisions of this Act, provide for the removal of any difficulty which may arise in giving effect to the provisions of this Act.

Repeal and
savings.

24. (1) The Balochistan Industries (Control on Establishment and Enlargement) Ordinance, 1963 (W.P. Ordinance No. IV of 1963) hereby stands repealed.

(2) Save as otherwise provided, the repeal of law under sub-section (1) shall not affect—

(a) the previous operation of the law repealed under subsection (1), or anything duly done or made thereunder;

(b) any right, privilege, obligation or liability acquired accrued or incurred under the repealed law;

(c) any penalty, forfeiture or punishment incurred in respect of any offence committed under the repealed law; and

(d) any investigation, legal proceedings or remedy in respect of any such _ right, privilege, obligation, liability, penalty, forfeiture of punishment as aforesaid and any such investigation, legal proceedings or remedy may be instituted, continued or enforced and any such penalty, forfeiture and punishment may be imposed as if previously repealed law has not been repealed.

(3) Notwithstanding its repeal, anything done or any action taken under repealed law, including,—

(a) every proceeding, appointment, notification, notice, license, rule, regulation, or direction issued,

(b)

(c)

(d)

made or saved;

every tax, rent, fee, rate, or
other charge or sums of money,
collected or due to an
establishment;

every scheme drawn _ up,
contracted or executed; and

every instrument or contract
executed, —

which so far as is in force at the
commencement of this Act, shall be deemed to
have been done or taken under this Act unless
previously altered, modified, cancelled, suspended,
surrendered. Withdrawn or superseded, as the
case may be, under this Act.

(See schedule on next page)

SCHEDULE - I

Negative list of industries, rather than positive list, so that it makes it facilitatory and easier for industrialists.

i. Arms and ammunitions;

ii. Security printing and mint;

iii. High explosives;

iv. Radioactive substances; and

v. Establishment of alcohol manufacturing units / Industrial alcohol.

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