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THE BALOCHISTAN-GAZETTE
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NO. 48 QUETTA TUESDAY DECEMBER 19, 2000

GOVERNMENT OF BALOCHISTAN
LAW DEPARTMENT

NOTIFICATION

Dated QUETTA , the 19" December, 2000

No. Legis: |-122/Law/2000. The following Ordinance made by the Governor of Balochistan on 18" December, 2000, is hereby published for general information:-

BALOCHISTAN ORDINANCE NO.XI OF 2000

THE BALOCHISTAN LOCAL GOVERNMENT ELECTIONS
(SECOND AMENDMENT) ORDINANCE, 2000.

AN
ORDINANCE

further to amend the Baiochistan Local Government Election Ordinance. 2000 (VE of 2000)

WHEREAS., it is expedient further to amend the Balochistan Local Government Elections Ordinance, 2000, in the manner hereinafter appearing.

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AND WHEREAS the Provincial Assembly of Balochistan stands suspended in pursuance of the Proclamation of Emergency of the fourteenth day of October, 1999, and the Governor of Balochistan is satisfied that circumstances exist which render it necessary to take immediate action;

NOW THEREFORE, in pursuance of Article 4 of the Provisional Constitution (Amendment) Order, 1999 (Chief Executive's Order No. 9 of 1999), and in exercise of all powers enabling him in that behalf, the Governor of Balochistan is pleased to make and promulgate the following Ordinance:-

1. Short title and commencement.- (1) This Ordinance may be called the Balochistan Local Government Elections (Second Amendment) Ordinance, 2000.

(2) It shall come into force at once.

2. In the Balochistan Local Government Elections Ordinance, 2000, hereinafter referred to as the said Ordinance, after section 18, the following new section shall be added, namely:-

“18A, Casual Vacancy.- (1) If the seat of a member becomes vacant during the term of office of a council, a new member shall be elected through bye-election and such member shall hold office for the remaining part of such term:

Provided that all bye-elections shall be held once a year on the dates fixed by the Chief Election Commissioner.

(2) The vacancy in the office of Nazim shall be filled by officiating Nazim elected by the members of the council concerned by a majority votes; provided that:

(a) the member so elected shall continue to hold his substantive office as member till

the bye election to fill the vacant office is held:

(b) the Naib Nazim will not be eligible for bye-election or to be officiating Nazim;

(c) in the event of temporary absence of the Nazim, the Naib Nazim of the council concerned shall deputize in place of the Nazim.”

a In the said Ordinance, after section 35, the following new section shall be inserted namely:-

"35A. Power of the Chief Election Commissioner to punish for contempt.-

The Chief Election Commissioner shall have the same power as the High Court has to punish any person for contempt of court under the Contempi of Court Act, 1976 (XL VI of 976), as if reference therein to a "Judge" was reference to the "Chief Election Commissioner".

Dated Quetta, the JUSTICE (RTD) AMIR-UL-MULK MENGAL

18" December, 2000. GOVERNOR BALOCHISTAN.

(SAFDAR HUSSAIN)

DEPUTY SECRETARY LAW.