

THE BALOCHISTAN PROVINCIAL COUNCIL  
ORDINANCE, 1980

(Bal Ordinance VII of 1980)

CONTENTS

SECTIONS

Preamble.

1. Short title, extent and commencement.
2. Definitions.
3. Constitution Composition.
4. Term of office.
5. Resignation of members and casual vacancy.
6. Reconstitution and dissolution of the Provincial Council.
7. Function of the Council.
8. Meetings.
9. Appointment of Committees.
10. Secretariat of the Council.
  
11. Framing of rules.

'THE BALOCHISTAN? PROVINCIAL COUNCIL

Preamble.

Short title, extent  
and  
commencement.

Definitions.

ORDINANCE, 1980

(Balochistan Ordinance VII of 1980)

[26" April, 1980]

An Ordinance to provide for the constitution of the  
Provincial Council for the Province of Balochistan.

WHEREAS, it is expedient to provide for the  
constitution of Provincial Council for the Province of  
Balochistan;

AND WHEREAS, the Governor is\_ satisfied that  
circumstances exist which render it necessary to take immediate  
action;

NOW, THEREFORE, in pursuance of the Proclamation  
of the 5" day of July, 1977°, read with the Laws (Continuance in  
Force) Order, 1977 (C.M.L.A. Order No.1 of 1977)\* 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. (1) This Ordinance may be called the Balochistan  
Provincial Council Ordinance, 1980.

(2) It extends to the whole of the Province of  
Balochistan.

(3) It shall come into force at once and shall be  
deemed to have taken effect from 10.4.1980.

2. (a) "Council" means the Balochistan Provincial  
Council constituted under Section 3 of the  
Ordinance;

(b) "Chairman" means Chairman of Provincial  
Council;

(c) "Division" means a Revenue Division;

(d) "Governor" means the Governor of Balochistan;

This Ordinance was promulgated by the Governor of Balochistan on 20" April, 1980; published in Balochistan Gazette (Extraordinary) No. 85, dated 26" April, 1980. Saved and validated by Article 270-A of the Constitution of the Islamic Republic of Pakistan (1973).

Spelling of the word "Baluchistan", wherever it appears in this regulation, is corrected by insertion of letter "o" instead of "u"; as per Government of Balochistan, S&GAD's Notification No. SORI (4) 6/ S&GAD-89, dated 18" June, 1989.

Proclamation of Martial Law, published in the Gazette of Pakistan, Extraordinary, Part I, dated 5" July, 1977.

Chief Martial Law Administrator Order I of 1977, published in the Gazette of Pakistan, Extraordinary, Part I, dated 5" July, 1977.

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Constitution 3. (1)

"Government" means the Government of Balochistan;

"Member" means member elected or nominated for the Council;

"Ordinance" means the Balochistan Provincial Council Ordinance, 1980;

"Province" means the Province of Balochistan; and

"Secretary" means Secretary of the Council.

As soon as may be, a Provincial Council shall be

Composition. constituted for the Province of Balochistan.

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The Council may consist of: —

(i) All Mayors of Municipal Corporations;  
(ii) All Chairman, District Councils;

Git) All Chairman, Municipal Committees;

(iv) One Chairman, Town Committee from each Division to be elected by all the Chairman to Town Committees in the Division;

(v) One representative of minorities to be elected by all the Local Councillors belonging to the minorities in the Province;

(vi) One representative of workers to be elected by all the Local Councillors representing the special interest group of workers in the Province;

(vii) One woman representative from each Division to be elected by all the Local Councillors representing woman, in the Division;

(viii) One peasant representative from each Division to be elected by the Local Councillors representing the special interest group of peasants;

(ix) | One representative of Trade and Industry

Substituted by Balochistan Ordinance II of 1984; published in the Balochistan Gazette (Extraordinary) dated 6" February, 1984

Term of office.

Resignation of  
members and  
casual  
vacancy.

Reconstitution and  
dissolution of  
the Provincial  
Council.

to be elected by the Balochistan Chamber  
of Commerce and Industry;

(x) One representative of Press to be elected  
by the members of Press representing  
newspapers and periodicals in  
Balochistan;

(xi) One representative of private Medical  
Practitioners to be elected by the Pakistan  
Medical Association, Balochistan Branch;

(xii) One representative of Advocates to be  
elected by the members of the Balochistan  
Bar Council;

(xiii) One representative of Sports  
Organizations to be elected by different  
Sports Organizations, registered with the  
Government of Balochistan;

(xiv) Any other person nominated by the  
Governor. ]

(3) The Governor shall be the Chairman of the  
Council.

(4) The Governor may increase or reduce the number  
of member of the Council.

4. The term of office of the Council shall be as fixed by the  
Government.

5. (1) A member may at any time resign from  
membership by addressing a letter to the Governor and the  
resignation shall take effect from the date on which it is accepted  
by the Governor.

(2) A casual vacancy in the office of the member of  
the Council may be filled in as prescribed under the rules.

6. (1) The Governor may at any time 'dissolve or reconstitute the Council.

(2) The Governor may remove a member of the Council, on any of the following grounds: —

(i) if he absents himself, without reasonable cause, from three consecutive meetings of

+ Balochistan Provincial Council dissolved by the Governor Balochistan with effect from 1<sup>st</sup> day of March, 1985; see Balochista Gazette (Extraordinary) No. 82, dated 6<sup>th</sup> March, 1985.

Function of the  
Council.

Meetings.

the Council;

(ii) if he acts in a manner prejudicial to the  
national interest;

(ii) if he uses his position as a member to  
assist in furthering the cause of any  
Political Party;

(iv) if he is guilty of abuse of power or  
misconduct [:]!

[Provided that no order of removal shall be  
passed against any member unless he has been given opportunity  
of showing cause and of being heard.]

Explanation: — The term misconduct shall  
include bribery, corruption, robbery, favouritism or nepotism or  
any attempt at or abetment thereof.

7. (1) The functions of the Council shall be: —

(a) to advise the Government on matters  
pertaining to Local Councils, Local  
Bodies and such other local authorities as  
may be prescribed;

(b) to advise on the co-ordination of the  
activities of Local Bodies and \_ other  
authorities as aforesaid;

(c) to advise on grants to be made to such  
Councils, Bodies and authorities; and

(d) to undertake such other function as may  
be ?[determined by the Chairman].

(2) The Council shall conduct its business in  
accordance with the rules.

8. (1) 3[The Council shall ordinarily meet once in three

months unless the period is extended by the Chairman.]

(2) The meetings shall be held on such date and at  
such place and time as may be fixed by the Chairman.

Fullstop substituted by a colon and proviso added by Balochistan Ordinance XV of 1984; published in the Balochistan Gazette

(Extraordinary) dated 18" December, 1984.

Substituted for word "prescribed" by Balochistan Ordinance XV of 1980, taken effect from 20" April, 1980; published in the Balochistan Gazette (Extraordinary) No. 224, dated 30" October, 1980. Saved and Validated by Article 270-A of the Constitution of Islamic Republic of Pakistan, 1973.

Substituted by Balochistan Ordinance, XVIII of 1980, taken effect from 20" April, 1980; published in the Balochistan Gazette (Extraordinary) No. 234, dated 6" December, 1980. Saved and Validated by Article 270-A of the Constitution of Islamic Republic

of Pakistan, 1973.

Appointment of Committees.

Secretariat of the Council.

Framing of rules.

(3) The meetings shall be presided over by the Chairman:

Provided that if the Chairman, for any reason, is unable to preside over the meeting of the Council, he may nominate any other person to preside over such meeting.

(4) The Chairman may at any time adjourn the meeting.

9. The Chairman may appoint any member of Committees to facilitate the performance of the functions of the Council and assign such functions as may be determined by the Chairman.

10. The Secretariat of the Provincial Assembly of Balochistan will function as the Secretariat of the Council and the Secretary of the Balochistan Assembly will act as Secretary of the Council.

11. The Government may frame rules! for carrying out the purpose of this Ordinance.

For rules see "The Balochistan Provincial council Rules, 1980"; published in Balochistan Gazette (Extraordinary) No. 90, dated 30" April, 1980, and "The Representation of Women, Workers, Peasant and Minorities in the Provincial Council (Election) Rules 1983"; published in Balochistan Gazette (Extraordinary) No. 25, dated 17" January, 1984.