

EXTRAORDINARY REGH#PERED Ne. S-2771

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BALUCHISTAN PROVINCIAL ASSEMBLY
SECRETARIAT
NOTIFICATION

The 29th July, 1974.

No. Legis-X-(13)'74. The Provincial Assembly of Baluchistan Privileges (ent) Bill, 1974 aering been passed by the Provincial Assembly of Baluchistan on 15th July, 1974 an assented to by the Governor of Baluchistan, is hereby published as an Act of the Provincial Assembly.

THE PROVINCIAL ASSEMBLY OF BALUCHISTAN
PRIVILEGES (AMENDMENT) ACT, 1974.

BALUCHISTAN ACT NO. XIV OF 1974.

AN \
ACT \

to amend the Provincial Assembly of Baluchistan Privileges Act, 1973.

sini ad 4. .

G.P.(Q) 115-550-9-74,

Short title and
commencement,

Amendment of
Section 11 of Act
VII of 1973,

Addition of
Section 11-A in
Act VII of 1973,

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WHEREAS it is expedient to amend the Provincial Assembly of
Baluchistan Privileges Act, 1973 in the manner hereinafter mentioned;

It is hereby enacted as follows:—

1. This Act be called the Provincial Assembly of Baluchistan
Privileges (Amendment) Act 1974, and

(2) It shall come into force at once.

2. In the Provincial Assembly of Baluchistan Privileges Act 1973
(hereinafter called the Act), in section 11 after the word “obstructed”
the words “ or commits contempt of the Assembly in any manner whatsoever”
shall be added.

3. In the Act after section 11 the following new section shall be
added:—

“II-A TRIAL OF PERSONS BY THE ASSEMBLY AND ITS
PROCEDURE- (1) The Punishment mentioned in sub-section (4)
of section 10 and section 11 of the Act may be awarded by the Assembly
itself,

(2) If the Assembly decides to proceed with a matter, as stated
in sub-section (1) above, the Assembly shall refer the Matter to the Committee
on Rules of Procedure and Privileges to consider the charges. The
Committee shall examine the matter and after giving the person or persons
charged an opportunity of being heard, submit its report to the
Assembly within such time as the Assembly may direct:

Provided that the notice shall be served on the person or persons
so charged through the District Magistrate with jurisdiction and after the
service of the notice the Committee shall proceed to consider the charges
and examine witnesses, if any, whether the person or persons charged appear
or do not appear before the Committee. The person or persons charged,
while appearing before the Committee in obedience to the notice, can take
help of a counsel if they so desire, and can examine witnesses in their
defence,

(3) The Committee shall submit its report to the Assembly,

and the Assembly may on a motion by a Member award the punishment
OF exonerate the person or persons so charved as it deems fit.

(4) The decision of the Assembly awarding the punishment
shall be authenticated by the Speaker, and a copy thereof, alongwith the
Person so convicted, if he is Present, be forwarded by the Sectctary to the
District Magistrate, who shall Prepare a warrant of commitment 'under
Section 383 of the Code of Criminal procedure 1898 and send the person

Punishmentis onlyof fineand af it is paid, the District Magistrate
shall inform the Secretary of it at the earliest, {f the convicted

Addition of
Section 11-Bin
Act VII of 1973,

Amendment of

Amendment of
section 13 of
Act VII of 1973,

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Person is not present, when the punishment is awarded by the Assembly, the authenticated decision of the Speaker will be sent to the District Magistrate concerned, who shall issue warrant of arrest of the convicted Person, and after the arrest he shall send him to the District Prison with a warrant of commitment and shall inform the Secretary of the Assembly accordingly,”,

4. In the Act, after section 11-A, the following new section shall be added namely : ‘ 8

“11-B. NO APPEAL, Notwithstanding anything contained in any other law no appeal or other proceeding shall lie “es any order — peoreee r ings taken or punishment awarded y the Assembly u this Act.”

43. Insection 12of the said Act, for sub-vection (I) the following shall be substituted, nameiy:—

7 “(1) Ifthe Assembly does not decide to proceed with the matter in accordance with section 11-A, the Speaker may, and if the Assembly \$0 decides shall, direct the Secretary to lodge a complaint in the Court of competent jurisdiction and the Secretary shall lodge the complaint in writing accordingly.”,

6. Insection 13 of the said Act, for the word “No” at the commencement, the words und comma “Subject to the provisions of section | I-A, Do” shall be substituted.

MUHAMMAD ATHAR

tary.

Provincial Assembly of Baluchistan.