

54. Amendment of Electronic Transactions Ordinance, 2002
(LI of 2002) and pending proceedings.—(1) Sections 36 and 37 of the
Electronic Transactions Ordinance, 2002 (LI of 2002) are omitted.

(2) Any action taken by or with the approval of the Authority or
proceedings pending under the provisions of the Electronic Transactions
Ordinance, 2002 (LI of 2002) repealed by sub-section (1), shall continue and be
deemed to have been taken or initiated under this Act. —

55. Savings of powers.—Nothing in this Act shall affect, limit or
prejudice the duly authorized and lawful powers and functions of the institutions
controlled by the Governments exercised and performed in good faith.

ACT NO. XLE OF 2016

An Act further to amend the Banks (Nationalization) Act, 1974

WHEREAS it is expedient further to amend the Banks (Nationalization)
Act, 1974 (XIX of 1974), for the purposes hereinafter appearing;

AND WHEREAS the Supreme Court of Pakistan in a case reported as
'Muhammad Idris vs Federation of Pakistan, PLD 2011 SC 213° held that the
amendments in question in section 1 of the Banks (Nationalization) Act, 1974,
did not fall within the ambit of sub-clause (a) to (g) of clause (2) of Article 73 of
the Constitution thus could not have been introduced by way of Finance Act,
2007;

It is hereby enacted as follows:—

1. Short title and commencement.—This Act may be called the
Banks (Nationalization) (Amendment) Act, 2016.

(2) It shall come into force at once and shall be deemed to have taken
effect on the 1st July, 2007.

2. Amendment of section 11, Act XIX of 1974.—In the Banks
(Nationalization) Act, 1974 (XIX of 1974), in section 11,—

{a) in sub-section (1), for clause (b), the following shall be substituted,
namely:—

"(b) not less than five and not more than seven other members
including one or more directors whose election by the private
shareholders, removal and other matters shall be governed by the
Companies Ordinance, 1984 (XLVII of 1984)." sand

(i) after the word “Board”, the words “representing the Federal Government’s direct and indirect shareholding”, shall be ad Jed; and

{ii} for clause (d), the following shall be substituted, namely:—
“(d) may be re-appointed for second and final term by the

Federal Government, in consultation with the State Bank of Pakistan, for a further period of three years.”.

ABDUL JABBAR ALI,
Secretary.

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