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/ ISLAMABAD, SATURDAY, JULY 26, 1975

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PART I

Acts, Ordinances, President's Orders and Regulations

NATIONAL ASSEMBLY SECRETARIAT

Islamabad, the 26th July, 1975

The following Acts of Parliament received the assent of the President on the 21st July, 1975, and are hereby published for general information :—

ACT No, Li oF 1975

An Act further to amend the Legal Practitioners and Bar Councils, Act, 1973
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WHEREAS it is expedient further to amend the Legal Practitioners and Bar Councils Act, 1973 (XXXV of 1973), for the purpose hereinafter appearing ;

It is hereby enacted as follows :—

IL. Short title and commencement.—(1) This 'Act may be called the Legal Practitioners and Bar Councils (Amendment) Act, 1975.

(2) It shall come into force at once.

2. Amendment of section 16, Act XX XV of 1973.

and Bar Councils Act, 1973 (KKXV of 1973), in section 16, for clauses Pay and (b) the following shall be substituted, namely :—

“(a) in the case of the Pakistan Bar Council, the vacancy shall be filled by a person elected in accordance with the provisions of section 11 ;
and . ,

(b) in the case of a Provincial Bar Council, the vacancy shall be filled by the person who received, in the same election and from the same district or, as the case may be, group of districts, the highest number of votes next after the member the vacancy in whose seat is to -be filled, or if there be no such person, by a person eligible for election to that Council from the same district or, as the case may be, group of districts who is co-opted by the Provincial Bar Council. ”.

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5. Amendment of section 5, Act LVI of 1973.—In the said Act, in section 5. in sub-section (1), for the words and figure “containing the particulars set out in Schedule II to this Act” the words “in the prescribed form” shall be substituted.

6. Amendment of section 11, Act LVI of 1973.—In the said Act, section 11 shall be re-numbered as sub-section (1) of that section and, after sub-section (1) re-numbered as aforesaid, the following new sub-section shall be added, namely :—

“(2) Any person who attests or verifies any statement or information made or furnished for the purpose of this Act which he knows or has reason to believe to be false in any material particular or which he does not believe to be true shall be punishable with fine not exceeding one thousand rupees, or with simple imprisonment for a period not exceeding three months, or with both. ”.

7. Insertion of new section 17A, Act LVI of 1973.
section 17, the following new section shall be inserted, namely :—

“17A. Power to exempt.—the Registrar-General or an officer authorised by him in this behalf may, by order, in special circumstances to be recorded in writing, exempt any person or class of persons from the requirement of possessing or producing an identity card for any purpose for which it is required by or under this Act to be possessed or produced.”

8. Omission of Schedules I and II, Act LVI of 1973.—In the said Act, Schedule I and Schedule II shall be omitted.

ACT No. LIV of 1975

An Act further to amend the Insurance Act, 1938

WHEREAS it is expedient further to amend the Insurance Act, 1938 (IV of 1938), for the purposes hereinafter appearing :

It is hereby enacted as follows :—

1. Short title and commencement.—(1) This Act may be called the Insurance (Amendment) Act, 1975.

(2) It shall come into force at once.

2. General amendment, Act IV of 1938.—In the Insurance Act, 1938 (IV of 1938), hereinafter referred to as the said Act, for the words “Central Government”, wherever occurring, the words “Federal Government” shall be substituted.

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3. Amendment of section 29, Act IV of 1938.—In the said Act, in section 29, in sub-section: (8),—

(a) in clause (c),—

(i) for sub-clause (iii) the following shall be substituted, namely —

“ (iii) the loan does not exceed such amount as may be prescribed and is subject to such conditions, including conditions as to interest and the time allowed for its payment, as may be prescribed ;” ; and

(ii) after sub-clause (iii) substituted as aforesaid, the following new sub-clause shall be added, namely :—

“(iv) the aggregate of such loans in respect of the life insurance business of the insurer does not exceed such amount as may be prescribed ;” ; and

(b)

(i) in the proviso, after the word “insurer”, the words “ other than the State Life Insurance Corporation of Pakistan” shall be inserted and for the full stop at the end a colon shall be substituted ; and

(ii) after the proviso amended as aforesaid, the following further proviso shall be added, namely :—

“Provided further that, in respect of the life insurance business of an insurer, the total amount outstanding in respect of temporary advances made on or after the 1st January, 1975, shall not exceed at any time one-tenth of one per cent of the life insurance fund in the case of employees on the one hand and one-tenth of one per cent of the life insurance fund in the case of insurance agents and employers of agents on the other. ”.

In the said Act, in sec-

4. Amendment of section 40A, Act TV of 1938.

(a) in sub-section (1), in the proviso,—

(i) in clause (c), after the semi-colon at the end, the word “and” shall be added :

(ii) for clauses (d), (e) and (f) the following shall be substituted, namely :— .

“(d) the proportion of business not lapsing out of the business procured by the agent to the business so procured.”; and

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(b) in sub-section (3A), in the proviso, for clauses (d), (e), (f), (g) and (h) the following shall be substituted, namely :—

“(d) the proportion of business not lapsing out of the business
“procured by the employer of agents to the business so
procured ; and

(e) the number of employers of agents intervening between the insurer and the insurance agents.

5. Amendment of section 42A, Act IV of 1938.—In the said Act, in section 42A, in sub-section (5), in clause (iv), after the brackets and figure “(iv)”, the words and comma “except in such circumstances as may be prescribed,” shall be inserted.

6. Amendment of section 114, Act IV of 1938.—In the said Act, in section 114, after sub-section (1), the following new sub-section shall be inserted, namely :—

“(1A) Such rules made within three months of the commencement of the Insurance (Amendment) Act, 1975, to prescribe the matters to be prescribed for the purposes of section 40A may be made so as to have effect from any day not earlier than the first day of December, 1974,”.

7. Amendment of section 120B, Act IV of 1938.—In the said Act, in section 120B, for the words “East Pakistan and in any other” the word “any” shall be substituted. ;

8. Repeal.—The Insurance (Amendment) Ordinance, 1975 (VI of 1975) is hereby repealed.

ACT No. LV of 1975

An Act to determine the salary, allowances and privileges of the Chief Election Commissioner.

WHEREAS it is expedient to determine the salary, allowances and privileges of the Chief Election Commissioner ;

It is hereby enacted as follows :—

1. Short title and commencement.—This Act may be called Election Commissioner (Salary, Allowances and Privileges) Act, 1975.

(2) It shall come into force at once.