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PART  
cts, Ordinances, President's Orders and Regulations  
NATIONAL ASSEMBLY OF PAKISTAN

Islamia the UI Afar LUFT

The following Acts of Parliament received the assent of the President on the  
5th May, 1977, and are hereby published for general information.

ACT No. ME Or PPT

An Act to provide for effective prevention of smuggling and for matters connected therewith.

WHEREAS it is expedient to provide for effective prevention of smuggling and  
for matters connected therewith |

It is hereby enacted as follows --

## CHAPTER 1 PRELIMINARY

1. Short title, extent and commencement. (1) This Act may be called the  
Prevention of Smuggling Act, 1977,

(2) It extends to the whole of Pakistan.

(3) It shall come into force on such date as the Federal Government may  
by notification in the official Gazette, appoint.

2. Definitions.—(1) In this Act, unless there is anything repugnant in the  
subject or context,—

(a) "associate" in relation to a person, means

(i) any individual who is or has been residing in the residential  
premises, including a household and servant-quarters, of such  
person ;

(ii) any individual who is or has been managing or keep-  
ing the accounts of such person :

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Price: Rs. &?

[1523 Ex, Gaz.]

ACT No. XVI of 1977

An Act to amend the Representation of the People Act, 1976

WHEREAS it is expedient to amend the Representation of the People Act, 1976 (LXXXV of 1976), for the purpose hereinafter appearing ;

It is hereby enacted as follows :—

1. Short title and commencement.—(1) This Act may be called the Representation of the People (Amendment) Act, 1977.

(2) It shall come into force at once.

2. Insertion of new section 103A, Act LXXXV of 1976,—In the Representation of the People Act, 1976 (LXXXV of 1976), after section 103, the new section shall be inserted, namely :—

“103A. Power of Commission to punish for contempt.—The Commission shall have the same power as the High Court has to punish any person for contempt of court and the Contempt of Court Act, 1976 (LXIV of 1976), shall have effect accordingly as if reference therein

to a “court” and to a “judge” were a reference, respectively, to the “Commission” and “a member of the Commission.”.

3. Repeal.—The Representation of the People (Amendment) Ordinance, 1977 (VIII of 1977), is hereby repealed.

ACT No. XVII OF 1977

An Act further to amend certain laws relating to industrial relations and welfare of workers

WHEREAS it is expedient further to amend certain laws relating to industrial relations and welfare of workers for the purposes hereinafter appearing ;

It is hereby enacted as follows :—

1. Short title, extent and commencement.—(1) This Act may be called the Labour Laws (Amendment) Act, 1977,

(2) It extends to the whole of Pakistan.

(3) It shall come into force at once.

2. Amendment of certain laws.—The laws specified in the First Schedule shall be amended in the manner specified in the fourth column thereof.

3. Repeal.—The Labour Laws (Amendment) Ordinance, 1977 (IX of 1977), is hereby repealed.

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THE FIRST SCHEDULE

{See section 2)

Sl. Number and Year of Shert title : : Ametilment ~  
No, Act or Ordinance

] 2 3 4

1. Act VITI of 1923 .. The Workmen's Com- (1) For Schedule [¥ the Schedule set  
pensation Act, 192%, Out in the Second Schedute to

this Agt shall be substi-  
tuted.

2. Act XXV of 1934 .. The Factories Act, 1994. €}} In seclien \$0, for the word,  
“twelfth” the word “four  
teenth”? shall le substituted.

(2) In segitan 31, for the word  
“daelfih “ the werd “ fout-  
teent \* shall be substituted.

{In section §2, in sub-section  
Qj, inc au-e fa). for the word  
“owelPih ’ tne ward “\* four.  
tcenth \* shai bo subsihuee.

3. Act FV af 1936 .. The Payment of Wages (1) In section 3, in ciguse fiiij, in  
Act, 1936 sub-clause { @), the words “in  
ahy madusteiel eslablishment \*\*

shail be omitted

(2) In section 18,—  
(al in sub-section (2),—

{f) after the words \*\* pay-  
ment of wastes”, the  
Commas and words  
“loTuofany dues relat:  
ing lo provident fund or  
gtatuity payable under  
any law, shall be in-  
seTted ; and

Ui) ofter the werd and  
comma “Act,”” Lhe words  
and comma” or any of  
the heirs of an employed  
petsen who has died, “\*  
shall he inserted; and

{dj in sub-section (3), afier lthe  
words “employed persan ”,

utsursine for the first time,  
ie vards and commas © or,  
iP the applecant is one of the  
heirs of an employed per  
30n, the payment te suck  
aplicunt. " shall be inserted.

(3) Vn section 17. in subsection €1},  
for clause (b) the lollowing shall  
be substituted. namely :—

“ (A) by an employed persen er,  
Wf be has diel, by any  
of his Reis, Jf the total  
amount of wages clainied (0  
have heer withheld from the  
employs! pereon or fiom  
th: unpa'd group 10 which be  
belonged excerds fifty rupees,  
er”,

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4 Act XXV of 1933 .. The Employment of (1) In section 3, in sub-section (3), Children Act, 1934, for the word "twelfth" the Word "fourteenth" shall be

substituted, .

(2) In section 3. For the word "twelfth" the word "fourteenth" shall be substituted,

5. Act X of 1948 .. The Companies Profits (1) In section 3, in sub-section (1),— (Workers Participation) (2) in clause (a), the word "and" Act, 1968, at the end shall be omitted ;

and

(6) for clause (b), the following shall be substituted, namely—

"Subject to the provisions, if any, Pay every share to the Purholders; after the close of that year fifty per cent of its profits during such year, which shall, where the accounts have been audited by an auditor appointed under section 234 of the Industrial Relations Ordinance, 1919 (X of 1919), be assessed on the basis of such audit; and

fe) furnish to the Federal Government and the Board, not later than nine months after the close of every financial year, audited accounts for that year, duly signed by

its auditors."

42) In section 3, in sub-section (1) after the word "the Government" inserting "for the first time", the amendments were by

net later than won ibs,"  
shall be taserced.

(3) In section §, --

ta) for subsections 11) and 02}  
the following shall be substituted, as nearly as

"(ly Where company -. which  
the scheme applies: fails to  
comply with any of the  
provisions of this act or the  
scheme, every director,  
manager or other officer  
responsible for the manage-  
ment of the affairs of the  
company shall, if the Federal  
Government by order so  
directs, pay by way of  
penalty a sum which may  
extend to one thousand ru-  
pees and, in case of a  
continuing failure, so much  
sum as may extend to  
one thousand rupees for  
every day after the first  
day on which the failure  
continues";

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2 3 + ,  
brackets and figure \*\*{2}"  
the brackets and figure \*(i)"  
shall be substituted : and

fe) in sub-section (4), the words,  
brackets aiul figere " or sub-  
section (2)" shall be omitted.

6 W.P. Ordinance No. YITI The West Pakistan Shops In section 2, in clause fc}, for the  
af 1969, and Establishment = word \*\* twelfth \* the word, "© four-

Ordinance, L969. tecnth °, shall be substituted.  
?. Ordinance XXIN of 1969. The Industtiad Relatiuns (1) In section 224, ja s.:b-section  
Ordinagce, 1969, (8) in clause €F, the words

"of unfair fabour practices"  
shall be omitted.

(2) In section 254, subsections  
(6) & (7) shall be omitted.

{3) In section 26, in sub-section  
(2), for the words 'within ten  
days of the receist of the  
coTomunication by — bilateral  
ncgatizliens \* the wards " by  
bilatersl nvsotations within ten  
days of Ue rescipt of the  
communication of within such  
further pericel os thay he agreed  
upon by the parties" shall be  
substituted,

44) In section 35, in sub-sec(ion  
34 for the full siop at the  
enc! a cofon shall be substituted  
und thereafter the following  
proviso shall be added, name  
¥ s—

"Provided that the Pra-  
vincial Government of Bgluchis-  
tan may, after consultation  
with the Federal Government,  
appoint any person net so  
qualified te be the Presiding  
Officer of a Labor Court,

(S) in section 36, in sub-section  
(3), the commas and words  
“and shall, for the purpose of  
appeal from a sentence passed  
by it, be deemed to be a Court  
of Session under that Code<sup>TM</sup>  
shall be omitted,

66) In section 37,—

{a} in sub-section (3) :-

di) after the figure and  
letter “\* 254 \*\* the words,  
“Fines and brackets” are  
Section 34 or a Sentence  
passed under clause (c)  
of sub-section (5) of  
section 33 “shall be  
inserted ; and

Vi) after the word “de-  
livery”, the words “or  
otherwise shall be  
inserted + and

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for sub-section (4) the  
following shall be substituted,  
namely :—

“(q) Save as otherwise expressly provided in this Ordinance, all decisions of, and all sentences passed by, a Labour Court shall be final and shall not be called in question in any manner by or before any court or other authority. ”.

(7) In section 33,—

(a) In sub-section (3), after the

figure and letter “2S5A”,  
the words, figure and  
brackets “ of section 34  
of a Sentence passed under  
clause (c) of sub-section  
(5) of section 35” shall  
be inserted ; and

(6) after sub-section (3), amend-

13) In  
(6),

as aforesaid, the following  
new subsection shall  
be inserted, namely ;—

“(3a) the Tribunal may,  
on its own motion  
at any time, call for  
the record of any

case or proceedings  
under this Ordinance  
in which a Labour  
Court within its  
jurisdiction has passed  
an order, for the  
purpose of satisfying  
itself as to the correct-  
ness, legality, or  
propriety of such  
order, and may pass  
such order in relation  
thereto as it thinks  
fit ;

Provided that no  
order under this  
sub-section shall  
be passed revising or  
modifying any order  
adversely affecting  
any person without  
giving such person a

reasonable opportunity  
of being heard

section 43, in sub-section  
for the words " Junior

Labour, "Court" the words  
"Labour Court" shall be  
substituted.

—.

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typ in seetion 63, Jur Lhe full stop  
at the end a colon shall be  
substituled and ihiteafter the  
following proviso shall be added,  
namely —

“ Provided thal, where a  
Company has intimated \* 7) ta  
Government in writing \_-thc  
name Of any of its directors  
restden! in Pakisian whom iL  
has norninuted for the parpusc  
of this section and the offence  
is committed while such direc-  
tor Continues to be sc nominated,  
only such director shall be so  
deemed to be guilty of such  
offence. ”,

#### THE SECOND SCHEDULE

(See the First Schedule, Serial No, 1)

##### “SCHEDULE IV

(See section 4)

#### COMPENSATION PAYABLE IN CURTAIN CASES

Amouot of compensa-

Monthly wapes of che tion for  
woktkaan injured. ere --- = Half monthty payient as cempunsg-  
Permanent tine far temporary disablement.  
Death lentil dis-  
adloment.

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Re. Ne ¥. Rs, aj+ of the imunthly wages during  
a 150 12,000 17,000) the period of disablement or a

250 0 13,500 19,000 peried of Gat youl, cephoned ftom  
300 350 15,000 21,000 the date of injury, whichever is  
thereafter only in cases

less god 1

of chronic Tung diseases 1/6 of the

monthly wages during the period of disablement or for a period of 5 years, reckoned from the date of injury, whichever is less.

450 1,000 15,000 21,1105 YS of the monthly wages during the period of disablement or a period of one year, reckoned from the date of injury. whichever is less. and thereafter only in cases of chronic Jung diseases (1/8 of the monthly wages during the period of disablement or for a period of 5 years, reckoned from the date of injury, whichever is

M. A. HAQ,  
Secretary.

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