

Che Gayette if :

EXTRAORDINARY
PUBLISHED BY AUTHORITY

ISLAMABAD, TUESDAY, FEBRUARY 18, "1975

PART I

Acts, Ordinances, President's Orders and Regulations

NATIONAL ASSEMBLY SECRETARIAT

Islamabad, the 18th February, 1975

The following Acts of Parliament received the assent of the President on the 13th February, 1975, and are hereby published for general information :—

eee

Acr No. XXI oF 1975

An Act to amend the Political Parties Act, 1962, for the purpose of bringing its provisions into accord with the Constitution

WHEREAS it is expedient to amend the Political Parties Act, 1962 (III of 1962), for the purpose of bringing its provisions into accord with the Constitution;

It is hereby enacted as follows :—

1. Short tide and commencement.—(1) This Act may be called the Political Parties (Amendment) Act, 1975.

(2) It shall come into force at once.

2. Amendment of section 2, Act HI of 1962.—In the Political Parties Act, 1962 (III of 1962), hereinafter referred to as the Act, in section 2,—

(i) for clause (a) the following clause shall be substituted, namely :—

“(a) ‘Constitution’ means the Constitution of the Islamic Republic of Pakistan ;”; and

Gi) clause (b) shall be omitted.

mad

Price: Ps. 13

[1497 Ex. Gaz]

ere ee —————

3. Amendment of section 3, Act mw of f 1962.—In section 3 of the Act,—

(i) for sub-section {1} the following shall be substituted, namely :—

“(1) No political party shall be formed with the object of propagating any opinion or acting in any manner prejudicial to the sovereignty or integrity of Pakistan.” ; and

{ii) sub-section (2) shall be omitted.

4. Amendment of section 4, Act III of 1962.—In section 4 of the Act,—

(a) in clause (1), the word “or” shall be added at the end; and

(b) for clauses (2) and (3) the following shall be substituted, namely :—

“(2) for any person, not being in the service of Pakistan,—

(a) to be a member or office bearer of, or be otherwise associated with, a political party; or

{b) for the purposes of an election to be held under the Constitution, to hold himself out or any other person, not being a person in the service of Pakistan, as a member or to have the support of a political party. the formation, organisation or setting up of which is not prohibited by this Act. ”.

5. Omission of section 5, Act IE of 1962.—Section 5 of the Act shall be omitted.

6. Substitution of section 6, Act IMT of 1962.—For section § of the Act the following shall be substituted, namely :—

“6, Dissolution of political parties—(1) Where the Federal Government is satisfied that a political party has been formed or is operating in a manner prejudicial to the sovereignty or integrity of Pakistan, it shall make such a declaration and publish the same in the official Gazette, and upon such publication, the political party concerned shall, subject to the provisions of sub-section (2), stand dissolved, and all its properties and funds shall be forfeited to the Federal Government.

(2) Within fifteen days of making a declaration under sub-section (1), the Federal Government shall refer the matter to the Supreme Court whose decision on such reference shall be final.™.

7. Amendment of section 7, Act HIT of 1962.—In section 7 of the Act,—

(i) sub-sections (1) and (3) shall be omitted; and

(ii), in sub-section (2).

(a) the words, figure and brackets “sub-section (2) of” shall be omitted ; and

(b) for the words “two years”, the words “three years” shall be substituted.

8. Amendment of section 8, Act III of 1962.—In section 8 of the Act, sub-section (2) shall be omitted and shall be deemed to have been omitted with effect from eighth May, 1974.

9. Omission of section 8A, Act IIT of 1962.—Section 8A of the Act shall be omitted.

“eo THE GAZETTE OF PAKISTAN, EXTRA. FEB. 18, 1975 [PART {

10. Amendment of section 9, Act IH of 1962.—In section 9 of the Act, for the words “Central Government”, the words “Federal Government” shall be substituted.

11. Repeal—The Political Parties (Amendment) Ordinance, 1974 (XXI of 1974), is hereby repealed.

Act No. XXII OF 1975

An Act further to amend the Constitution of the Islamic Republic of Pakistan

WHEREAS it is expedient further to amend the Constitution of the Islamic Republic of Pakistan for the purposes hereinafter appearing ;

It is hereby enacted as follows :—

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

(2) It shall come into force at once.

2. Amendment of Article 10 of the Constitution—In the Constitution of the Islamic Republic of Pakistan. hereinafter referred to as the Constitution, in Article 10,—

(a)

(b)

(c)

in clause (4), for the words “one month” twice occurring the words “three months” shall be substituted ;

in clause (5), for the words and comma “as soon as may be, but not later than one week” the words “within fifteen days” shall be substituted : and

in clause (7), in the proviso, after the word “enemy”, the commas and words “, or who is acting or attempting to act in a manner prejudicial to the integrity, security or defence of Pakistan or any part thereof or who commits or attempts to commit any act which amounts to an anti-national activity as defined in a Federal law or is a member of any association which has for its objects, or which indulges in, any such anti-national activity ” shall be added.

3. Amendment of Article 232 of the Constitution.—In the Constitution, in Article 232, in clause (7), for paragraph (b) the following shall be substituted,

namely :—

“(b)

shall, subject to the provisions of paragraph (a), cease to be in force

upon a resolution disapproving the Proclamation being passed by the votes of the majority of the total membership of the two Houses in joint sitting. ”.

FATEH KHAN BANDIAL,
Secretary.

PRINTED BY THE MANAGER, PRINTING CORPORATION OF PAKISTAN PRESS, ISLAMABAD

PUBLISHED BY THE MANAGER OF PUBLICATIONS, KARACHI