

of Pakistan

EXTRAORDINARY
PUBLISHED BY AUTHORITY

ISLAMABAD, MONDAY, MAY 16, 1977

PART I

Acts. Ordinances, President's Orders and Regulations

NATIONAL ASSEMBLY SECRETARIAT

fteamabad. fhe fOoth Mav, WITT

— The following Acts of Parliament received the assent of the President on the 13th May, (1977, and are hereby published for general information :

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So det hes Mier to cuieead certain figs coleting fer Ue aadvilese scl the ancasbers af Hie Vettouel aad Prarinetal dyscuibilfes,

; Wiislhas ibis experdini: frrthe: te aretoaed cen Laws rehding tr the re vileges of the members of the National and Provincial Assemblies for the purposes hereinafter appearins ;

ANn wukeias che Prochunglion of Unies offeroel tain Article 280 pf the Constitution of the Islamic Republic of Pakistan as varied by the Proclamation of Emergency issued on the 21st day of April, 1977, under Article 336 of the said Constitution. is in [oree :

Tt ws hereby enueld as Zollows :

1. Short title and commencement. (1) This Act may be called the Privileges of Members of the National and Provincial Assemblies (Amendment) Act, 1977.

(2) It shall come into force at once and shall be deemed to have taken effect on the [1st day of March, 1977,

>. Amendment of certain laws. The laws specified in column 3 of the Schedule are hereby amended to the extent specified in column 4 thereof.

3. Repeal.- The Privileges of Members of the National and Provincial Assemblies (Amendment) Ordinance, 1977 (XIE of 1977), is hereby repealed.

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25; THE GAZETTE OF PAKISTAN, EXTRA., MAY 16, 1977 [Part T

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ACT No. XXII] oF 1977

in fet further te nerend the Lame Reforms (Baluchistan Pat Feeder Canati Rlegacfation. LOT2.

WREREAS it is expedient further to amend the Land Reforms (Baluchistan Pat Feeder Canal) Regulation, 1972, for the purpose hereinafter appearing -

AND wWhHtaeas (he Proclamation of Emergency referred to in Article 2Be of the Constitution of the Islamic Republic of Pakistan is ip force; it is hereby enacted as follows :

1. L. Short title and commencement.. (i) This Act may be called the Land Reforms (Baluchistan Pat Preder Canal) (Amendment) Act, 1977.

2) It shall come into force at once,

2. Amendment of paragraph 17 of Land Reiorms (Baluchislan Pat Feeder Canal) Regulation.—In the Land Reforms (Baluchistan Pat Feeder Canal) Regulation, 1972, in paragraph !7, in ckiuse (a) of the third proviso, for the figures, letters, words and comma "31st day of March, 1977" the figures, letters, words and comma "31st day of March, 1978" shall be subslituted and shall be deemed to have been so substituted on the first day of April, 1977,

3. Repeal. "The Lund Reforms (Baluchistan Pat Feeder Canal) Amendment) Ordinanoz, 1977 (XIX af 1977). is bereby repealed.

fsfazsahad, te Voth Mdtee, (Oey

The iotfowing Act of Parliament received the assent af ibe President or.

che 16th May, 1977. amd is hereby published for general information :—
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It is hereby enacted as follows :

1. Short iitke, commencement and duration. -(1) Vhis Act may be called the Constitution (Seventh Amendment) Act. 1977,

1 Jt shall come imte Joree ai ance aud section 4 hall be deemed ta huve laken effect on the twenty-first day of April. 1977.

13s Sectxe 2 shall ceuse be he in fares ma ihe thirietl day of September,

2. Insertion of new Article 6A in the Constitution. -In the Constitution of the Islamic Republic of Pakistan, hereinafter referred to as the Constitution, after Article 96, the following new Article shall be inserted, namely: -

"996A. Referendum to confide in the Prime Minister--() 1 at any time the Prime Minister considers it necessary to obtain a vote of confidence of the people of Pakistan through a referendum, he may advise the President to cause the matter to be referred to a referendum in accordance with law made by Parliament,

Part J]

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THE GAZETTE OF PAKISTAN, EXTRA, MAY 16, [977 255

The law referred to in clause (1) shall provide for the constitution of a Referendum Commission and the manner and mode of holding a referendum.

On receipt of the advice of the Prime Minister under clause (1), the President shall call upon the Referendum Commission to conduct a referendum amongst the persons whose names appear on the electoral rolls for the immediately preceding general elections to the National Assembly as revised up-to-date.

Any dispute arising in connection with the counting of votes at a referendum shall be finally determined by the Referendum Commission or a member thereof authorised by it and, save as aforesaid, no dispute arising in connection with a referendum or the result thereof shall be raised or permitted to be raised before any court or other authority whatsoever,

If, on the final count of the votes cast at the referendum, the Prime Minister fails to secure a majority of the total votes cast in the matter of the confidence of the people of Pakistan, he shall be deemed to have tendered his resignation within the meaning of Article 94.",

3. Amendment of Article 101 of the Constitution.—In the Constitution, in

Article 101, in clause (2A), for the words, brackets, letter and figures "an Order under paragraph (c) of clause (2) of Article 232 of a Proclamation under" the words and figure "a Proclamation under Article 232 or" shall be substituted.

4. Amendment of Article 245 of the Constitution.—In the Constitution,

Article 245 shall be renumbered as clause (1) of that Article and, after clause (1) renumbered as aforesaid, the following few clauses shall be added, namely :—

"(2

(3)

(4)

The validity of any direction issued by the Federal Government under clause (1) shall not be called in question in any court.

A High Court shall not exercise any jurisdiction under Article 199

in relation to any area in which the Armed Forces of Pakistan are, for the time being, acting in aid of civil power in pursuance of Article 245:

Provided that this clause shall not be deemed to affect the jurisdiction of the High Court in respect of any proceeding pending immediately before the day on which the Armed Forces start acting in aid of civil power.

Any proceeding in relation to an area referred to in clause (3) instituted on or after the day the Armed Forces start acting in aid of civil power and pending in any High Court shall remain suspended for the period during which the Armed Forces are so acting."

M. A. RAY,
Secretary.

PRINTED By THE MANAGES. PREATING. COMPONNTION OF PAKISTAN PRESS, ISLAMABAI:

PUBLISHED BY THE MANAGER OF PUBLICATIONS, KARACHI