

4 §. 1833  
REGISTERED No, Fea

7

of Pakistan

EXTRAORDINARY  
PUBLISHED BY AUTHORITY

ISLAMABAD, MONDAY, MAY 16, 1977

PART I

Acts, Ordinances, President's Orders and Regulations

NATIONAL ASSEMBLY SECRETARIAT

Islamabad. the Fifth May, 1977

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

WO No NW 100 PUT

So that he may be able to give certain rights relating to the use of the members of the House of Representatives and Provincial Assemblies,

; With this object in view, the following Laws relating to the rights and privileges of the members of the National and Provincial Assemblies for the purposes hereinafter appearing ;

AN Act to amend 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 force :

It is hereby enacted as follows ;

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 come into force on the 1st day of March, 1977,

2. 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Privileges of Members of the National and Provincial Assemblies (Amendment) Ordinance, 1977 (XII of 1977), is hereby repealed.

Printed by the  
[L899 lix. Gas]

## THE SCHEDULE

{See section, 2)

Year No. of the Statute'

of the Short Title of the Statute Amendments

statute

I 2 3 4

ge i

1963 ix The Members of the 4. in section 3, in sub-section (1), the

National Assembly words and comma " of before any

(Exemption from Pre- Election Tribunal.\* — shall be

preventive Detention and omitted.

Personal Appearance)

Ordinance, 1963. +, In Section 4,—

(2) in subsection (1),—

G@) the commas and words

\*\* and no Election Tribu-

nal." shall be omitted.) :

and

Gi) the words and commas

"or Tribunal, as the case

may be," shall be omitted ;

and

(8) in sub-section (2,—

G) the commas «and words <sup>TM</sup>

. our before any Elec. ,

tional Tribunal.' shall be

omitted ; and

Cif) the words 'Sar Tribynsl

shall be omitted,

2, read Act if. The Provincial Assembly 1. In section 4, in sub-section (1),—

197 Punjab of the Punjab Privileges , ; .

Act, 1972. fa) the words "or Election Tri-

bunal\*? shall be omitted <

aa

{6} for the following words

" , Commission or Tribunal

the words " of Commission "

shall be substituted 7.

2 In section 4,—

(a) in sub-section (1).—

G) the words "or Election

Tribunal" shall be omitted:

and

(if) for the comma and wordy

"| Cenmmékan or Traea-  
nal" the words ~ or  
Commission \*\* shall be  
sibstituled + and

(8) in sithy s2ctran (2),—

(i) dine words "ior Election  
Tribunal' shall he omit-  
tut 3 and

téi} for ihe comma and words  
") Cammitsston ot Triby-  
nal" the words "of  
Commission "shalt he  
siubaiiued,

] = a "4

1975. NWEF Act X¶IT. 'The Province! Arseny 1. In section 4, in sub-section (f),—

ofthe = North-w . yy © or Electi ibu-  
Frontier Proving fa) the words \* or Election Tribu

nal" shall be omltted s and  
aTy 3  
viteges Act, 1 () for the comma and wards  
"l Cammisdon or Tribunal "  
the words "or Commission  
shall be wibstituted sand

2. In seetion 3,—

(a) [mn sub-section (1},—

) the words "or F:loction  
Tribunal'? shai hu:  
omitted : and

(fi) for the comma and words  
"l Commissson or Tribu.  
nai" the wards "oat  
Commission shall be  
substituted ; and

(d) in éyb<action (},—

(0 the words "er Election  
Tobunal" shail he ocnit-

7 an  
(it) for the comma and words  
", Cenunission or Tri-  
buna" ihe Words " ar  
Commission shall be

spbatitiited.  
1975, Sid Ack XL Thy Sind Provincial In section 4. for the Ccomma and words  
Assembly (Members) ", Commissian or Tr foun: u\*, twice  
Privileges Act, 1975. vecurring, the words ar Commis-

tien \*\* shatl be substituted,

1975. Batuchistan Act VI, The Provincial Assembly 4. In section 4, in sub-section ¢ H—  
of Raluchistan Privt:

fa} the words "or Election Tridu-  
loges Aci. 1975. nal\* shall be omitted! ;  
and

(4) for the comrag ant wards  
"Commission of fribyral \*\*  
the words "or Commission  
shall he scibpuitutesd,

2. In section 5,—  
(4) in sud-section (1)},--

) the words "or Flation  
Trehunal™\* shall be amit.  
ted > and

Cf) for the comimy\* aad wards  
", Commisstan or Tri-  
dynal™ the wards "ar

Commiusstan shall be  
Substituted = anit

(5) tn sub-section (7,—  
ti) the words \* or Tection

Tritainal \* shall he ami-  
ied 5 and

cp for the comma and words  
"Commission or Tribu-  
may"? the wards or  
Commissien " shatl be  
Substituted,

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

SS — 0 8 oe — E — eeeeeeeoeooooeQS

ACT No. XXII] oF 1977

fn fet further te nerend the Lame Reforms (Baluchistan Pat Feeder Canati  
Rlegacfatation. 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 ot Emergency referred to in Article 2Be  
of the Constitution of the Islamic Republic of Pakistan is ip force;  
ft is hereby enacted as follows ;

\_L. Short title and commencement.. (i) This Act may be called the Land  
Relorms (Baluchistan Pat Preder Canal) (Amendment) Act, 1977.

2) It shall come inte 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. "Fhe 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 :—  
Wo Now NATH oF 1977

fu ded faster fa aend the Coastiatton af the fstanii Nepeblie of Pakistan

Workias it is axpedwent Further te cacuered the Corstititiern of the [slannis:  
Republic of Pakistan [or the purposes lreremalter appearing ;

It is hereby enacted as follows :

|. 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 cease be he in fares ma ihe thirtielt 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: -

"96A. Referendum to confide in Prime Ministers--(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]

(2}

(3)

14)

265

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

The law referred to in clause (1) shall provide for the constitution of 4 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 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 new 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 MANAGER, PRINTING COMMISSION OF PAKISTAN PRESS, ISLAMABAD:

PUBLISHED BY THE MANAGER OF PUBLICATIONS, KARACHI