

**A
BILL**

*to amend the Khyber Pakhtunkhwa Appointment
of Law Officers Act, 2014.*

WHEREAS it is expedient to amend the Khyber Pakhtunkhwa Appointment of Law Officers Act, 2014 (Khyber Pakhtunkhwa Act No. XXXVII of 2014). for the purpose hereinafter appearing:

It is hereby enacted as follow:

1. Short title and commencement.---(1) This Act may be called the Khyber Pakhtunkhwa Appointment of Law Officers (Amendment) Act, 2018.

(2) It shall come into force at once.

2. Amendment of section 4 of the Khyber Pakhtunkhwa Act No. XXXVII of 2014.--- In the said Act, in section 4,-

(1) in sub-section (1).-

(a) in clause (a).-

(i) in sub-clause (ii), for the word, brackets and figure "ten (10)" the word, brackets and figure "eight (08)" shall be substituted:

(ii) in sub-clause (ii) as so amended, the semi-colon shall be substituted with a colon and the word "and" appearing at the end shall be deleted and thereafter the following proviso shall be added, namely:

"Provided that in case of Barrister or LLM from foreign country, the enrolment period as an advocate of the Supreme Court or High Court shall be seven (07) years; and";

(b) in clause (b).-

(i) in sub-clause (ii), for the word, brackets and figure "seven (07)" the word, brackets and figure "five (05)" shall be substituted;

(ii) in sub-clause (ii), as so amended, the semi-colon shall be substituted with a colon and the word "and" appearing at the end shall be deleted and thereafter the following proviso shall be added, namely:

"Provided that in case of Barrister or LLM from foreign country, the enrolment period as an

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advocate of the Supreme Court or High Court shall be four (04) years; and"; and

(2) in sub-section (2), the words "is or" shall be deleted.

3. **Substitution of section 7 of the Khyber Pakhtunkhwa Act No. XXXVII of 2014.**---In the said Act, for section 7, the following shall be substituted, namely:

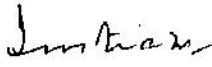
"7. Restriction on appointment of Legal Advisors or engaging Private Counsels etc.--- (1) No Legal Advisor or Private Counsel shall be appointed or engaged for conducting Government litigation except in unavoidable circumstance and the engagement of such Legal Advisor or Private Counsel is in the public interest.

(2) For the purpose of sub-section (1), the Advocate General shall certify that the appointment or engagement of such Legal Advisor or Private Counsel is in the best public interest."

STATEMENT OF OBJECTS AND REASONS

It is desirable to amend the Khyber Pakhtunkhwa Appointment of Law Officers Act, 2014 (Khyber Pakhtunkhwa Act No. XXXVII of 2014). Hence, this Bill.

Peshawar,
dated the: 15 / 03 / 2018.


MINISTER-IN-CHARGE

Minister for Law
Ministry of Law and Human Rights,
Government of Khyber Pakhtunkhwa


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