



to provide for the implementation and enforcement of the measures to prevent and control of diseases in the Province of the Khyber Pakhtunkhwa

WHEREAS it is expedient to provide for the implementation and enforcement of the measures to prevent and control spread of disease, provide for the disease surveillance, detection, and reporting system from grass root to Provincial level, and to provide health response through analysis of the problem and development of specific approaches in the Province of the Khyber Pakhtunkhwa and for matters incidental thereto and connected therewith;

It is hereby enacted as follows:

**Chapter – 1
PRELIMINARY**

1. **Short title, extent and commencement.**--- (1) This Act may be called the Khyber Pakhtunkhwa Public Health (Surveillance and Response) Act, 2017.
 - (2) It shall extend to the whole of the Khyber Pakhtunkhwa Province.
 - (3) It shall come into force at once.

2. **Definitions.** In this Act, unless there is anything repugnant to subject or context-
 - (a) "**affected area**" means a specific geographical location for which health measures have been recommended by the World Health Organization, under the International Health Regulations or by the Authority under this Act;
 - (b) "**contamination**" means the presence of an infectious or toxic agent or matter on a human or animal body surface, in or on a product prepared for consumption or on other inanimate objects, including conveyances, that may constitute a public health risk;
 - (c) "**Chairperson**" means the Chairperson of the Public Health Committee;
 - (d) "**Department**" means the Health Department of the Government;
 - (e) "**diagnostic examination**" means and includes, for the purposes of determining the existence or identity of an infectious agent or a hazardous agent, or of managing a health condition, collecting bodily fluids and substances for examination, diagnostic imaging examinations, skin testing, and psychological testing;
 - (f) "**Director-General** " means the Director General, Health Services, Khyber Pakhtunkhwa;
 - (g) "**disease**" means a definite pathologic process with a characteristic set of signs and symptoms which may affect the whole body of a human or any of its part, etiology, pathology, and prognosis which may be known or unknown and also includes communicable and non-communicable diseases;
 - (h) "**Disease Surveillance Reporting Offices**" means and includes the offices in-charge of all primary health care facilities including civil dispensary, Basic Health Units and Rural Health Centers etc and secondary and tertiary health care facilities including specialized hospitals and private sector facilities.

- (i) "District Disease Surveillance Centre" means the Disease Surveillance Centre, established in each District;
- (j) "event" means an occurrence that may have negative consequences for human health, including those that have not yet caused disease or illness but that have potential and those that may require a coordinated response;
- (k) "Government" means the Government of the Khyber Pakhtunkhwa;
- (l) "hazardous agent" means biological, chemical, radiological, or physical agent which has the potential to cause harm to humans;
- (m) "health professional" means registered medical practitioner, dental practitioner, paramedical staff, and other person, qualified and permitted by law to provide health care services in the Province whether in the service of any governmental health establishment or private health establishment, as the case may be;
- (n) "notified disease" means the disease as may be notified by Government, under this Act, from time to time;
- (o) "Provincial Disease Surveillance Center" means the Center established under section 7 of this Act;
- (p) "Province" means the Province of the Khyber Pakhtunkhwa;
- (q) "public health" means the prevention of disease, prolonging life and promoting health;
- (r) "public health committee" means a committee, established under section 3 of this Act; and
- (s) "report" means the report of disease surveillance, in writing, made by a health professional to the Disease Surveillance Reporting Offices in the Province, duly signed, mentioning relevant details of the affected person, present in the Province for the time being, type of notified disease or un-usual event detected and observed, health condition of such person, examination and tests performed and treatment provided as well as provisional assessment of the risk which may be caused to public health by such person; and
- (t) "Vice-Chairperson" means the Vice Chairperson of Public Health Committee.

CHAPTER 2
PROVINCIAL PUBLIC HEALTH COMMITTEE

3. Khyber Pakhtunkhwa Public Health Committee.--- There shall be a Khyber Pakhtunkhwa Public Health Committee which shall consist of the following, namely;

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| a. | Minister for Health, Khyber Pakhtunkhwa; | Chairperson |
| b. | Secretary to Government,
Health Department; | Vice
Chairperson |
| c. | Director General, Directorate General
Health Services, Khyber Pakhtunkhwa; | Member |
| d. | Additional Secretary, Home and
Tribal Affairs Department; | Member |

