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BILL

*further to amend the Khyber Pakhtunkhwa Child Protection  
and Welfare Act, 2010.*

**WHEREAS** it is expedient further to amend the Khyber Pakhtunkhwa Child Protection and Welfare Act, 2010 (Khyber Pakhtunkhwa Act No. XIII of 2010), for the purposes hereinafter appearing;

It is hereby enacted as follows:

**1. Short title and commencement.**---(1) This Act may be called the Khyber Pakhtunkhwa Child Protection and Welfare (Amendment) Act, 2018.

(2) It shall come into force at once.

**2. Amendment of section 2 of Khyber Pakhtunkhwa Act No. XIII of 2010.**---In the Khyber Pakhtunkhwa Child Protection and Welfare Act, 2010 (Khyber Pakhtunkhwa Act No. XIII of 2010), hereinafter referred to as the said Act, in section 2, in sub-section (1), in clause (u), after the word "education", the comma and word ", health" shall be inserted.

**3. Amendment of section 3 of Khyber Pakhtunkhwa Act No. XIII of 2010.**---In the said Act, in section 3, —

(i) in sub-section (4), after clause (g), the following new clause shall be inserted, namely:

“(g-i) Secretary to Government, Ex-Office  
Health Department or his Member”; and  
nominee not below the rank  
of Deputy Secretary;

(ii) in sub-section (6), after the word "having", the word and comma "financial," shall be inserted.

**4. Amendment of section 4 of the Khyber Pakhtunkhwa Act No. XIII of 2010.**---In the said Act, in section 4,-

(i) in sub-section (1), in clause (p), the word "and" appearing at the end shall be deleted; and

(ii) the "fullstop" appearing at the end of clause (q) shall be replaced by a semi-colon and thereafter the following new clauses shall be added, namely:

“(r) to create, re-designate or abolish posts which are necessary for the discharge of its functions, functions of the Child Protection Unit and Child Protection Institutions:

Provided that creation of fresh posts shall be made in consultation with Finance Department of Government; and

(s) to make regulations for post employment benefits and health and life insurance during service of its employees.”.

  
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- (ii) in sub-section (2), in the proviso, at clause (e), for the word "Government", the word "Commission" shall be substituted; and
- (iii) for sub-section (4), the following shall be substituted, namely:

"(4) The Child Protection Officer or any other official authorized by the Chief Protection Officer in writing, may register First Information Report or file complaint against any person, who has committed an offence under this Act."

**8. Amendment of section 13 of the Khyber Pakhtunkhwa Act No. XIII of 2010.**---In the said Act, in section 13, for sub-section (2), the following shall be substituted, namely:

"(2) The Fund shall consist of grant-in-aid, donations, endowment, fee and bequest, received from any source by the Commission and shall be utilized for the purpose of this Act and running all the affairs of the Commission and Child Protection Units."

**9. Amendment of section 14 of the Khyber Pakhtunkhwa Act No. XIII of 2010.**---In the said Act, in section 14,-

- (i) in sub-section (1), the "fullstop" appearing at the end shall be replaced with "colon" and thereafter, the following proviso shall be inserted, namely:

"Provided that till notification of the financial rules or regulations, the Fund shall be utilized in accordance with the prevailing rules of Government."; and

- (ii) after sub-section (2), the following new sub-sections shall be added, namely:

"(3) The Commission may keep money in any treasury, sub-treasury or a bank as may be prescribed.

(4) The Fund shall be audited by the Auditor General of Pakistan."

**10. Amendment of section 21 of the Khyber Pakhtunkhwa Act No. XIII of 2010.**---In the said Act, in section 21, for the word "directs", the word "direct" shall be substituted.

### STATEMENT OF OBJECTS AND REASONS

It is desirable to amend the Khyber Pakhtunkhwa Child Protection and Welfare Act, 2010 (Khyber Pakhtunkhwa Act No. XIII of 2010). Hence, this Bill.

Peshawar,  
Dated the : 29th / 08 / 2018.

  
MINISTER-IN-CHARGE.