

EXTRAORDINARY

REGISTERED NO. P.III

GOVERNMENT

G A Z E T T E



KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, THURSDAY, 24th SEPTEMBER, 2020.

PROVINCIAL ASSEMBLY SECRETARIAT KHYBER PAKHTUNKHWA

NOTIFICATION

Dated Peshawar, the 24th September, 2020.

No. PA/Khyber Pakhtunkhwa/Bills-120/2020/7912.— The Khyber Pakhtunkhwa Appointment of Law Officers (Amendment) Bill, 2020 having been passed by the Provincial Assembly of Khyber Pakhtunkhwa on 14th September, 2020 and assented to by the Governor of the Khyber Pakhtunkhwa on 23rd September, 2020 is hereby published as an Act of the Provincial Legislature of the Khyber Pakhtunkhwa.

THE KHYBER PAKHTUNKHWA APPOINTMENT OF LAW OFFICERS (AMENDMENT) ACT, 2020. (KHYBER PAKHTUNKHWA ACT NO. XL OF 2020)

(First published after having received the assent of the Governor of the Khyber Pakhtunkhwa in the Gazette of the Khyber Pakhtunkhwa, (Extraordinary), dated the 24th September, 2020).

AN ACT

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 purposes hereinafter appearing:

It is hereby enacted by the Provincial Assembly of Khyber Pakhtunkhwa as follows:

1. Short title and commencement.---(1) This Act may be called the Khyber Pakhtunkhwa Appointment of Law Officers (Amendment) Act, 2020.

(2) It shall come into force at once.

2. Amendment of section 3 of the Khyber Pakhtunkhwa Act No. XXXVII of 2014.-

--In the Khyber Pakhtunkhwa Appointment of Law Officers Act, 2014 (Khyber Pakhtunkhwa Act No. XXXVII of 2014), hereinafter referred to the said Act, in section 3,-

- (i) in sub-section (1), for the word "Government", appearing for the first time, the words "The Law, Parliamentary Affairs and Human Rights Department with the approval of the Chief Minister" shall be substituted; and
- (ii) in sub-section (2), for the word "Government" the words "Chief Minister" shall be substituted.

3. Amendment of section 5 of the Khyber Pakhtunkhwa Act No. XXXVII of 2014.-

--In the said Act, in section 5, for the word "Government", the words "the Chief Minister" shall be substituted.

4. 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. Appointment of legal advisors, legal consultants and legal counsel.---For conducting Government cases in the Supreme Court, High Court or Federal Shariat Court, an Administrative Department of Government, its attached Department and any other Government entity may appoint legal advisors, legal consultants, legal counsels or special counsels, as the case may be, in consultation with Law, Parliamentary Affairs and Human Rights Department in compelling circumstances where such appointment is necessary in the public interest."

5. Amendment of section 9 of the Khyber Pakhtunkhwa Act No. XXXVII of 2014.-

--In the said Act, in section 9, after the words "Public Prosecutor", the words "for all intents and purposes", shall be inserted.

6. Insertion of new section 10 in the Khyber Pakhtunkhwa Act No. XXXVII of 2014.---

In the said Act, after section 9 as so amended, the following new section shall be added, namely:

"10. Power to make rules.---Government may make rules for carrying out the purposes of this Act."

BY ORDER OF MR. SPEAKER
PROVINCIAL ASSEMBLY OF KHYBER
PAKHTUNKHWA

(NASRULLAH KHAN KHATTAK)

Secretary
Provincial Assembly of Khyber Pakhtunkhwa