

EXTRAORDINARY
GOVERNMENT



REGISTERED NO. P.III
G A Z E T T E

KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, FRIDAY, 12th APRIL, 2019.

**PROVINCIAL ASSEMBLY SECRETARIAT
KHYBER PAKHTUNKHWA**

NOTIFICATION

Dated Peshawar, the 12th April, 2019.

No. PA/Khyber Pakhtunkhwa/Bills-28/2019/14806.— The Khyber Pakhtunkhwa Urban Mass Transit (Amendment) Bill, 2019 having been passed by the Provincial Assembly of Khyber Pakhtunkhwa on 28th March, 2019 and assented to by the Governor of the Khyber Pakhtunkhwa on 10th April, 2019 is hereby published as an Act of the Provincial Legislature of the Khyber Pakhtunkhwa.

THE KHYBER PAKHTUNKHWA URBAN MASS TRANSIT (AMENDMENT) ACT, 2019 (KHYBER PAKHTUNKHWA ACT NO. XVII OF 2019)

*(First published after having received the assent of the Governor of the
Khyber Pakhtunkhwa in the Gazette of the Khyber Pakhtunkhwa,
(Extraordinary), dated the 12th April, 2019).*

AN

ACT

*to amend the Khyber Pakhtunkhwa
Urban Mass Transit Act, 2016.*

WHEREAS it is expedient to amend the Khyber Pakhtunkhwa Urban Mass Transit Act, 2016 (Khyber Pakhtunkhwa Act No. XXVII of 2016), 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 Urban Mass Transit (Amendment) Act, 2019.

(2) It shall come into force at once.

2. Amendment of section 6 of the Khyber Pakhtunkhwa Act No. XXVII of 2016.---In the Khyber Pakhtunkhwa Urban Mass Transit Act, 2016 (Khyber Pakhtunkhwa Act No. XXVII of 2016), hereinafter referred to as the said Act, in section 6, after sub-section (12), the following new sub-sections shall be added, namely:

“(13) The Board may constitute, from time to time, such committee or committees, as may be required.

(14) The decisions of the Board or any of its committees, as the case may be, shall be expressed by majority vote with a quorum of at least one-third of its members present.”.

3. Insertion of new section to the Khyber Pakhtunkhwa Act No. XXVII of 2016.---In the said Act, after section 7, a new section shall be inserted, namely:

“7A. Appointment of officers, employees etc. ---(1) The Authority may appoint such officers, officials and employees, on regular and contract basis **in a transparent manner**, as it considers necessary, for the efficient performance of its functions on such terms and conditions, as may be prescribed by regulations.

(2) **The Authority may appoint advisors, experts and consultants having relevant qualifications and experience through a competitive process, on such terms and conditions, as the Authority may specify from time to time.**

(3) The Authority may require the assistance of any person, in such manner and on such terms and conditions, as it may deem fit, for carrying out its functions under this Act.”.

4. Substitution of section 32 of the Khyber Pakhtunkhwa Act No. XXVII of 2016.---In the said Act, for section 32, the following shall be substituted, namely:

“32. Liability to acquisition.---The Authority may, in accordance with the provisions of the Land Acquisition Act, 1894 (Act No. I of 1894), acquire or purchase any immovable property or land for any public purpose, specified under this Act.”.

5. Amendment of section 34 of the Khyber Pakhtunkhwa Act No. XXVII of 2016.---In the said Act, in section 34, after the word and comma “an officer of the Authority,”, the words and comma “or a committee,” shall be inserted.

6. Amendment of section 38 of the Khyber Pakhtunkhwa Act No. XXVII of 2016.---In the said Act, in section 38, for the words “in consistence”, the word “inconsistent” shall be substituted.

**BY ORDER OF MR. SPEAKER
PROVINCIAL ASSEMBLY OF KHYBER
PAKHTUNKHWA**

(NASRULLAH KHAN KHATTAK)
Secretary
Provincial Assembly of Khyber Pakhtunkhwa