

EXTRAORDINARY  
GOVERNMENT



REGISTERED NO. P.III

GAZETTE

# KHYBER PAKHTUNKHWA

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## PROVINCIAL ASSEMBLY SECRETARIAT KHYBER PAKHTUNKHWA

### NOTIFICATION

Dated Peshawar, the 29th January 2013.

No. PA/Khyber Pakhtunkhwa/Bills/2013/2673.— The Travel Agencies (Amendment) Bill, 2013 having been passed by the Provincial Assembly of Khyber Pakhtunkhwa on 14th January, 2013 and assented to by the Governor of the Khyber Pakhtunkhwa on 22nd January, 2013 is hereby published as an Act of the Provincial Legislature of the Khyber Pakhtunkhwa.

### THE TRAVEL AGENCIES (AMENDMENT) ACT, 2013

(KHYBER PAKHTUNKHWA ACT NO. IV OF 2013)

*(First published after having received the assent of the Governor of the Khyber Pakhtunkhwa in the Gazette of the Khyber Pakhtunkhwa, (Extraordinary), dated the 29th January, 2013).*

AN  
ACT

*to amend the Travel Agencies  
Act, 1976.*

**Preamble.**---WHEREAS it is expedient to amend the Travel Agencies Act, 1976 (Act No. XXX of 1976), for the purposes hereinafter appearing;

It is hereby enacted as follows:

**1. Short title, extent and commencement.**---(1) This Act may be called the Travel Agencies (Amendment) Act, 2013.



(2) It extends to the whole of the Province of the Khyber Pakhtunkhwa.

(3) It shall come into force at once.

**2. General amendments in Act No. XXX of 1976.**---In the Travel Agencies Act, 1976 (Act No. XXX of 1976), hereinafter referred to as the said Act, for the words "The Federal Government" or "the Federal Government" wherever occurring, the word "Government" shall be substituted.

**3. Amendment in long title of Act No. XXX of 1976.**---In the said Act, in the long title for the word "Pakistan" the words "the Province of the Khyber Pakhtunkhwa" shall be substituted.

**4. Amendment of section 1 of Act No. XXX of 1976.**---In the said Act, in section 1, in sub-section (2), for the word "Pakistan" the words "the Province of the Khyber Pakhtunkhwa" shall be substituted.

**5. Amendment of section 2 of Act No. XXX of 1976.**---In the said Act, in section 2,-

(i) after the existing clause (a), the following new clause shall be inserted, namely:

"(aa) "Government" means the Government of the Khyber Pakhtunkhwa;"

(ii) in clause (f), in sub-clause (ii), for the word "Pakistan", the words "the Province of the Khyber Pakhtunkhwa" shall be substituted; and

(iii) for clause (g), the following shall be substituted, namely:

"(g) "tourist" means a person normally residing outside the Province of the Khyber Pakhtunkhwa and FATA or is a citizen of other country who validly enters the Province of the Khyber Pakhtunkhwa and remains therein for not less than twenty-four hours and not more than six months in the course of any year for purposes such as touring, recreation, sports, health, study or religious pilgrimages."

**6. Amendment of section 3 of Act No. XXX of 1976.**---In the said Act, in section 3, the words and comma "As soon as may be after the commencement of this Act," shall be omitted.

**7. Amendment of section 7 of Act No. XXX of 1976.**---In the said Act, in section 7, for sub-section (1), the following shall be substituted, namely:



“(1) A licensed travel agency shall maintain in a designated scheduled bank, a business guarantee or cash guarantee fund of such minimum amount, as may be prescribed.”.

**8. Amendment of section 14 of Act No. XXX of 1976.**---In the said Act, in section 14, for sub-section (1), the following shall be substituted, namely:

“(1) Any travel agency, which contravenes or fails to comply with the provisions of this Act or the rules or violates the prescribed code of conduct shall, without prejudice to any other action that may be taken against it under this Act, be punishable, for the first offence, with fine which may extend to fifty thousand rupees and for subsequent offence the Controller may seal the Travel Agency:

Provided that any person, who willfully obstructs, hinders, resists or in any way opposes the Controller or other official subordinate to him, in performing their duties under this section, shall be punishable with fine which may extend to fifty thousand rupees or with imprisonment for a term which may extend to three months or both.”.

**9. Substitution of section 15 to Act No. XXX of 1976.**---In the said Act, for section 15, the following shall be substituted, namely:

“15. **Delegation of powers.**---Government may, by notification in the official Gazette, direct that all or any of its powers under this Act shall, under such conditions, if any, as may be specified, be exercisable by any officer or authority subordinate to such Government.”.

**10. Insertion of new section 15A in Act No. XXX of 1976.**--- In the said Act, after section 15 so substituted, the following new section 15A shall be inserted, namely:

“15A. **Issuance of ticket.**---A licensed travel agency shall obtain a passport of traveler for issuance of air ticket and confirmation of seats from airlines and therefore can hold the passport of passenger for organizing group tours for citizens of Pakistan to a foreign country or countries.”.

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

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**( AMANULLAH )  
Secretary,  
Provincial Assembly of Khyber  
Pakhtunkhwa.**