

**A
Bill**

to establish the Parks and Horticulture Authority
in the Province of Khyber Pakhtunkhwa.

WHEREAS it is expedient to establish the Parks and Horticulture Authority in the Province of Khyber Pakhtunkhwa for the regulation, development and maintenance of parks, green belts and green areas, regulation of bill-boards, sky-signs, outdoor advertisements and matters connected therewith and ancillary thereto;

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

1. Short title, extent and commencement.---(1) This Act may be called the Khyber Pakhtunkhwa Parks and Horticulture Authority Act, 2024.

(2) It extends to the whole of District Peshawar and such other districts where the Parks and Horticulture Authority is established under sub-section (3) of section 3 of this Act, except the areas where the jurisdiction of Peshawar Development Authority, established under the Peshawar Development Authority Act, 2017 (Khyber Pakhtunkhwa Act No. XXXI of 2017), or any other authority, established under any other Act, for the time being in force, is extended.

(3) The provisions of the Khyber Pakhtunkhwa Local Government Act, 2013 (Khyber Pakhtunkhwa Act No. XXVIII of 2013), relating to horticulture, parks, green belts, green areas, bill-boards, sky-signs and outdoor advertisement shall not be extended to the areas, where the jurisdiction of the Authority is extended under this Act.

(4) It shall come into force at once.

2. Definitions.---In this Act, unless the context otherwise requires, the following expressions shall have the meanings as are respectively assigned to them, that is to say,-

- (a) **“Authority”** means the Khyber Pakhtunkhwa Parks and Horticulture Authority established under section 3 of this Act;
- (b) **“authorized officer”** means the officer of Authority, duly authorized by the Director General or by rules or regulations, for the purposes of this Act, rules and regulations;
- (c) **“bill-board”** means an advertisement, fixed, placed or displayed on a structure other than a building;
- (d) **“Board”** means the Board of Directors of the Authority constituted under section 5 of this Act;
- (e) **“casual use”** means any temporary and occasional use of the parks, green belts and green areas, but does not include its use as parking place, on a regular basis;

- (f) **“Chairperson”** means the Chairperson of the Board;
- (g) **“Code”** means the Code of Criminal Procedure, 1898 (Act No. V of 1898);
- (h) **“Director General”** means the Director General of the Authority;
- (i) **“empowering authority”** means any authority, local government or other entity, empowered to allow the use of a park, green belt or green area, in any manner, or grant permission for installation of a bill-board, sky-sign and outdoor advertisement prior to the commencement of this Act;
- (j) **“Fund”** means the Fund established under section 18 of this Act;
- (k) **“Government”** means the Government of Khyber Pakhtunkhwa;
- (l) **“green area”** means any area, other than a park or a green belt and a notified playground, duly notified by Government as green area, which is required to be kept green;
- (m) **“green belt”** means an area, other than a park or green area, which is kept as an open space, in any locality or area, either in pursuance of a development plan or otherwise, duly notified by Government as green belt;
- (n) **“heritage park”** means any area, having historical, traditional or cultural value, notified as such under section 9 of this Act;
- (o) **“outdoor advertisement”** means a streamer, board, poster, banner or any other thing, placed, painted, pasted or installed on a public or private building or property, which is visible from a public place and which is intended to inform the reader of the availability of a service, product or outlet or otherwise promote a person or a message;
- (p) **“park”** means a park or space, reserved for use as a park, duly notified by Government as a park;
- (q) **“person”** means and includes a body, owned or controlled by Federal Government, Government or any other Provincial Government, or a company, association or body of individuals, whether incorporated or not;
- (r) **“prescribed”** means prescribed by rules or regulations;

- (s) **“private land authority”** means any natural or legal person, engaged in the development of land or maintenance of an area or provision of municipal services other than a public land authority;
- (t) **“Province”** means the Province of Khyber Pakhtunkhwa;
- (u) **“public land authority”** means a statutory or executive body, established by Government for development of land or engaged in the development of land or maintenance of an area or provision of municipal services;
- (v) **“regulations”** mean the regulations made under this Act;
- (w) **“rules”** mean the rules made under this Act;
- (x) **“sky-sign”** means a sign, installed on a building, for its view from a distance; and
- (y) **“vehicle”** means the mechanically propelled vehicle and a human or animal driven carriage.

3. Establishment of the Authority.---(1) As soon as after the commencement of this Act, Government shall, by notification in the official Gazette, establish an Authority, to be known as the Khyber Pakhtunkhwa Parks and Horticulture Authority.

(2) The Authority shall be a body corporate having perpetual succession and a common seal, with power to enter into an agreement, acquire, hold, manage, and dispose of property, and to sue and be sued in its name.

(3) Subject to sub-section (3) of section 5 of this Act, Government may, by notification in the official Gazette, establish the Parks and Horticulture Authority for any other district of the Province under this Act.

4. Powers and functions of the Authority.---The Authority shall-

- (a) develop and maintain parks, green belts and green areas;
- (b) regulate the use of parks, green belts and green areas;
- (c) regulate the installation of bill-boards, sky-signs, out-door advertisements on private or public property;
- (d) establish and maintain botanical gardens;
- (e) organize shows and exhibitions pertaining to horticulture, aviculture and cultural entertainment;
- (f) protect trees and other vegetation;
- (g) create awareness about horticulture and promote gardening;

- (h) acquire land for the development of any park, green belts and green areas;
- (i) procure machinery, equipment or material as may be required for the proper discharge of its functions;
- (j) grant a service contract for the maintenance of parks, green belts and green areas to a company owned by it or to any other private or public limited company;
- (k) constitute committees for performing specific functions of the Authority; and
- (l) perform such other functions as may be ancillary or as may be prescribed.

5. Board of Directors.---(1) There shall be a Board, to be known as the Board of Directors of the Authority, which shall consist of-

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| (a) | Chief Minister, Khyber Pakhtunkhwa; | Chairperson |
| (b) | Minister or Advisor or Special Assistant to Chief Minister for Local Government, Elections and Rural Development, Khyber Pakhtunkhwa; | Vice-Chairperson |
| (c) | two Members of the Provincial Assembly of Khyber Pakhtunkhwa, including at least one female Member, nominated by the Speaker of the Provincial Assembly; | Members |
| (d) | Additional Chief Secretary, Planning and Development Department; | Member |
| (e) | Secretary to Government, Finance Department; | Member |
| (f) | Secretary to Government, Local Government, Elections and Rural Development Department; | Member |
| (g) | Commissioner, Peshawar Division; | Member |
| (h) | Director General, Peshawar Development Authority; | Member |
| (i) | Deputy Commissioner, District Peshawar; | Member |
| (j) | Chairman of the Tehsil Local Government, nominated by the Chairperson; | Member |

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| (k) | Director General, City Local Government; | Member |
| (l) | two environmentalists, including at least one female member environmentalist, with expertise in horticulture, to be nominated by the Chairperson; | Members |
| (m) | one representative of Chamber of Commerce and Industry, to be nominated by the Chairperson; and | Member |
| (n) | Director General of the Authority. | Member-cum-Secretary |

(2) The members of the Board, at clauses (l) and (m) of sub-section (1), shall be nominated for a period of three years, unless they resign earlier or removed by the Chairperson.

(3) In case of establishing Parks and Horticulture Authority for any other District in a Province under sub-section (3) of section 3 of this Act, the members, at clauses (g), (i), (k) and (n) of sub-section (1) of this section, shall be the Commissioner of the concerned Division, Deputy Commissioner of the concerned District, head of the Local Government of District concerned and the Director General of the concerned Authority.

(4) The Chairperson may co-opt any other person as member of the Board for a meeting or for a specified period.

(5) Seven members shall constitute the quorum for a meeting of the Board.

(6) The Chairperson or, in his absence, the Vice Chairperson shall preside over a meeting of the Board. In the absence of both the Chairperson and Vice Chairperson, an *ex-officio* member, nominated by the Chairperson, shall preside over the meeting.

(7) The Board shall take decisions by the majority of its members, present and voting, and in case of a tie, the Chairperson shall have a casting vote.

(8) Proceedings of the meetings of the Board, circulation of agenda items amongst members of the Board, recording of minutes of the Board and maintaining complete record of the minutes and decisions of the Board, shall be in the manner as may be prescribed by regulations.

(9) The proceedings of a meeting of the Board shall not be invalid merely on account of any vacancy or defect in the constitution of the Board.

(10) The Board shall make policy decisions of the Authority.

6. Director General.---(1) There shall be a Director General of the Authority, who shall be appointed by Government for a period of three (03) years or during the pleasure of Government, as the case may be, on one of the following manners:

- (a) by posting a suitable Government officer of BPS-19 or above, from a panel of three (03) Government officers, duly proposed by the Local Government, Elections and Rural Development Department of Government, to act as the Director General of the Authority; or
- (b) by initial recruitment from open market, after widely advertising the position in the manner as may be prescribed by rules.

(2) In case of appointment of a Director General by initial recruitment from open market under clause (b) of sub-section (1), the qualifications, experience, terms and conditions of his appointment shall be such, as may be prescribed by rules.

(3) The Director General shall exercise such powers as are assigned to him by the Board or as may be prescribed.

(4) The Director General shall-

- (a) be a whole-time employee of the Authority;
- (b) be the principal accounting officer of the Authority; and
- (c) be competent to enter into contracts on behalf of the Authority.

(5) The tenure of Director General, appointed under sub-section (1), may be extended for a further period of three (03) years.

(6) Notwithstanding the expiration of original or extended term of the Director General, Government may ask him to continue to hold office for a further period of three (03) months or till his successor enters upon his office, whichever is earlier.

(7) The Director General, appointed under clause (b) of sub-section (1), may resign by tendering his resignation to Government or he may be removed by Government in the manner as may be prescribed.

(8) The Director General may, subject to the approval of the Board,-

- (a) delegate any of his powers, including financial powers, to an officer of the Authority; and
- (b) appoint an advisor or a consultant, including a legal advisor, for a period not exceeding one (01) year; provided that the legal advisor shall be appointed in consultation with Law, Parliamentary Affairs and Human Rights Department of Government, in terms of section 7 of the Khyber Pakhtunkhwa Appointment of Law Officers Act, 2014 (Khyber Pakhtunkhwa Act No. XXXVII of 2014).

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7. **Employees of the Authority.**---(1) The Authority may, subject to the approval of the Board, employ such officers, officials, workmen, gardeners, watermen and other employees, as it considers necessary, for the efficient performance of its functions under this Act, on such terms and conditions as may be prescribed by regulations.

(2) The employees, appointed under sub-section (1), shall be entitled to such grant, allowances, leave, pension, gratuity, provident fund and other benefits and facilities, as may be prescribed by regulations.

(3) The employees of the Authority shall be deemed to be public servants, within the meaning of section 21 of the Pakistan Penal Code, 1860 (Act No. XLV of 1860).

8. **Directions by Government.**---(1) Government may give general or special directions to the Authority and the Authority shall comply with such directions.

(2) The Authority shall immediately act to rectify any neglect in the performance of its functions, when informed by a local government, a private land authority or a public land authority, as the case may be.

9. **Heritage park.**---(1) Government may, by notification in the official Gazette, declare an area as heritage park to conserve the heritage or culture and to preserve, conserve and develop the flora and fauna for the present and future generations.

(2) The heritage park shall be maintained and developed by the Authority in the manner as may be prescribed by regulations.

10. **Use of parks, green belts and green areas.**---(1) If any person intends to use a park, green belt or green area for any purpose, other than their normal use, he shall make an application to the Authority, in this regard.

(2) If the intended use affects the rights of the neighbours or residents of the area, in general, the Authority shall invite objections from such neighbours or residents and decide the objections before granting a permission.

(3) The Authority shall not grant permission, if the intended use affects the rights of the neighbours or residents of the area to the free and uninterrupted use of the roads, abutting the park, green belt or green area or results in the conversion of the park, green belt or green area into any other thing or changes the general outlook of the locality.

(4) The Authority shall not grant permission for a period exceeding fifteen (15) days, if the intended use is likely to bring, directly or indirectly, any financial benefit to the person, who intends to use such area.

(5) The Authority shall not grant permission for using any park, green belt or green area to be used as a parking place.

(6) Notwithstanding anything contained in sub-sections (3) and (4), the Authority may, for such initial or extended period and on payment of such fee as the Authority may prescribe, grant permission for the deployment of an allocated

area of a park for provision of food, playing facilities, sale of plants, horticultural equipment, books or for any other purpose, if that activity does not adversely affect the ambience, character and outlook of the park.

(7) Where the Authority grants permission for use of a park, green belt or green area, it shall issue a permission order, indicating the duration and nature of the permission and the order shall be duly displayed at a prominent place of such park, green belt or green area.

11. Access to private property.---Where a green belt or green area lies between a property and a service lane or public road, the owner of the property may, subject to the permission by the Authority, use the green belt or green area for accessing his property in a reasonable manner but the permission shall be restricted to the extent of acquiring access and shall in no manner be deemed to allow the use of any part of the green belt or green area for any other purpose:

Provided that no person shall, in any manner, use or change the nature of any green belt or green area for the purpose of acquiring access to a service lane from the main road.

12. Installation of bill-boards, sky-signs and outdoor advertisements.---(1) If any person intends to install a bill-board, sky-sign or outdoor advertisement, in any manner, on a public property, park, green belt or green area, as the case may be, he shall, while seeking permission of the Authority, make an application to the Authority in the manner as may be prescribed by regulations.

(2) For the purpose of granting permission, the Authority may identify public property, green belt or green area for installation of bill-boards, sky-signs and outdoor advertisements and may allow the installation of bill-boards, sky-signs and outdoor advertisements at such places, on such terms and conditions as may be prescribed by regulations.

(3) If the bill-board, sky-sign or outdoor advertisement affects the rights of the neighbours or residents of the area, in general, or road users, the Authority shall invite objections from such neighbours or residents and decide the objections before taking any decision.

(4) The Authority shall not grant permission, if the installation of the bill-board, sky-sign or outdoor advertisement affects the rights of road users to safe and secure usage or view of the residents or provision of light and air, or the view or sanctity of a historical monument.

(5) The permission for installation of bill-board, sky-sign or outdoor advertisement shall include such safety measures as may be determined by the Authority or as may be prescribed, and shall not, in any case, exceed such period as the Authority may determine or as may be prescribed, as the case may be.

(6) A person shall not install or continue installation of a bill-board, sky-sign or outdoor advertisement, except in accordance with the permission of the Authority.

(7) Where the Authority grants permission for installation of a bill-board, sky-sign or outdoor advertisement, it shall issue a permission number,

which shall explicitly be displayed on the bill-board, sky-sign or outdoor advertisement.

(8) The Authority may charge such fees for the grant of permission for installation of a bill-board, sky-sign or outdoor advertisement as the Board may approve by notification in the official Gazette.

(9) The Authority may lease, in the prescribed manner, any of its sites or poles, for outdoor advertisement, for such initial or extended period and on such terms and conditions as may be prescribed by regulations.

13. Advertisements on vehicles.---(1) A person shall not display any advertisement on any vehicle or any other moveable property, except with the prior permission of the Authority, which shall not be granted for a period exceeding twelve (12) months.

(2) For the purpose of granting permission under sub-section (1), the Authority shall collect such fee as may be approved by the Board, through notification in the official Gazette.

(3) The Authority shall issue a permission number, which shall explicitly be displayed on such advertisement.

(4) The Authority shall not give permission for an advertisement which is against public morals or promotes an activity or product, the performance or sale of which is barred by law.

14. Regulating green areas.---(1) The Authority shall determine the extent of an area, to be maintained and reserved as a park, green belt or green area.

(2) Before carrying out any development plan, the public land authority or, as the case may be, the private land authority shall obtain prior sanction of the Authority.

(3) The Authority may obtain a copy of the development plan or land use plan of a public land authority or a private land authority, which contains detailed specifications of the areas reserved as parks, green belts or green areas. The public land authority or private land authority shall, within thirty (30) days, provide the development plan or land use plan to the Authority.

(4) At the time of granting permission, the Authority shall determine the following:

- (a) the level of green belts from the road and the method and way of their planting and maintenance;
- (b) the percentage of a park that may be reserved for parking and provision of food;
- (c) the maintenance and usage of a park; and
- (d) the maintenance and usage of a green area.

15. Beautification and maintenance of parks, green belts and green areas.---(1) The Authority shall undertake beautification and maintenance of parks, green belts or green areas, required to be kept green by a public land authority.

(2) The Authority may maintain and beautify the areas required to be kept green by any private land authority or may require the private land authority to maintain and beautify the same.

(3) Where the Authority maintains or beautifies a park, green belt or green area, situated in a privately developed area, it may charge maintenance charges from the private land authority, which was required to maintain the park, green area or green belt.

(4) The Authority may, for the purpose of beautification and establishing parks, green belts and green areas, within the areas of Authority under sub-section (1), require the services of private land authority or public land authority on mutually agreed terms and conditions, as the case may be.

16. Duty of private persons to maintain green belts.---(1) The Authority may require the resident, owner, private landholder or an occupier of a property to keep a green belt between his property and the public road.

(2) Where the Authority undertakes the supervision for the beautification of parks, green belts or green areas, as the case may be, situated in a privately developed area, it may charge the maintenance charges from the resident, owner, private landholder or an occupier, which was required to maintain such parks, green belts or green areas.

(3) If the Authority finds that a green belt has been raised by a resident, owner, private landholder or an occupier of a property, abutting to it or has been bricked over or concretized, it may require the said resident, owner, private landholder or occupier to remove the construction and bring it to the level, notified by it, and if such resident, owner, private landholder or occupier does not comply with the directions of the Authority, within a time mentioned in the notice to be served upon such resident, owner, private landholder or occupier, the Authority may remove such construction and recover the cost of removal in accordance with a schedule of costs, to be notified by the Authority from time to time.

17. Continuation of contracts.---(1) All contracts, permissions and leases, granted by an empowering authority, for the use of any park, green belt or green area or the installation or placement of any bill-board, sky-sign or outdoor advertisement, on public or private property, prior to the commencement of this Act, shall be subject to and governed by the provisions of this Act.

(2) The Authority shall not cancel any contract or withdraw any permission mentioned in sub-section (1), without providing an opportunity of hearing to the person affected by such cancellation or withdrawal.

18. Fund.---(1) There shall be a Fund to be known as Parks and Horticulture Authority Fund.

- (2) The Fund shall consist of-
- (a) grants made by Government or other authorities or agencies;
 - (b) charges and fees collected by the Authority for maintenance of parks, green belts and green areas; and
 - (c) income from any other legal source.
- (3) The Fund shall be maintained and invested in such a manner as may be prescribed by rules.
- (4) The Fund shall be utilized to meet the expenses of the Authority, in connection with its functions under this Act.
- (5) The Authority shall not obtain loan and shall not incur debt.

19. Budget and accounts.---(1) The Director General shall, before the commencement of a financial year, prepare a statement of the estimated receipts and expenditure of the Authority for the financial year and submit it to the Board for approval.

(2) The Authority shall maintain proper accounts and other records relating to its financial affairs, including its income and expenditures and its assets and liabilities, in such form and manner as may be prescribed by rules.

(3) As soon as may be, after the end of each financial year, the Authority, in the manner as may be prescribed by rules, shall cause to be prepared for that financial year statements of account of the Authority, which shall include a balance-sheet and an account of income and expenditure.

20. Audit.---(1) The Auditor General of Pakistan shall annually audit the accounts of the Authority.

(2) Government may, in addition to the audit under sub-section (1), cause the annual accounts of the Authority, audited by a Chartered Accountant or a firm of Chartered Accountants, in the manner as may be prescribed by rules.

21. Offences.---No person shall-

- (a) use any park, green belt or green area for any purpose other than casual use, without prior permission, in writing, of the Authority;
- (b) discharge any waste water or sewage on any park, green belt or green area;
- (c) throw or dispose of any litter or garbage in any park, green belt or green area;
- (d) install or exhibit any bill-board, sky-sign or outdoor advertisement or allow the installation and exhibition of any

bill-board, sky-sign or outdoor advertisement in any property without the permission of the Authority;

- (e) cut, damage or remove any tree on public land or any place outside a private premises, without prior permission, in writing, of the Authority, except the routine or reasonable trimming of a tree outside the private premises by the occupant himself or under intimation to him; and
- (f) take any part in the publication, installation or display of any bill-board, sky-sign or outdoor advertisement or which is indecent or against public morality or which may incite public disorder.

22. Penalties.---(1) Whoever contravenes the provision of-

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- (a) clause (a) of section 21 of this Act, shall be liable to a fine which may extend to rupees fifty thousand;
- (b) clause (b) of section 21 of this Act, shall be liable to a fine which may extend to rupees one hundred thousand;
- (c) clause (c) of section 21 of this Act, shall be liable to a fine which may extend to rupees fifty thousand;
- (d) clause (d) of section 21 of this Act, shall be liable to a fine which may extend to rupees one million;
- (e) clause (e) of section 21 of this Act, shall be liable to a fine which may extend to rupees one hundred thousand for one tree; and
- (f) clause (f) of section 21 of this Act, shall be liable to a fine which may extend to rupees two hundred thousand.

(2) Whoever, being convicted under this Act, again violates any of the provisions of this Act, shall be liable to punishment for imprisonment, which may extend to one year or a fine which may extend to rupees one million or with both.

(3) If a person continues to commit an act in violation of any order of the Authority, he shall, in addition to any other punishment under this Act, be liable to punishment of fine which may extend to rupees fifty thousand for each day the offence continues.

(4) If a person fails to obtain and display a permission required to be displayed under this Act, he shall be liable to punishment of fine which may extend to rupees twenty-five thousand.

23. Attempts and abetments.---Whoever abets any offence shall, if the act abetted is committed in consequence of the abetment, and no express provision is made by this Act for the punishment of such abetment, be punished with the punishment provided for the offence.

24. **Cognizance of offences.**---(1) No prosecution under this Act shall be instituted, except by or with the approval of the authorized officer.

(2) No Court other than the Court of a Magistrate 1st Class shall try offences under this Act.

(3) The procedure for trial of offences under this Act shall be the same, as laid down in the Code.

25. **Offences non-bailable.**---All offences under this Act shall be non-bailable.

26. **Complaints of illegal or unauthorized use.**---Any complaint, filed by any person to the Authority, with regard to the illegal use of any park, green belt or green area or any other violation of this Act, the Authority shall, on receipt of such a complaint, inquire into the matter and shall take such action as may be necessary under this Act.

27. **Powers of Authority with regard to offences.**---(1) An authorized officer may take all such actions as may be necessary for enforcement of this Act, rules or regulations, including removal of encroachments, cessation of hazardous or unauthorized trade in park, green belt or green area, removal of unauthorized bill-boards, sky-signs or outdoor advertisements and removal or cessation of unauthorized construction or stoppage of unauthorized land use in or on a park, green belt or green area.

(2) An authorized officer along-with such other persons, as may be necessary, may enter into a property, at a reasonable time and after due notice remove the bill-boards, sky-sign or outdoor advertisement, as the case may be.

(3) Where the authorized officer has removed any bill-board, sky-sign or outdoor advertisement or construction, it shall confiscate the debris of the bill-board, sky-sign or outdoor advertisement or construction and may recover the cost of removal and disposal from the person who owns or occupies the same.

28. **Power to inspect and survey.**---An authorized officer may enter into a property, premises or land, at a reasonable time and after due notice, inspect and survey such property, premises or land in such manner and with such restrictions as may be prescribed by regulations.

29. **Recovery of dues.**---All sums claimable by the Authority under this Act shall be recoverable as arrears of land revenue.

30. **Police assistance.**---The police shall render such assistance as the Authority may require in the discharge of its functions under this Act.

31. **Act to have overriding effect.**---The provisions of this Act shall have effect notwithstanding anything to the contrary contained in any other law, for the time being in force.

32. **Power to make rules.**---Government may, by notification in the official Gazette, make rules for giving effect to the provisions of this Act.

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33. **Power to make regulations.**---Subject to the provisions of this Act and the rules, the Board may, by notification in the official Gazette, make regulations for carrying out the purposes of this Act.

34. **Ownership of parks, green belts or green area.**---The ownership of any area, notified as a park, green belt or green area, including heritage park shall vest in the Authority.

35. **Summary ejection of unauthorized occupant or user.**---The Director General or an authorized officer may eject any person in unauthorized occupation of any land or property, vested in the Authority, and may use such force as may be necessary to remove the unauthorized occupant or user.

36. **Annual report.**---(1) The Authority shall, within three months of the close of a financial year, submit to Government an annual report.

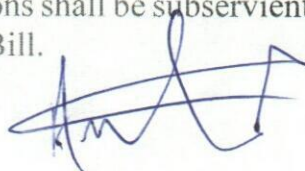
(2) The report shall consist of-

- (a) the statement of accounts of the Authority;
- (b) a comprehensive statement of the work and activities of the Authority during the preceding financial year; and
- (c) such other matters as may be prescribed or as the Authority may deem appropriate.

37. **Indemnity.**---No suit, prosecution or other legal proceedings shall lie against any person for anything which is done or intended to be done, in good faith, in pursuance of any order made under this Act and no officer or official of the Authority shall be personally liable for any damage caused or likely to be caused by anything which is done or intended to be done, in good faith, in furtherance of any other order under this Act.

STATEMENT OF OBJECTS AND REASONS.

This Bill inter-alia, ensures that the cumulative wisdom of the Government of Khyber Pakhtunkhwa to establish a Parks and Horticulture Authority for the District Peshawar in order for it to undertake, regulate and develop the parks, green belts, green areas, bill-boards, sky-signs and advertisements on movable and immovable properties through a specialized institution. The proposed Authority, having autonomous structure and independent Board of Directors, would have effective role in beautifying the city through carrying out horticulture related activities in the public interest and would provide an entertaining environment to the people of the district by improving parks, green belts and green areas. The proposal to empower the Board of Directors of the Authority to make its regulations, without prior approval of Government, will bring it at par with other corporate bodies in the Province. The Government shall retain the power to make rules. The power of the Board to make regulations shall be subservient to the power of the Government to make rules. Hence this Bill.



Peshawar,
dated the
, 2024.

MINISTER-IN-CHARGE.