

ASSEMBLY QUESTION NO.327.

Mover: Mr. Ahmad Kundi Member Provincial Assembly Khyber Pakhtunkhwa.

Will the Minister for Climate Change, Forestry, Environment & Wildlife state that:

S. #	Question	Reply of the Department	Environmental Protection Agency	Chief Conservator of Forests-I (Head of Attached Department)	Pakistan Forest Instituted	Wildlife	Forest Development Corporation
a.	Is it true that the department enacted laws/acts from time to time related to department/attached departments and subordinate bodies & authorities	Yes, the Climate Change, Forestry, Environment & Wildlife Deptt: has enacted Laws/Acts from time to time related to Deptt:/Attached formation and subordinate bodies detail of which is reflected in following columns:	For Environmental Protection, the Khyber Pakhtunkhwa Environmental Act, 2014 has been enacted in 2014. Lastly, the same was amended in 2022 vide Khyber Pakhtunkhwa Environmental Protection Act (amended) 2022.	The Khyber Pakhtunkhwa Forest Deptt promulgated the Forest Ordinance in 2002 repealing all the previous Acts and Law of 1927 and 1936 and rules there-under which were amended from time to time. Lastly, the Forest Ordinance 2002 was amended in 2002 and amended Act 2022 was notified after passing from Provincial Assembly.	Consequent upon devolution of Pakistan Forest Institute (PFI), Peshawar to the Provincial Government of Khyber Pakhtunkhwa, PFI formulated fresh service rules for employees of PFI, Peshawar vide Notification No.SO(Estt)FE&WD/V-20/2019/3891-3904, dated 16.04.2019. But no act / law had been enacted with regard to PFI.	Khyber Pakhtunkhwa Wildlife and Biodiversity (Protection, Preservation, Conservation and Management) Act 2015 was notified on 14 th Jan 2015.	The Govt. of Khyber Pakhtunkhwa promulgated Forest Development Corporation Ordinance, 1980.



SECTION OFFICER (DAB/Coord)
Climate Change, Forestry, Environment
& Wildlife Department, KP

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b.	Whether the latest copy of each of the enacted Acts are available on the official website of the department / subordinate department? If so the details thereof, if not the reasons thereof.	Yes, the latest copy of each of the enacted laws/acts is available on the official website of Climate Change, Forestry, Environment & Wildlife Department https://few.kp.gov.pk , KP code and Websites of concerned attached formulations. Further details is given in following columns.	The following acts/rules are also available on the page (https://epakp.gov.pk/laws) i. Khyber Pakhtunkhwa Environmental Protection Act, 2014. ii. Khyber Pakhtunkhwa Environmental Protection Act, (amended) 2022. iii. Khyber Pakhtunkhwa Environmental Assessment, Rules, 2021. iv. Khyber Pakhtunkhwa Administrative Penalty Rules, 2017. v. Khyber Pakhtunkhwa Environmental Improvement Fund Board Rules, 2022.	The following are also available on the website https://kpcode.kp.gov.pk The Khyber Pakhtunkhwa Forest Ordinance, 2002. The Khyber Pakhtunkhwa Forest (amendment) Act, 2022	Copy of Service Rules of PFI Peshawar are available at PFI official website i.e www.pfi.gov.pk	The following are available on the website https://few.kp.gov.pk i. Wildlife and Biodiversity Protection Preservation and Management Act 2015.	The Khyber Pakhtunkhwa Forest Development Corporation Ordinance, 1980 is available on website of Khyber Pakhtunkhwa Govt. i.e https://kpcode.kp.gov.pk

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c.	Is it the fact that the department or its subordinate departments who were required to frame the rules under the enacted Acts. Despite the passage of the years, they have not been framed such rules? If so, the reasons thereof:	The Department has formulate rules periodically. A list of these rules is discussed in the following columns.	<p>Under the Khyber Pakhtunkhwa Environmental Protection Act, 2014 the following rules have been framed:-</p> <ul style="list-style-type: none"> i. Khyber Pakhtunkhwa Assessment Rules, 2021. ii. Khyber Pakhtunkhwa Administrative Penalty Rules, 2017. iii. Khyber Pakhtunkhwa Environmental Improvement Fund Board Rules, 2022. <p>Moreover, the following draft rules have been prepared and under process of examination:-</p> <ul style="list-style-type: none"> i. Khyber Pakhtunkhwa Hospital waste Management Rules, 2024. ii. Khyber Pakhtunkhwa Environmental Protection Sealing or 	<p>Under the enacted Acts and Ordinance, the following rules have been framed from time to time:</p> <ul style="list-style-type: none"> i. Compensation of Forest Offence & Value of Case Property Rules, 2004. ii. Khyber Pakhtunkhwa Duty on Forest Produce Rules, 2004. iii. Khyber Pakhtunkhwa Management of Guzara Forest Rules, 2004 iv. Khyber Pakhtunkhwa Mazri Control Rules, 2004. v. Khyber Pakhtunkhwa Forest Officers (Powers, Duties & Rewards) Rules, 2004. vi. Khyber Pakhtunkhwa Forest Produce Rules, 2004. vii. Khyber Pakhtunkhwa Sale, Sawing & 	Not applicable	<p>Under the Khyber Pakhtunkhwa Wildlife & Biodiversity (Protection, Preservation, Conservation and Management) Act 2015, the following Rules have been framed:</p> <ul style="list-style-type: none"> i. Khyber Pakhtunkhwa Wildlife & Biodiversity Board Rules, 2016. ii. Khyber Pakhtunkhwa Wildlife Force Rules, 2017. iii. Khyber Pakhtunkhwa Community Managed Game Reserve Rules, 2019. iv. Khyber 	<p>The Corporation framed following rules under the Ordinance ibid and the same are implemented:</p> <ul style="list-style-type: none"> i. Khyber Pakhtunkhwa Forest Development Corporation (Constitution and Functioning of the Price Committee) Rules, 2002. ii. Khyber Pakhtunkhwa Forest Development Corporation Administrative Procedure Rules, 1979. iii. Khyber Pakhtunkhwa Forest

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			Seizing Rules, 2024. iii. Khyber Pakhtunkhwa Environmental Protection (Smog Prevention and Control) Rules, 2024. iv. Khyber Pakhtunkhwa Environmental Audit Rules, 2024.	Processing of Timber Rules, 2004. viii. Khyber Pakhtunkhwa Joint Forest Management (Community Participation) Rules, 2004. ix. Khyber Pakhtunkhwa Forestry Round Table Rules, 2004. x. Khyber Pakhtunkhwa Protected Forest Management Rules, 2005.		Pakhtunkhwa Breeding Facility Rules, 2021 v. Khyber Pakhtunkhwa National Park Rules, 2021. vi. Khyber Pakhtunkhwa Biosphere Reserve and Conservancy Rules, 2022	Development Corporation Regulation of Business Rules, 1979 iv. Khyber Pakhtunkhwa Forest Development Corporation (Sale of Timber & other Forest Produce Rules 1984. v. Khyber Pakhtunkhwa Forest Development Corporation Employees Contributory Provident Fund Rules, 1984
				xi. Khyber Pakhtunkhwa Forest Development Fund (Management & Utilization) Rules, 2006. xii. Khyber Pakhtunkhwa Forest Rules, 2013 xiii. Khyber Pakhtunkhwa Disposal of exploitable Trees of Woodlot Rules, 2017			

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d.	What steps are being taken to make laws in line with the above acts at an earliest?	The Department has enacted all the rules/regulations in the attached formations while adhering to the spirit of various Acts of the Assembly as noted above.	All the laws framed by this agency are in conformation with the dictates of the Khyber Pakhtunkhwa Environmental Protection Act, 2014.	Under Forest Ordinance 2002, rules are framed by the Forest Department after completion of prescribed process i.e vetting by Law Department and getting approval from the Cabinet.	Not applicable	Khyber Pakhtunkhwa Wildlife Department have already framed the above mentioned 06 Rules under the Khyber Pakhtunkhwa Wildlife and Biodiversity Act, 2015 and also following new rules are drafted, which are under consideration at various forums: 5. Khyber Pakhtunkhwa Game Reserve Rules, 2023 6. Khyber Pakhtunkhwa Private Game Reserve Rules, 2023 7. Khyber Pakhtunkhwa Zoo and Wildlife Park Rules, 2023. 8. KP Power of Wildlife Officers Rules,	All the rules framed by the Corporation are in confirmation with the dictates of the Khyber Pakhtunkhwa Forest Development Corporation Ordinance, 1990.

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						2023. The same will be notified by the competent forum.	