

**A
BILL**

*further to amend the Khyber Pakhtunkhwa Food Safety
and Halal Food Authority Act, 2014.*

WHEREAS it is expedient further to amend the Khyber Pakhtunkhwa Food Safety and Halal Food Authority Act, 2014 (Khyber Pakhtunkhwa Act No. X of 2014) 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 Food Safety and Halal Food Authority (Amendment) Act, 2019.

(2) It shall come into force at once.

2. Amendment of section 2 of the Khyber Pakhtunkhwa Act No. X of 2014.--- In the said Act, in section 2, after clause (d), the following new clause shall be inserted, namely:

“(d-i) “Chief Minister” means the Chief Minister of the Khyber Pakhtunkhwa Province”.

3. Amendment of section 4 of the Khyber Pakhtunkhwa Act No. X of 2014.--- In the said Act, in section 4,-

(i) in sub-section (1),-

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

“(a) Minister for Health; Chairperson”; and

(b) in clause (b), for the word “Member”, the word “Vice Chairperson” shall be substituted;

(ii) in sub-section (2), for the word “Government”, occurring for the first time, the words “Chief Minister” shall be substituted; and

(iii) in sub-section (3), for the word “Government”, the words “Chief Minister” shall be substituted.

4. Amendment of section 5 of the Khyber Pakhtunkhwa Act No. X of 2014.--- In the said Act, in section 5,-

(i) in sub-section 3, for the words “ any person nominated by him” the words “the Vice Chairperson” shall be substituted; and

(ii) sub-section (7) shall be deleted.

5. Amendment of section 6 of the Khyber Pakhtunkhwa Act No. X of 2014.--- In the said Act, in section 6, in sub-section (3) and (5), for the word "Government", the words "Chief Minister" shall be substituted.

6. Amendment of section 7 of the Khyber Pakhtunkhwa Act No. X of 2014.--- In the said Act, in section 7, for the word "Government", the words "Chief Minister" shall be substituted.

7. Amendment of section 11 of the Khyber Pakhtunkhwa Act No. X of 2014.--- In the said Act, in section 11, in sub-section (1), for the word "Government", occurring for the first time, the words "Chief Minister in consultation with the Chairperson" shall be substituted.

8. Amendment of section 13 of the Khyber Pakhtunkhwa Act No. X of 2014.--- In the said Act, in section 13, in sub-section (3), for the word "Government", occurring for the first time, the words "Chief Minister" shall be substituted.

9. Amendment of section 14 of the Khyber Pakhtunkhwa Act No. X of 2014.--- In the said Act, in section 14,-


- (i) in clause (g), the word "and" appearing at the end shall be deleted; and
- (ii) in clause (h), the full stop appearing at the end shall be substituted with a semi-colon and the word "and" and thereafter the following new clause shall be added, namely:

“(i) discard or destroy or dispose of any food taken into possession which appears to him to be hazardous or unsafe or toxic.”.

10. Amendment of section 29 of the Khyber Pakhtunkhwa Act No. X of 2014.--- In the said Act, in section 29, after sub-section (3), the following new sub-section shall be added, namely:

“(4) Whoever is found preparing, manufacturing, processing, storing, transporting, carrying, selling, doing, or as the case may be, any such activity relevant to food which appears to be hazardous and dangerous to human life shall be considered as toxic food and shall be punished, in addition to the fine imposed, if any, under any other section of this Act, with imprisonment which may extend to two years and shall also be liable for fine which may extend to one million rupees.”.

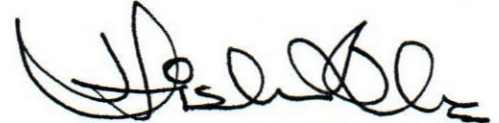
11. Amendment of section 46 of the Khyber Pakhtunkhwa Act No. X of 2014.--- In the said Act, section 46 shall be deleted.


Asstt. Legal Drafter
Govt. of Khyber Pakhtunkhwa
Law Department

STATEMENT OF OBJECTS AND REASONS

It is desirable to amend the Khyber Pakhtunkhwa Food Safety and Halal Food Authority Act, 2014 (Khyber Pakhtunkhwa Act No. X of 2014). Hence, this Bill.

Peshawar,
Dated the: ___/___/2019.



MINISTER-IN-CHARGE

Minister for Health
Khyber Pakhtunkhwa