

<sup>AS</sup>  
~~[TO BE INTRODUCED IN THE SENATE]~~

**A**

**BILL**

*further to amend the Constitution of the Islamic Republic of Pakistan*

**WHEREAS** it is expedient further to amend the Constitution of the Islamic Republic of Pakistan, for the purposes hereinafter appearing;

It is hereby enacted as follows:-

**1. Short title and commencement.-** (1) This Act may be called the Constitution (Amendment) Act, 2020.

(2) It shall come into force at once.

**2. Amendment of Article 93 of the Constitution.-** In the Constitution of the Islamic Republic of Pakistan, hereinafter referred to as the Constitution, in Article 93, after clause (2) the following new clause (3) shall be added, namely:-

“(3) Before entering upon office, an Adviser shall make before the President oath in the Form set out in the Third Schedule.”

**3. Amendment of Third Schedule of the Constitution.-** In the Constitution, in the Third Schedule for the Oath Form for the office of the Federal Minister or Minister of State, the following shall be substituted, namely:-

**"FEDERAL MINISTER OR MINISTER OF STATE OR ADVISER  
[Articles 92 (2) and 93 (3)]**

**(in the name of Allah, the most Beneficent, the most Merciful.)**

I, \_\_\_\_\_ do solemnly swear that I will bear true faith and allegiance to Pakistan:

That, as Federal Minister (or Minister of State) or Adviser; I will discharge my duties, and perform my functions, honestly, to the best of my ability, faithfully in accordance with the Constitution of the Islamic Republic of Pakistan and the law, and always in the interest of the sovereignty, integrity, solidarity, well-being and prosperity of Pakistan:

That I will strive to preserve the Islamic Ideology which is the basis for the creation of Pakistan:

That I will not allow my personal interest to influence my official conduct or my official decisions:

That I will preserve, protect and defend the Constitution of the Islamic Republic of Pakistan:

That, in all circumstances, I will do right to all manner of people, according to law, without fear or favour, affection or ill-will:

And that I will not directly or indirectly communicate or reveal to any person any matter which shall be brought under my consideration or shall become known to me as Federal Minister (or Minister of State) or Adviser, except as may be required for the due discharge of my duties as Federal Minister (or Minister of State) or Adviser, or as may be specially permitted by the Prime Minister.

May Allah Almighty help and guide me (A'meen)"

**STATEMENT OF OBJECTS AND REASONS**

It is necessary to prescribe oath for Advisers just like for Minister or Minister of State.

These Advisers have access to all official secrets. They also attend the meetings of the cabinet and can participate in the proceedings of both the Houses of the Parliament.

By making them accountable before Majlis-e-Shoora (Parliament), it should be obligatory for them to take oath under Constitution of Islamic Republic of Pakistan.

Every member of the cabinet and every member of the Parliament work under oath not these Advisers.

This is major lacuna in the Constitution and must be rectified by prescribing the same oath for these Advisers as its provided in the Constitution for the Minister or Minister of State.

**SENATOR SIRAJUL HAQ  
MEMBER-IN-CHARGE**