

AS
[~~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, 2021.

(2) It shall come into force at once.

2. Amendment of Article 89 of the Constitution.- In the Constitution of the Islamic Republic of Pakistan, in Article 89,-

(i) in clause (1), for the full stop occurring at the end a colon ":" shall be substituted, and thereafter the following proviso shall be added, namely:-

"Provided that the reasons recorded by the President shall be part of the preamble of the Ordinance."

(ii) in clause (2), in paragraph (a),-

(a) sub-paragraph "(i)" shall be omitted;

(b) sub-paragraph (ii), shall be re-numbered as sub-paragraph (i); and

(c) in the renumbered sub-paragraph "(i)", after the word "it", occurring in the first line, the expression, "does not contain provisions dealing with any of the matters referred to in sub-paragraph (i)" shall be omitted.

STATEMENT OF OBJECTS AND REASONS

It is a cardinal principle of representative democracy, that all legislation pertaining to and dealing with the levy of taxes and all matters ancillary thereto, more particularly a Money Bill, as defined in Article 73, Constitution, 1973, are to be passed by Parliament rather than by promulgation of an Ordinance. When the Constitution, 1973, is viewed in holistic manner, Article 89, Constitution, 1973, needs to be brought in harmony with Articles 73 and 77, Constitution, 1973, hence this amending Bill.

**SENATOR MIAN RAZA RABBANI
MEMBER-IN-CHARGE**