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**ISLAMABAD, MONDAY, APRIL 28, 1975**

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**PART I**

**Acts, Ordinances, President's Orders and Regulations**

**NATIONAL ASSEMBLY SECRETARIAT**

*Islamabad, the 28th April, 1975*

The following Acts of Parliament received the assent of the President on the 24th April, 1975, and are hereby published for general information:—

ACT NO. XLIV OF 1975

*An Act further to amend certain laws relating to preventive detention*

WHEREAS it is expedient further to amend certain laws relating to preventive detention for the purposes hereinafter appearing :

It is hereby enacted as follows :—

**1. Short title and commencement.**—(1) This Act may be called the Preventive Detention Laws Amendment Act, 1975.

(2) It shall come into force at once.

**2. Amendment of Act XXXV of 1952.**—In the Security of Pakistan Act, 1952 (XXXV of 1952),—

(1) for the words “Central Government” wherever occurring the words “Federal Government” shall be substituted ;

(2) in section 2, for clause (a) the following shall be substituted, namely :—

“(a) ‘Board’ means the Review Board referred to in clause (4) of Article 10 of the Constitution which is appointed by the

Chief Justice of Pakistan and consists of a Chairman and two other persons, each of whom is or has been a Judge of the Supreme Court or a High Court ;” :

(3) in section 3,—

(a) in sub-section (1), in clause (b), for the proviso the following shall be substituted, namely :

“ Provided that, within a period of twenty-four months commencing on the day of his first detention in pursuance of an order made under this clause, no person, other than a person who for the time being is an enemy alien or who is employed by, or works for, or acts on instructions received from, the enemy, or who is acting or attempting to act in a manner prejudicial to the integrity, security or defence of Pakistan or any part thereof or who commits or attempts to commit any act which amounts to an anti-national activity as defined in a Federal law or is a member of any association which has for its objects, or which indulges in, any such anti-national activity, shall be detained in pursuance of any such order for more than a total period of eight months in the case of a person detained for acting in a manner prejudicial to public order and twelve months in any other case.” : and

(b) in sub-section (4),—

(i) after the word “ place ”, the words “ as the Board may determine ” shall be inserted ; and

(ii) the word and comma “ maintenance, ” shall be omitted ;

(4) in section 6, in sub-section (2) for the word “ President ” the words “ Federal Government ” shall be substituted ;

(5) in section 6A, for sub-section (1) the following shall be substituted, namely :—

“(1) A person shall not be detained under an order made under clause (b) of sub-section (1) of section 3 for a period exceeding three months unless the Board, to which a reference shall be made by the Federal Government, has reviewed his case and reported, before the expiration of the said period, that there is, in its opinion, sufficient cause for such detention, and, if the detention is continued after the said period of three months, unless the Board has reviewed his case and reported, before the expiration of each period of three months, that there is, in its opinion, sufficient cause for such detention.” ; and

(6) in section 19, in sub-section (1), the words, brackets, letter and figures “ and such rules may provide for the maintenance of the dependants of a person detained under an order made under clause (b) of sub-section (1) of section 3 ” shall be omitted.

3. Amendment of Act XXXI of 1946. In the Foreigners Act, 1946 (XXXI of 1964),—

(1) for the words “ Central Government ” wherever occurring the words “ Federal Government ” shall be substituted ; and

(2) in section 3.—

(a) in sub-section (2), for clause (g) the following shall be substituted, namely :—

“(g) shall be arrested and, in the interest of the defence or the external affairs or the security of Pakistan, or any part thereof, detained or confined.”; and

(b) in sub-section (4),—

(i) for the words, brackets and figures “sub-section (2) of section 6” the words, brackets, letter and figures “clause (b) of sub-section (1) of section 3” shall be substituted; and

(ii) after the words “those of”, the words, brackets and figures “sub-section (2) of section 6 and” shall be inserted.