

[AS PASSED BY THE NATIONAL ASSEMBLY]

A

Bill

further to amend the Pakistan Tobacco Board Ordinance, 1968

WHEREAS it is expedient further to amend the Pakistan Tobacco Board Ordinance, 1968 (I of 1968), for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. **Short title and commencement.**- (1) This Act shall be called the Pakistan Tobacco Board (Amendment) Act, 2021.
(2) It shall come into force at once.
2. **General amendment, Ordinance I of 1968.**- In the Pakistan Tobacco Board Ordinance, 1968 (I of 1968), hereinafter referred to as the said Ordinance, for the words "North West Frontier Province", wherever occurring, the words "Khyber Pakhtunkhwa" shall be substituted;
3. **Amendment of section 3, Ordinance I of 1968.**- In the said Ordinance, in section 3,-
 - (a) in sub-section (1),-
 - (i) for the words "Federal Government", the words "administrative Division" shall be substituted;
 - (ii) in clause (c), for the words "Federal Government", the word "administrative Division" shall be substituted;
 - (iii) for clause (e), the following shall be substituted, namely:-

"(e) one member not below the rank of BPS-19, to be nominated by the Division to which business of industries stands allocated;"
 - (iv) for clause (f), the following shall be substituted, namely:-

"(f) two members not below the rank of BPS-19, of the administrative Division,"; and

(v) for clause (g), the following shall be substituted, namely:-

"(g) one member not below the rank of BPS-19, of the Division to which business of commerce stands allocated,"; and

(b) in sub-section (2), for the words "Federal Government", occurring for the first time, the words "administrative Division" shall be substituted.

4. **Amendment of section 4, Ordinance I of 1968.-** In the said Ordinance, in section 4,-

(a) in sub-section (2), for the words "Federal Government", the words "administrative Division" shall be substituted; and

(b) in sub-section (4), for the words "Federal Government", the words "administrative Division" shall be substituted.

5. **Amendment of section 12, Ordinance I of 1968.-** In the said Ordinance, in section 12,-

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

(i) for the words "Federal Government", the words "administrative Division" shall be substituted;

(ii) in clause (b), for the words "Federal Government", the words "administrative Division" shall be substituted;

(iii) in clause (c), for the words "Federal Government", the words "administrative Division" shall be substituted; and

(iv) in clause (d), for the words "Federal Government", the words "administrative Division" shall be substituted; and

(b) in sub-section (3), for the words "Federal Government", the words "administrative Division" shall be substituted.

6. **Amendment of section 13, Ordinance I of 1968.**- In the said Ordinance, for section 13, the following shall be substituted, namely:-

"13. **Functions of the committee.**—The tobacco development committee shall execute the policies of the Board in the matter of rendering assistance in the development of new tobacco growing areas and establishment of model tobacco farms in accordance with such schemes as may be approved by the administrative Division, render assistance to cultivators to improve their production and perform such other functions as the Board with approval of the administrative Division, direct."

7. **Amendment of section 14, Ordinance I of 1968.**- In the said Ordinance, in section 14, in sub-section (2), for the words "Federal Government", the words "administrative Division" shall be substituted.

8. **Amendment of section 15, Ordinance I of 1968.**- In the said Ordinance, for section 15, the following shall be substituted, namely:-

"15. **Accounts and audit.**- The accounts of the Board shall be maintained and audited in accordance with the provisions of Articles 169 and 170 of the Constitution of the Islamic Republic of Pakistan."

9. **Amendment of section 17, Ordinance I of 1968.**- In the said Ordinance, in section 17, in sub-section (1), for the words "Federal Government", the words "administrative Division" shall be substituted.

10. **Amendment of section 18, Ordinance I of 1968.**- In the said Ordinance, in section 18, in sub-section (2), for the words "Federal Government", the words "administrative Division" shall be substituted.

11. Amendment of section 19, Ordinance I of 1968.- In the said Ordinance, in section 19, for the words "Federal Government", the words "administrative Division" shall be substituted.

12. Amendment of section 20, Ordinance I of 1968.- In the said Ordinance, in section 20, for the words "Federal Government", the words "administrative Division" shall be substituted.

13. Amendment of section 20A, Ordinance I of 1968.- In the said Ordinance, in section 20A, for the words "Federal Government", the words "administrative Division" shall be substituted.

14. Amendment of section 21, Ordinance I of 1968.- In the said Ordinance, in section 21,-

(a) in sub-section (1), for the words "Federal Government", occurring for the first time, the words "administrative Division" shall be substituted; and

(b) in sub-section (2), for the words "Federal Government", the words "administrative Division" shall be substituted.

15. Amendment of section 24, Ordinance I of 1968.- In the said Ordinance, in section 24, in sub-section (3), in the proviso, for the words "Federal Government", occurring twice, the words "administrative Division" shall be substituted.

16. Amendment of section 31, Ordinance I of 1968.- In the said Ordinance, in section 31, for the words "Federal Government", the words "administrative Division" shall be substituted.

STATEMENT OF OBJECTS AND REASONS

The purpose of amendments in Pakistan Tobacco Board Ordinance (Ordinance I of 1968) is to replace the words "Federal Government" with appropriate authority(ies) in compliance of the Federal Cabinet decision No. 419/19/2017 dated 08-11-2017.

The amendments in the Ordinance are being proposed for the following reasons;

- (i) Under the PTB Ordinance 1968, powers with respect to constitution of the Board, Tobacco Development Committee, and routine matters like power to allow export, power to direct purchase (of tobacco), power to call for information, are vested in the Federal Government. These powers are proposed to be devolved to the administrative division through the Pakistan Tobacco Board Ordinance Amendment Bill, 2021.
- (ii) The amendment Bill also proposes to change the words "North-West Frontier Province" to "Khyber Pakhtunkhwa" wherever occurring in the Ordinance, in view of the change of name of the province vide 18th constitutional amendment.

This Bill is designed to achieve the aforesaid purpose.

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National Food Security &
Research