

# NATIONAL ASSEMBLY SECRETARIAT

## REPORT OF THE STANDING COMMITTEE ON LAW AND JUSTICE ON THE CONSTITUTION (AMENDMENT) BILL, 2016

I, the Chairman of the Standing Committee on Law and Justice, have the honor to present this report on the Bill further to amend the Constitution of the Islamic Republic of Pakistan [the Constitution (Amendment) Bill, 2016] referred to the Committee on the 12<sup>th</sup> January, 2016.

2. The Committee comprised the following: -

i)	Chaudhry Mahmood Bashir Virk	Chairman
ii)	Justice (Retd.) Iftikhar Ahmad Cheema	Member
iii)	Chaudhary Muhammad Ashraf	Member
iv)	Mr. Mohsin Shah Nawaz Ranjha	Member
v)	Mr. Muhammad Moeen Wattoo	Member
vi)	Mr. Muhammad Raza Hayat Harraj	Member
vii)	Sardar Muhammad Amjad Farooq Khan Khosa	Member
viii)	Ms. Kiran Haider	Member
ix)	Syed Ayaz Ali Shah Sherazi	Member
x)	Mr. Mumtaz Ahmed Tarar	Member
xi)	Ms. Asiya Naz Tanoli	Member
xii)	Mr. Rajab Ali Khan Baloch	Member
xiii)	Syed Naveed Qamar	Member
xiv)	Mr. Muhammad Ayaz Soomro	Member
xv)	Ms. Shagufta Jumani	Member
xvi)	Eng. Ali Muhammad Khan Advocate	Member
xvii)	Dr. Arif Alvi	Member
xviii)	Mr. S.A Iqbal Quadri	Member
xix)	Moulana Muhammad Khan Sherani	Member
xx)	Ms. Aisha	Member
xxi)	Mr. Zahid Hamid	Ex-officio Member

*Minister for Law and Justice*

3. The Committee in its meeting held on 3<sup>rd</sup> October, 2016 considered the above Bill in detail and unanimously approved the same.

4. The Bill, as introduced in the National Assembly, is at Annex "A". The Committee recommended that the Bill might be passed by the Assembly.

Sd/-

(CHAUDHRY MAHMOOD BASHIR VIRK)

Chairman

Sd/-

(ABDUL JABBAR ALI)

Secretary

Islamabad the 30<sup>th</sup> November, 2016

[ AS INTRODUCED IN THE NATIONAL ASSEMBLY ]

**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, 2016.

(2) It shall come into force at once.

2. **Amendment of Article 11 of the Constitution.**- In the Constitution of the Islamic Republic of Pakistan, in Article 11, in clause (3), for the word "fourteen", the word " sixteen" shall be substituted.

**STATEMENT OF OBJECTS AND REASONS**

The ILO's Convention No. 138 on the minimum age of employment emphasizes the close relationship between education and the minimum age for admission to employment or work. It states that the minimum age "shall not be less than the age of completion of compulsory schooling and, in any case, shall not be less than 15 years". However recent research suggests that only 60% of States that have fixed both a minimum age for admission to employment and an age for the end of compulsory education have aligned the two ages.

As Pakistan is signatory to the ILO Convention No. 138 Minimum Age for admission to employment Convention, 1973. Pakistan should link the minimum age for admission to employment with the compulsory education. R146 – Minimum Age Recommendation, 1973 also emphasizes on Member states that they should take as their objective the progressive raising to 16 years of the minimum age for admission to employment. There is a need to make constitutional amendment, after the insertion of Article 25 A into the Constitution, making education for 5 to 16 year olds making the responsibility of the state that the old law overseeing the employment of children be revised.

Sd/-

MS. NAFEESA INAYATULLAH KHAN KHATTAK  
MR. ASAD UMAR  
Member, National Assembly.