

NATIONAL ASSEMBLY SECRETARIAT

Subject: - REPORT OF THE STANDING COMMITTEE ON LAW AND JUSTICE ON THE SUPREME COURT AND HIGH COURT (EXTENSION OF JURISDICTION TO FEDERALLY ADMINISTERED TRIBAL AREAS) BILL, 2017

1. The Chairman of Standing Committee on Law and Justice, have the honor to present this report on the Bill to extend the jurisdiction of the Supreme Court of Pakistan and the Islamabad High Court to the Federally Administered Tribal Areas [The Supreme Court and High Court (Extension of Jurisdiction to Federally Administered Tribal Areas) Bill, 2017] referred to the Committee on 15th September, 2017.

2. The Committee comprises the following: -

1)	Chaudhry Mahmood Bashir Virk	Chairman
2)	Justice (Retd.) Iftikhar Ahmad Cheema	Member
3)	Chaudhary Muhammad Ashraf	Member
4)	Rana Muhammad Afzal Khan	Member
5)	Mr. Muhammad Moeen Wattoo	Member
6)	Mr. Muhammad Raza Hayat Harraj	Member
7)	Sardar Muhammad Amjad Farooq Khan Khosa	Member
8)	Ms. Kiran Haider	Member
9)	Syed Imran Ahmad Shah	Member
10)	Ms. Asiya Naz Tanoli	Member
11)	Mr. Rajab Ali Khan Baloch	Member
12)	Syed Naveed Qamar	Member
13)	Mr. Muhammad Ayaz Soomro	Member
14)	Ms. Shagufta Jumani	Member
15)	Mr. Shahab-ud-Din Khan	Member
16)	Eng. Ali Muhammad Khan Advocate	Member
17)	Dr. Arif Alvi	Member
18)	Mr. S.A Iqbal Quadri	Member
19)	Moulana Muhammad Khan Sherani	Member
20)	Ms. Aisha Syed	Member
21)	Minister for Law and Justice	<i>Ex-officio</i> Member

3. The Committee considered the Bill, placed at Annex-A in its meeting held on 16-10-2017 and proposed the following amendments therein: -

- 1) For the expression "Islamabad Capital Territory" wherever occurs the expression "Province of the Khyber Pakhtunkhwa" shall be substituted.
- 2) For the expression "Islamabad High Court" wherever occurs the expression "Peshawar High Court" shall be substituted.

4. The Committee recommends that the Bill placed at Annex-B may be passed by the Assembly.

Sd/-

(JAWAD RAFIQUE MALIK)
Secretary

Sd/-

(CHAUDHRY MAHMOOD BASHIR VIRK)
Chairman Standing Committee on
Law and Justice

Islamabad, the 8th December, 2017

[AS INTRODUCED IN THE NATIONAL ASSEMBLY]

A

Bill

to extend the jurisdiction of the Supreme Court of Pakistan and the Islamabad High Court to the Federally Administered Tribal Areas

WHEREAS it is expedient to extend the jurisdiction of the Supreme Court of Pakistan and the Islamabad High Court to the Federally Administered Tribal Areas;

It is hereby enacted as follows:—

1. Short title and commencement.— (1) This Act may be called the Supreme Court and High Court (Extension of Jurisdiction to Federally Administered Tribal Areas) Act, 2017.

(2) It shall come into force on such date or dates in such Federally Administered Tribal Areas or part thereof, as the Federal Government may, by notification in the official Gazette, determine from time to time.

2. Extension of jurisdiction of Supreme Court.— The Supreme Court of Pakistan shall have, in relation to the Federally Administered Tribal Areas, the same jurisdiction as it has in relation to the Islamabad Capital Territory.

3. Extension of jurisdiction of High Court.— The Islamabad High Court shall have, in relation to the Federally Administered Tribal Areas, the same jurisdiction as it has in relation to the Islamabad Capital Territory.

STATEMENT OF OBJECTS AND REASONS

In order to bring the people of FATA into the mainstream in accordance with their wishes and aspirations, it is necessary that the jurisdiction of the Supreme Court and Islamabad High Court should be extended to such areas for safeguarding their rights and providing them proper administration of justice in accordance with the Constitution.

The Bill is designed to achieve the aforesaid objects.

MR. ZAHID HAMID,
Minister for Law and Justice
Minister-in-Charge

[AS REPORTED BY THE STANDING COMMITTEE]

A

Bill

to extend the jurisdiction of the Supreme Court of Pakistan and the Peshawar High Court to the Federally Administered Tribal Areas

WHEREAS it is expedient to extend the jurisdiction of the Supreme Court of Pakistan and the Peshawar High Court to the Federally Administered Tribal Areas;

It is hereby enacted as follows:-

1. **Short title and commencement.** - (1) This Act may be called the Supreme Court and High Court (Extension of Jurisdiction to Federally Administered Tribal Areas) Act, 2017.

(2) It shall come into force on such date or dates in such Federally Administered Tribal Areas or part thereof, as the Federal Government may, by notification in the official Gazette, determine from time to time.

2. **Extension of Jurisdiction of Supreme Court.**- The Supreme Court of Pakistan shall have, in relation to the Federally Administered Tribal Areas, the same jurisdiction as it has in relation to the province of the Khyber Pakhtunkhwa.

3. **Extension of Jurisdiction of High Court.**- The Peshawar High Court shall have, in relation to the Federally Administered Tribal Areas, the same jurisdiction as it has in relation to the province of the Khyber Pakhtunkhwa.

STATEMENT OF OBJECTS AND REASONS

In order to bring the people of FATA into the mainstream in accordance with their wishes and aspirations, it is necessary that the jurisdiction of the Supreme Court and Peshawar High Court should be extended to such areas for safeguarding their rights and providing them proper administration of justice in accordance with the Constitution.

The Bill is designed to achieve the aforesaid objects.

Minister for Law and Justice
Minister-in-Charge