

**NATIONAL ASSEMBLY SECRETARIAT**

**REPORT OF THE STANDING COMMITTEE ON INTERIOR ON THE CRIMINAL LAW (AMENDMENT) BILL, 2019**

I, the Chairman of Standing Committee on Interior have the honor to present this report on the Bill further to amend the Pakistan Penal Code, 1860 (Act XLV of 1860) and the Code of Criminal Procedure, 1898 (Act V of 1898), [The Criminal Law (Amendment) Bill, 2019] (Private Member's Bill), referred to the Committee on 28<sup>th</sup> May, 2019.

2. The Committee comprises of the following:

1) <b>Raja Khurram Shahzad Nawaz</b>	<b>Chairman</b>
2) Mr. Sher Akbar Khan	Member
3) Mehar Ghulam Muhammad Lali	Member
4) Mr. Raza Nasrullah	Member
5) Khawaja Sheraz Mehmood	Member
6) Mr. Rahat Aman Ullah Bhatti	Member
7) Malik Karamat Ali Khokhar	Member
8) Sardar Talib Hassan Nakai	Member
9) Ms. Nafeesa Inayatullah Khan Khattak	Member
10) Mr. Muhammad Akhtar Mengal	Member
11) Malik Sohail Khan	Member
12) Syed Iftikhar Ul Hassan	Member
13) Mr. Mohammad Pervaiz Malik	Member
14) Mr. Nadeem Abbas	Member
15) Ms. Maryam Aurangzaib	Member
16) Syed Agha Rafiullah	Member
17) Nawab Muhammad Yousuf Talpur	Member
18) Mr. Abdul Qadir Patel	Member
19) Mr. Asmatullah	Member
20) Mr. Ijaz Ahmad Shah	Ex-officio Member
Minister for Interior	

3. The Committee considered the Bill as introduced in the National Assembly placed at **Annex-A**, in its meeting held on 19-09-2019. The Committee recommends that the Bill as introduced may be passed by the National Assembly.

- Sd -

**(TAHIR HUSSAIN)**

Secretary

Islamabad, the 26<sup>th</sup> Nov, 2019

- Sd -

**(RAJA KHURRAM SHAHZAD NAWAZ)**

Chairman

Standing Committee on Interior

**(AS REPORTED BY THE STANDING COMMITTEE)****A  
Bill**

further to amend the Pakistan Penal Code, 1860 and the Code of Criminal Procedure, 1898

WHEREAS, it is expedient to further amend the Pakistan Penal Code 1860 (Act XLV of 1860) and the Code of Criminal Procedure, 1898 (Act V of 1898) for the purposes hereinafter appearing;

It is hereby enacted as follows:-

**1. Short title and commencement.-** (1) This Act shall be called the Criminal Law (Amendment) Act, 2019.

(2) It shall come into force at once.

**2. Insertion of new section 329A, Act XLV of 1860.-** In the Pakistan Penal Code, 1860 (Act XLV of 1860), after section 329, the following new section shall be inserted, namely,-

**"329A. Concealment of birth of a child.-** Whoever, intentionally conceals birth of a child or abets in such concealment intentionally shall be punishable with imprisonment of either description for a term which may extend to one year, or with fine, or with both:

Provided that in case of illegitimacy, if such child is handed over to a Protection Centre established by Government, the provisions of this section shall not apply:

Provided further that in case of such handing over of a child, name of her mother shall be kept confidential."

**3. Amendment of the Second Schedule, Act V of 1898.-** In the Code of Criminal Procedure, 1898 (Act V of 1898), in the Second Schedule, after the entries relating to section 329, the following shall be inserted, namely:-

1	2	3	4	5	6	7	8
"329A	Concealment of birth of a child	Ditto..	Ditto..	Ditto..	Ditto..	Imprisonment of either description for one year, or fine, or both.	Ditto.."

**STATEMENT OF OBJECTS AND REASONS**

Although in Pakistan's Criminal Legal system there exist several provisions dealing with child abandonment, but still infants are dumped in a putrid heap of broken bottles, discarded sanitary items and household trash. Section 329 of the Penal Code deals with concealment of birth by secret disposal of dead body, so after the birth most of the children are left at birthplace that later on become subject to slavery, human trafficking or lose their lives in human organ transplant.

For securing such innocent lives, this amendment Bill seeks to ensure safety of innocent children by inserting a new Section 329A in the Pakistan Penal Code and entries relating to thereof in the Code of Criminal Procedure.

This Bill, therefore, seeks to achieve the aforesaid objectives.

Sd/-

**NAFEESA INAYATULLAH KHAN KHATTAK**  
Member, National Assembly