

## NATIONAL ASSEMBLY SECRETARIAT

### REPORT OF THE STANDING COMMITTEE ON INTERIOR ON THE ISLAMABAD CAPITAL TERRITORY WAQF PROPERTIES BILL, 2020

I, Chairman of the Standing Committee on Interior have the honour to present this report on the Bill for the proper management and administration of Waqf properties [The Islamabad Capital Territory Waqf Properties Bill, 2020] (Government Bill), referred to the Committee on 27<sup>th</sup> July, 2020.

2. The Committee comprises the following:

1) Raja Khurram Shahzad Nawaz	Chairman
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) Nawabzada Shazain Bugti	Member
12) Malik Sohail Khan	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, Minister for Interior	Ex-officio Member

3. The Committee considered the Bill as introduced in the National Assembly placed at Annex-A, in its meetings held on 28-7-2020, 29-7-2020, 7-8-2020 and 10-8-2020 and proposed the following amendments, therein:-

1) Clause 1

In clause 1, in sub-clause (2), after the word, 'territory' the word, "Islamabad", shall be added.

2) Clause 2

In clause 2.-

- i) the entire paragraphs shall be re-arranged alphabetically and re-marked accordingly;
- ii) In re-marked paragraph (e), the expression, "the oversight bodies for SRBs", shall be omitted.

3)

Caluse-3

In caluse-3.-

i) for sub-clause (2), the following shall be substituted, namely:-

“(2) No person shall be appointed as chief administrator unless he is a Muslim and serving Government servant of BS-19.”;

ii) in sub-clause (3), for the words, “corporate body”, the word, “Corporation”, shall be substituted.

4.

Clause 6

In clause 6, in sub-clause (1), for the word, “them”, the word, “him” shall be substituted.

5.

Clause 8

In clause 8.-

- a) In sub-clause (1), after the expression, “contained in”, the expression, “section 22 of Religious Endowments Act, 1863 (XX of 1860)”, shall be inserted.
- b) in proviso, for the expression, “or person”, the expression, “and on such terms and conditions as may be agreed upon between such person” shall be substituted.
- c) in the proviso, for the full stop at the end a colon shall be substituted and thereafter, the following new proviso shall be inserted, namely:-

“Provided further that the notification shall be served upon the management or the mutawalli and also affixed on some prominent part of the property which is sought to be taken over.”

6.

Clause 9

In clause-9, in sub-clause (1), after the word, “entity”, the expression “as defined in the Anti-Money Laundering Act, 2010(VII of 2010)” shall be inserted.

7)

Clause 13

In clause, 13, in paragraph (b), the proviso shall be omitted.

8)

Clause 14

In clause-14, the expression, “without notice to the chief administrator”, appearing after the expression, “section 8”, shall be omitted.

9)

Clause 15

In clause-15, the word, “Islamabad” shall be omitted.

10)

Clause 16

In clause-16, for sub-clause (1) the following shall be substituted, namely:-

“(1) The chief administrator shall in respect of a waqf property regarding which a notification under section 8, has been issued and the gross annual income from which exceeds one hundred thousand rupees and on other cases may settle a scheme for the administration and development of such waqf property.”

11) Clause 17

In clause 17, in sub-clause (3), before the word, “Government” the word, “Federal”, shall be inserted.

12) Clause 19

In clause 19, for sub-clause (3), the following shall be substituted, namely:-

“(3) At the end of each financial year the accounts maintained by the chief administrator shall be audited by such authority as may be prescribed by the chief commissioner, ICT and the audit report with the comments of the chief commissioner, ICT shall be laid before Federal Government.”

13) Clause 22

In clause 22.-

- i) In sub-clause (1), the word, “any” shall be omitted.
- ii) In sub-clause (2), for the expression, “prescribed”, appearing at the end, the expression, “specified in the Anti Money Laundering Act, 2010(VII of 2010)” shall be substituted.

14) Clause 26

Clause 26, shall be omitted and the remaining clauses shall be renumbered accordingly.

15) Clause 27

In renumbered clause 26, in paragraph b), after the word, “fine”, the expression, “upto twenty five million”, shall be inserted.

16) Clause 29

In renumbered clause 28, for the word, “The”, appearing at the start, the expression, “Subject to the approval by the Federal Government, the”, shall be substituted.

4. The Committee recommends that the Bill as reported by the Standing Committee placed at (Annex-B) may be passed by the National Assembly.

(TAHIR HUSSAIN)

Secretary

Islamabad 10<sup>th</sup> August, 2020

(RAJA KHURRAM SHAHZAD NAWAZ)

Chairman