

## NATIONAL ASSEMBLY SECRETARIAT

### REPORT OF THE STANDING COMMITTEE ON FEDERAL EDUCATION AND PROFESSIONAL TRAINING ON THE DISABLED PERSONS (EMPLOYMENT AND REHABILITATION) (AMENDMENT) BILL, 2019.

I, Chairman of the Standing Committee on Federal Education and Professional Training, have the honour to present this report on the Bill further to amend the Disabled Persons (Employment and Rehabilitation) (Amendment) Ordinance, 1981 (XL of 1981) [the Disabled Persons (Employment and Rehabilitation) (Amendment) Bill, 2019] (Private Member's Bill), referred to the Standing Committee on 30<sup>th</sup> April, 2019.

2. The Committee comprises the following Members: -

1) <b>Mian Najeeb ud Din Awaisi</b>	<b>Chairman</b>
2) Mr. Ali Nawaz Awan	Member
3) Mr. Sadaqat Ali Khan	Member
4) Mr. Umar Aslam Khan	Member
5) Ms. Nafeesa Inayatullah Khan Khattak	Member
6) Ms. Andleeb Abbas	Member
7) Ms. Ghazala Saifi	Member
8) Ms. Asma Qadeer	Member
9) Ms. Tashfeen Safdar	Member
10) Mrs. Farukh Khan	Member
11) Ms. Mehnaz Akber Aziz	Member
12) Ch. Muhammad Hamid Hameed	Member
13) Dr. Shazia Sobia Aslam Soomro	Member
14) Mr. Abid Hussain Bhayo	Member
15) Ms. Mussarat Rafiq Maheasr	Member
16) Ms. Musarat Asif Khawaja	Member
17) Ms. Javairia Zafar Aheer	Member
18) Mr. Muhammad Farooq Azam Malik	Member
19) Mr. Asmatullah	Member
20) Ms. Kiran Imran Dar	Member
21) Mr. Shafqat Mahmood	Ex-Officio Member
Minister for Federal Education and Professional Training	

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- Ms. Tahira Aurangzeb, MNA Mover of the Bill

3. The Committee considered the Bill, placed at Annex-A, in its meeting held on 20<sup>th</sup> May, 2019 and recommends that the Bill as introduced in the National Assembly may be passed by the Assembly.

Sd/-  
**(Tahir Hussain)**  
Secretary  
Islamabad the 17<sup>th</sup> July, 2019

Sd/-  
**(Mian Najeeb ud Din Awaisi)**  
Chairman  
Standing Committee on Federal Education  
and Professional Training

[AS REPORTED BY THE STANDING COMMITTEE]

A

Bill

further to amend the Disabled Persons (Employment and Rehabilitation) Ordinance, 1981

**WHEREAS** it is expedient further to amend the Disabled Persons (Employment and Rehabilitation) Ordinance, 1981 (XL of 1981) for the purposes hereinafter appearing;

It is hereby enacted as under:

**1. Short title, extent and commencement.**— (1) This Act may be called the Disabled Persons (Employment and Rehabilitation) (Amendment) Act, 2019.

(2) It extends to the Islamabad Capital Territory.

(3) It shall come into force at once.

**2. Insertion of new section 10A, Ordinance XL of 1981.**— In the Disabled Persons (Employment and Rehabilitation) Ordinance, 1981 (XL of 1981), hereinafter referred to as the said Ordinance, after section 10, the following new section 10A, shall be added, namely.—

**"10A. Effective Access to the disabled persons.**— (1) Notwithstanding anything contained in this Ordinance or any other law for the time being in force, the Government shall approve construction plans for new public and privately owned buildings to be used for public offices, which ensure provision of effective access of wheelchair and other assisted mode used by the disabled persons.

(2) The Government organizations shall bring necessary changes in the existing public and privately owned buildings housing public offices for effective access to disabled persons."

**3. Amendment of section 20, Ordinance XL of 1981.**— In the said Ordinance, the existing provision of section 20 shall be re-numbered as sub-section (1) thereof, and thereafter the following new sub-section (2), shall be inserted, namely:—

"(2) Notwithstanding anything contained in this Ordinance or any other law for the time being in force, a person found guilty of misusing any provision of the Ordinance or any law, rule or regulation to fraudulently offer employment or extend right thereunder to a person who does not fall within the meanings of disabled person, both of them shall be punished with rigorous imprisonment for a term which may extend to two years but not less than three months."

**STATEMENT OF OBJECTS AND REASONS**

The Government of Pakistan promulgated Disabled Persons (Employment and Rehabilitation) Ordinance, 1981 (Ordinance XL of 1981) with an objective to economically and socially empower the persons with disabilities by providing job quota in the public organization. It has been observed that due to ineffective enforcement the authorities were not enforcing the law effectively. In addition due to lack of appropriate physical access to the work place, the employed persons are not able to discharge their duties effectively.

It is also needed that in order to make the disable persons effective and inclusive part of the society, the private sector should also provide employment to such persons.

Furthermore, it is a growing practice that the legal provision have been misused and people who are not qualified to be called as persons with disabilities are getting benefit of law prescribed for such persons.

This Bill is designed to achieve the purpose to expand the scope of the law to make physical access easy for the disabled persons, encourage private sector for job provision, and to make the misuse of law punishable.

Sd/-

**MS. TAHIRA AURANGZEB,**  
Member, National Assembly.