

## NATIONAL ASSEMBLY SECRETARIAT

### REPORT OF THE STANDING COMMITTEE ON MARITIME AFFAIRS ON THE GWADR PORT AUTHORITY (AMENDMENT) BILL, 2021

I, Chairman of the Standing Committee on Maritime Affairs, have the honour to present this report on the Bill further to amend the Gwadar Port Authority Ordinance, 2002 (LXXVII of 2002) [The Gwadar Port Authority (Amendment) Bill, 2021] (Govt. Bill) referred to the Standing Committee on 04<sup>th</sup> December, 2019.

2. The Committee comprises of the following:-

1.	<b>Mir Amer Ali Khan Magsi</b>	<b>Chairman</b>
2.	Mr. Muhammad Yaqoob Shaikh	Member
3.	Rana Muhammad Qasim Noon	Member
4.	Mr. Faheem Khan	Member
5.	Mr. Saif Ur Rehman	Member
6.	Mr. Abdul Shakoor Shad	Member
7.	Mir Khan Muhammad Jamali	Member
8.	Mr. Jamil Ahmed Khan	Member
9.	Mr. Lal Chand	Member
10.	Mr. Usama Qadri	Member
11.	Ms. Shahnaz Naseer Baloch	Member
12.	Mr. Mohammad Aslam Bhootani	Member
13.	Mr. Azhar Qayyum Nahra	Member
14.	Mr. Qaiser Ahmed Sheikh	Member
15.	Ch. Muhammad Shahbaz Babar	Member
16.	Begum Tahira Bokhari	Member
17.	Mr. Kesoo Mal Kheal Das	Member
18.	Jam Abdul Karim Bijar	Member
19.	Mr. Abdul Qadir Patel	Member
20.	Mr. Kamal Uddin	Member
21.	Syed Ali Haider Zaidi	Ex-officio Member
	Minister for Maritime Affairs	

3. The Committee considered the Bill as introduced in the National Assembly placed at Annex-A in its meetings held on 22-1-2020, 26-2-2020, 25-9-2020 and 11-3-2021. The Committee recommends that the Bill as introduced may be passed by the National Assembly. However, note of dissent given by Mr. Abdul Qadir Patel and Mr. Khesoo Mal Khel Das, MNAs is placed at Annex-B.

Sd/-

(TAHIR HUSSAIN)

Secretary

Islamabad, the 28<sup>th</sup> May, 2021

Sd/-

(MIR AMER ALI KHAN MAGSI)

Chairman

Standing Committee on Maritime Affairs

**[AS REPORTED BY THE STANDING COMMITTEE]****A****BILL**

*further to amend the Gwadar Port Authority Ordinance, 2002*

**WHEREAS** it is expedient further to amend the Gwadar Port Authority Ordinance, 2002 (LXXVII of 2002), for the purpose hereinafter appearing;

It is hereby enacted as follows:-

1. **Short title and commencement.** - (1) This Act shall be called the Gwadar Port Authority (Amendment) Act, 2021.

(2) It shall come into force at once.

2. **Amendment of section 2, Ordinance LXXVII of 2002.-** In the Gwadar Port Authority Ordinance, 2002 (LXXVII of 2002), hereinafter referred to as the said Ordinance, in section 2, after clause (g), the following new clause shall be inserted, namely.-,

"(ga) "division concerned" means the division to which the subject of the Authority stands allocated;"

3. **Amendment of section 6, Ordinance LXXVII of 2002.-** In the said Ordinance, in section 6, for the words "Federal Government", the word "Prime Minister" shall be substituted.

4. **Amendment of section 7, Ordinance LXXVII of 2002.-** In the said Ordinance, in section 7, for the words "Federal Government", the words "division concerned" shall be substituted.

5. **Amendment of section 8, Ordinance LXXVII of 2002.-** In the said Ordinance, in section 8, in sub-section (2), for the words "Federal Government", the words "division concerned" shall be substituted.

6. **Amendment of section 13, Ordinance LXXVII of 2002.-** In the said Ordinance, in section 13, in sub-section (2), for the words "Federal Government", wherever occurring, the words "division concerned" shall be substituted.

7. **Amendment of section 14, Ordinance LXXVII of 2002.-** In the said Ordinance, in section 14, for the words "Federal Government", wherever occurring, the words "division concerned" shall be substituted.

8. **Amendment of section 20, Ordinance LXXVII of 2002.-** In the said Ordinance, in section 20, for the words "Federal Government", the words "division concerned" shall be substituted.

9. **Amendment of section 25, Ordinance LXXVII of 2002.-** In the said Ordinance, in section 25, for the words "Federal Government", the words "division concerned", shall be substituted.

10. **Amendment of section 26, Ordinance LXXVII of 2002.-** In the said Ordinance, in section 26, for the words "Federal Government", wherever occurring, the words "division concerned" shall be substituted.

11. **Amendment of section 29, Ordinance LXXVII of 2002.-** In the said Ordinance, in section 29, for the words "Federal Government", the words "division concerned" shall be substituted.

12. **Amendment of section 30, Ordinance LXXVII of 2002.-** In the said Ordinance, in section 30, for the words "Federal Government", the words "division concerned" shall be substituted.

13. **Amendment of section 31, Ordinance LXXVII of 2002.**- In the said Ordinance, in section 31, for the words "Federal Government", the words "division concerned" shall be substituted.

14. **Amendment of section 32, Ordinance LXXVII of 2002.**- In the said Ordinance, in section 32, for the words "Federal Government", wherever occurring the words the words "Finance division" shall be substituted.

15. **Amendment of section 51, Ordinance LXXVII of 2002.**- In the said Ordinance, in section 51, for the words "Federal Government", the words "division concerned with the concurrence of other relevant stakeholders" shall be substituted.

16. **Amendment of section 52, Ordinance LXXVII of 2002.**- In the said Ordinance, in section 52, for the words "Federal Government", the word "Prime Minister" shall be substituted.

17. **Amendment of section 53, Ordinance LXXVII of 2002.**- In the said Ordinance, in section 53, for the words "Federal Government", the words "division concerned" shall be substituted.

18. **Amendment of section 60, Ordinance LXXVII of 2002.**- In the said Ordinance, in section 60, for the words "Federal Government", wherever occurring the words "division concerned" shall be substituted.

19. **Amendment of section 66, Ordinance LXXVII of 2002.**- In the said Ordinance, in section 66, for the words "Federal Government", wherever occurring, the words "division concerned" shall be substituted.

20. **Amendment of section 70, Ordinance LXXVII of 2002.**- In the said Ordinance, in section 70, in the proviso, for the words "Federal Government", the words "division concerned" shall be substituted.

21. **Amendment of section 71, Ordinance LXXVII of 2002.-** In the said Ordinance, in section 71, for the words "Federal Government", the words "division concerned" shall be substituted.

22. **Amendment of section 72, Ordinance LXXVII of 2002.-** In the said Ordinance, in section 72, for the words "Federal Government", the words "division concerned" shall be substituted.

23. **Amendment of section 73, Ordinance LXXVII of 2002.-** In the said Ordinance, in section 73, for the words "Federal Government", the words "division concerned" shall be substituted.

24. **Amendment of section 75, Ordinance LXXVII of 2002.-** In the said Ordinance, in section 75, for the words "Federal Government", the words "division concerned" shall be substituted.

25. **Amendment of section 77, Ordinance LXXVII of 2002.-** In the said Ordinance, in section 77, for the words "Federal Government", the words "division concerned" shall be substituted.

## **STATEMENT OF OBJECTS AND REASONS**

The object of incorporating amendments in the GPA Ordinance is to substitute the words "Federal Government" with the appropriate terms so that the official work may be done efficiently and expeditiously in light of the Judgment of the Supreme Court reported as PLD 2016 SC 808.

Minister-in-charge

**NOTE OF DISSENT**

There is no clarity between the word big and small. It is totally up-to authority to define small and big. So conflict of interest in always there. It is the clear cut violation of the Mustafa impacts and 2016 of Supreme Court. Supreme Court says the authority is the cabinet.

Sd/-

**(KHESOO MAL KHEEL DAS)**

MNA (NA-339)

Sd/-

**(ABDUL QADIR PATEL)**

MNA (NA-248)