

NATIONAL ASSEMBLY SECRETARIAT

REPORT OF THE STANDING COMMITTEE ON LAW AND JUSTICE ON THE LEGAL PRACTITIONERS AND BAR COUNCILS (AMENDMENT) BILL, 2021

I, Chairman of the Standing Committee on Law and Justice, have the honor to present this report on the Bill further to amend the Legal Practitioners and Bar Councils Act, 1973, (Act No. XXXV of 1973) [The Legal Practitioners and Bar Councils (Amendment) Bill, 2021] (Private Member's Bill) referred to the Committee on 26th January, 2021.

2. The Committee comprises the following: -

1. Mr. Riaz Fatyana	Chairman
2. Mr. Atta Ullah	Member
3. Mr. Lal Chand	Member
4. Mr. Muhammad Farooq Azam Malik	Member
5. Ms. Kishwer Zehra	Member
6. Ms. Maleeka Ali Bokhari	Member
7. Mr. Muhammad Sana Ullah Khan Masti Khel	Member
8. Malik Muhammad Ehsan Ullah Tiwana	Member
9. Agha Hassan Baloch	Member
10. Mr. Junaid Akbar	Member
11. Ms. Shunila Ruth	Member
12. Mr. Mohsin Nawaz Ranjha	Member
13. Rana Sana Ullah Khan	Member
14. Ch. Mehmood Bashir Virk	Member
15. Mr. Usman Ibrahim	Member
16. Khawaja Saad Rafique	Member
17. Mr. Qadir Khan Mandokhail	Member
18. Syed Naveed Qamar	Member
19. Ms. Nafisa Shah	Member
20. Ms. Aliya Kamran	Member
21. Barrister Dr. Muhammad Farogh Naseem Minister for Law and Justice	Member Ex-officio Member

3. The Committee Considered the Bill as introduced in the National Assembly Placed at **Annex-A**, in its meetings held on 15th July and 16th September 2021. The Committee made the following Amendments therein.-

(1) Clause 2

In Clause 2, for the expression, "thirty seven", the expression, "twenty nine", shall be substituted.

(2) Clause 3

Clause 3, shall be substituted with the following, namely: -

"3. **Amendment in Schedule of the Act No. XXXV of 1973:** - In the said Act, in the Schedule, in the title, KHYBER PAKHTUNKHWA BAR COUNCIL, after heading,

GROUP OF DISTRICTS-VI, following new heading, GROUP OF DISTRICTS-VII,
shall be added namely;-

“GROUP OF DISTRICTS-VII

Name of District:

Khyber + Mohmand + Bajaur +.....01

Orakzai + Kurram + South Waziristan +

North Waziristan”

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

Sd/-

TAHIR HUSSAIN

Secretary

Islamabad, the 27th September, 2021

Sd/-

(RIAZ FATYANA)

Chairman

[TO BE INTRODUCED IN THE NATIONAL ASSEMBLY]

A

Bill

further to amend the Legal Practitioners and Bar Councils Act, 1973

WHEREAS it is expedient further to amend the Legal Practitioners and Bar Councils Act, 1973 for the purposes hereinafter appearing:-

It is hereby enacted as follows:-

1. Short title and commencement.-(1) This Act may be called the Legal Practitioners and Bar Councils (Amendment) Act, 2024.

(2) It shall come into force at once.

2. Amendment of section 5, Act XXXV of 1973.- In the Legal Practitioners and Bar Councils Act, 1973, in the said Act, in section 5, in sub-section(2), in paragraph (a), for the figures "twenty eight" appearing against Khyber Pakhtunkhwa Bar Council, the figures "thirty seven" shall be substituted.

3. Amendment in Schedule of the Act No. XXXV of 1973:- In this Act, in schedule, for the Khyber Pakhtunkhwa Bar Council and corresponding entries relating thereto the following shall be substituted, namely:-

"KHYBER PAKHTUNKHWA BAR COUNCIL**GROUP OF DISTRICTS-I**

Name of districts	Seats
(1) Peshawar	08
(2) Charsadda	01
(3) Nowshera	01
(4) Khyber	01
(5) Mohmand	01
(6) Bajawar	01

GROUP OF DISTRICTS-II

Name of districts	Seats
(1) Mardan	03
(2) Swabi	01

GROUP OF DISTRICTS-III

Name of districts	Seats
(1) Kohat+Hangu+Orakzai+Kurrum	03
(2) Karak	01

GROUP OF DISTRICTS-IV

Name of districts	Seats
(1) D.I.Khan+Tank	02
(2) Bannu	01
(3) Lakki Marwat	01
(4) South Waziristan	01
(5) North Waziristan	01

GROUP OF DISTRICTS-V

Name of districts	Seats
(1) Haripur	01
(2) Abbottabad	02
(3) Mansehra+Batagram	02

GROUP OF DISTRICTS-VI

Name of districts	Seats
(1) Mingora	01
(2) Shangla+Alpuri+Kohistan	01
(3) Daggar+Buner+Malakand+Batkhela	01
(4) Timargara+Dir+Dir Bala	01
(5) Chitral	01"

STATEMENT OF OBJECTS AND REASONS

The Bar Councils are autonomous organization working under the Statutes/Rules for the benefits of lawyers community, who in return work for the upholding of the Constitution, Law and Rules. After the 25th Constitutional Amendment, the Tribal Areas/FR including seven agencies merged in Khyber Pakhtunkhwa and the laws of land were adopted for the running of government affairs. Before merging the judicial system in the erstwhile FATA was runned /administered by the Federal Government through its executive officer. After merging a dire need has arised for developing a legal community by giving them opportunities in Khyber Pakhtunkhwa Bar Council.

2. Most lawyers from those merged areas are enrolled and practicing profession in adjacent cities because they have no Bar to either enroll, practice or contest election, therefore it is the dire need to recognize the lawyer of erstwhile tribal areas by enhancing the Bar Council seats, as it does not correspond with the current population as well.

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

Sd/-

MR. MOHSIN DAWAR
Member, National Assembly

[AS REPORTED BY THE STANDING COMMITTEE]

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Bill

further to amend the Legal Practitioners and Bar Councils Act, 1973

WHEREAS it is expedient further to amend the Legal Practitioners and Bar Councils Act, 1973 for the purposes hereinafter appearing: -

It is hereby enacted as follows: -

1. Short title and commencement. -(1) This Act may be called the Legal Practitioners and Bar Councils (Amendment) Act, 2021.

(2) It shall come into force at once.

2. Amendment of section 5, Act XXXV of 1973.- In the Legal Practitioners and Bar Councils Act, 1973, hereinafter referred as the said Act, in section 5, in sub-section (2), in paragraph (a), for the figures "twenty eight" appearing against Khyber Pakhtunkhwa Bar Council, the figures "twenty nine" shall be substituted.

3. Amendment in Schedule of the Act No. XXXV of 1973: - In the said Act, in the Schedule, in the title, KHYBER PAKHTUNKHWA BAR COUNCIL, after heading, GROUP OF DISTRICTS-VI, following new heading, GROUP OF DISTRICTS-VII, shall be added namely: -

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