



SENATE SECRETARIAT

Report No. 03

REPORT OF THE SENATE STANDING COMMITTEE ON LAW AND JUSTICE



“THE SUCCESSION (AMENDMENT) BILL, 2018”

PRESENTED BY

**Senator Muhammad Javed Abbasi
Chairman
Standing Committee on Law and Justice**

SENATE SECRETARIAT


REPORT OF THE STANDING COMMITTEE ON LAW AND JUSTICE ON "THE SUCCESSION (AMENDMENT) BILL, 2018"

I, Chairman of the Standing Committee on Law and Justice, have the honour to present report on "The Succession (Amendment) Bill, 2018" introduced by Minister for Law and Justice, on 24th May, 2018. The Bill, upon introduction, was referred to the Standing Committee for consideration and report.

2. The composition of the Standing Committee on Law and Justice is as under:-

1.	Senator Muhammad Javed Abbasi	Chairman
2.	Senator Mian Raza Rabbani	Member
3.	Senator Farooq Hamid Naek	Member
4.	Senator Hasil Khan Bizenjo	Member
5.	Senator Siraj ul Haq	Member
6.	Senator Syed Muzafar Hussain Shah	Member
7.	Senator Ms. Ayesha Raza Farooq	Member
8.	Senator Musadik Masood Malik	Member
9.	Senator Ghous Muhammad Khan Niazi	Member
10.	Senator Mustafa Nawaz Khokar	Member
11.	Senator Sana Jamali	Member
12.	Minister for Law and Justice	Ex-officio Member

3. The Committee considered the Bill in its meetings held on 5th September, 2018, under the Chairmanship of Senator Muhammad Javed Abbasi, which was attended by the following hon'ble Members:-

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- i. Senator Muhammad Javed Abbasi
 - ii. Senator Mian Raza Rabbani
 - iii. Senator Hasil Khan Bizenjo
 - iv. Senator Syed Muzafar Hussain Shah


- v. Senator Ms. Ayesha Raza Farooq
- vi. Senator Musadik Masood Malik
- vii. Senator Ghous Muhammad Khan Niazi
- viii. Senator Sana Jamali

4. The Ministry of Law and Justice briefed the Committee that The Law and Justice Commission of Pakistan (LJCP) in its Report No. 96 discussed the pre-independence reference to "un-mixed Asiatic descent" contained in the definition of "Pakistani Christian" under section 2(d) of the Succession Act, 1925. This is considered discriminatory and offending for the Christian community and Law and Justice Commission of Pakistan (LJCP) in the said report proposed amendment in the said definition to omit this reference. Accordingly, the existing definition has been substituted as shown in the comparative statement.

5. All Members present supported the amendment and voted in favour of the Bill.

6. Accordingly, the Committee recommends that "The Succession (Amendment) Bill, 2018", may be passed by the Senate of Pakistan. (Copy of Bill is annexed).


(RABEEA ANWAR)
J.S / Secretary Committee


(SENATOR MUHAMMAD JAVED ABBASI)
Chairman
Standing Committee on Law & Justice

^{As}
~~[TO BE INTRODUCED IN THE SENATE]~~

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Bill

further to amend the Succession Act, 1925 to the extent of its application to Islamabad Capital Territory.

WHEREAS it is expedient further to amend the Succession Act, 1925 (XXXIX of 1925) for the purpose hereinafter appearing;

It is hereby enacted as follows:

1. **Short title, extent and commencement.**— (1) This Act may be called the Succession (Amendment) Act, 2018.

(2) It shall extend to the Islamabad Capital Territory.

(3) It shall come into force at once.

2. **Amendment in section 2 of Act XXXIX of 1925.**— In the Succession Act, 1925 (XXXIX of 1925), in section 2, for clause (d), the following shall be substituted:

“(d) “Pakistani Christian” means a citizen of Pakistan who professes any form of Christian religion;”.

STATEMENT OF OBJECTS AND REASONS

The Law and Justice Commission of Pakistan (LJCP) in its Report No. 96 discussed the pre-independence reference to ‘un-mixed Asiatic descent’ contained in the definition of ‘Pakistani Christian’ under section 2(d) of the Succession Act, 1925. This is considered discriminatory and offending for the Christian community and LJCP proposed amendment in the said definition to omit this reference. Hence this Bill.


MINISTER INCHARGE