

# **SENATE OF PAKISTAN**



## **REPORT OF THE SENATE STANDING COMMITTEE ON NARCOTICS CONTROL**

**ON**

**CONTROL OF NARCOTICS SUBSTANCES (AMENDMENT) BILL, 2021  
INTRODUCED BY SENATOR SHAHADAT AWAN ON 27<sup>TH</sup> SEPTEMBER, 2021**

**REPORT NO. 02 OF 2021**

**PRESENTED BY:**

**SENATOR EJAZ AHMED CHAUDHARY**

**CHAIRMAN COMMITTEE**

STATE OF TEXAS



IN SENATE, FEBRUARY 1, 1901.

REPORT OF THE

COMMISSIONER OF THE GENERAL LAND OFFICE

FOR THE YEAR 1900.

BY J. M. HARRIS,

COMMISSIONER.

PRINTED BY THE

STATE OF TEXAS.

## **SENATE SECRETARIAT**

### **REPORT OF THE SENATE STANDING COMMITTEE ON NARCOTICS CONTROL ON CONTROL OF NARCOTICS SUBSTANCES (AMENDMENT) BILL, 2021. INTRODUCED BY SENATOR SHAHADAT AWAN ON 27TH SEPTEMBER, 2021**

I, Senator Ejaz Ahmed Chaudhary, Chairman Standing Committee on Narcotics Control have the honour to present, on behalf of the Committee, this report of the Senate Standing Committee on Narcotics Control on Control of Narcotics Substances (Amendment) Bill, 2021, introduced by Senator Shahadat Awan on 27th September, 2021 and referred to the Committee for consideration and report.

2. The composition of the Committee is as under:

|   |                   |
|---|-------------------|
| 1. Senator Ejaz Ahmed Chaudhary           | Chairman          |
| 2. Senator Dost Muhammad Khan             | Member            |
| 3. Senator Falak Naz                      | Member            |
| 4. Senator Muhammad Ayub                  | Member            |
| 5. Senator Rana Maqbool Ahmed             | Member            |
| 6. Senator Hilal-ur-Rehman                | Member            |
| 7. Senator Atta-ur-Rehman                 | Member            |
| 8. Senator Shahadat Awan                  | Member            |
| 9. Senator Anwar Lal Dean                 | Member            |
| 10. Senator Jam Mahtab Hussain Dahar      | Member            |
| 11. Senator Naseebullah Bazai             | Member            |
| 12. Senator Prof. Sajid Mir               | Member            |
| 13. Senator Sardar Muhammad Shafiq Tareen | Member            |
| 14. Minister for Narcotics Control        | Ex-Officio Member |

3. The Committee considered the Bill in its meeting held on 16<sup>th</sup> November, 2021. The following attended the meeting :-

|                                     |          |
|-------------------------------------|----------|
| 1. Senator Ejaz Ahmed Chaudhary     | Chairman |
| 2. Senator Dost Muhammad Khan       | Member   |
| 3. Senator Shahadat Awan            | Member   |
| 4. Senator Jam Mahtab Hussain Dahar | Member   |
| 5. Senator Prof. Sajid Mir          | Member   |
| 6. Senator Bahramand Khan Tangi     | Mover    |

2. The Committee had detailed discussion on the Bill. The Mover of the Bill Senator Shahadat Awan while describing the objective of the Bill said that the



amendment seeks to authorize any police officer on duty to arrest the accused under Control of Narcotics Substances Act, 1997 (XXV of 1997).

3. The Ministry said that the proposed amendment in the Act is principally supported by the Ministry with some modifications. It proposed that instead of using the word "any police officer" an officer not below the rank of Assistant Sub-Inspector of police may be replaced. Following amendment was proposed by the Ministry:

- i. **Amendment of section 21. Act XXV of 1997:** In the Control of Narcotic Substances Act, 1997 (XXV of 1997), in section 21, in subsection (1), in clause (d), for the full stop "." occurring at the end, a colon ":" shall be substituted and thereafter the following proviso shall be inserted, namely:-

"Provided that for entry, search, seizure and arrest at public place an officer not below the rank of Assistant Sub Inspector of police or equivalent authorized by the Federal Government or Provincial Government shall have the power to proceed under this Act."

4. The Mover Senator Shahadat Awan accepted the proposed amendment from the M/o of Narcotics Control along with the necessary modification in the statement of object and reasons. After discussion, the Bill was put to vote. The Committee unanimously adopted the Bill with above-mentioned amendment and disposed of the Private Member Bill.

5. The Committee recommends that "Control of Narcotics Substances (Amendment) Bill, 2021" as reported by the Committee may be passed by the Senate. The Bill as reported by the Committee is at Annex-A and the Bill as introduced in the Senate is at Annex-B.



(ADNAN IBNE ASAD)  
Secretary Committee



(SENATOR EJAZ AHMED CHAUDHARY)  
Chairman Committee

**(AS REPORTED BY THE COMMITTEE)**

**A**

**BILL**

*further to amend the Control of Narcotic Substances Act, 1997*

**WHEREAS** it is expedient further to amend the Control of Narcotic Substances Act, 1997 (XXV of 1997), for the purposes hereinafter appearing;

It is hereby enacted as follows:-

**1. Short title and commencement.** - (1) This Act may be called the Control of Narcotic Substances (Amendment) Act, 2021.

(2) It shall come into force at once.

**2. Amendment of section 21, Act XXV of 1997:** In the Control of Narcotic Substances Act, 1997 (XXV of 1997), in section 21, in subsection (1), in clause (d), for the full stop "." occurring at the end, a colon ":" shall be substituted and thereafter the following proviso shall be inserted, namely:-

**"Provided that for entry, search, seizure and arrest at public place an officer not below the rank of Assistant Sub Inspector of police or equivalent authorized by the Federal Government or Provincial Government shall have the power to proceed under this Act."**

**STATEMENT OF OBJECTS AND REASONS**

Section 21 of the Control of Narcotic Substances Act, 1997 prescribes that an officer not below the rank of Sub-Inspector of Police or equivalent would arrest the accused. In some instances, at a public place, a Police Officer, below the rank of sub-inspector violates the mandate of this Section by arresting a culprit. The objective of this amendment is therefore to authorize an Assistant Sub-Inspector or equivalent on duty for entry, search, seizure and arrest at a public place as due to paucity of time apprehension of narcotics being removed or the culprit having chance to escape may occur.

SENATOR SHAHADAT AWAN  
Member-in-Charge





**[TO BE INTRODUCED IN THE SENATE]****A****BILL**

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**WHEREAS** it is expedient further to amend the Control of Narcotic Substances Act, 1997 (XXV of 1997), for the purposes hereinafter appearing;

It is hereby enacted as follows:-

**1. Short title and commencement.** - (1) This Act may be called the Control of Narcotic Substances (Amendment) Act, 2021.

(2) It shall come into force at once.

**2. Amendment of section 21, Act XXV of 1997.** - In the Control of Narcotic Substances Act, 1997 (XXV of 1997), in section 21, in sub-section (1), in clause (d), for the full stop "." occurring at the end, a colon ":" shall be substituted and thereafter the following proviso shall be inserted, namely:-

**"Provided that for the arrest at public place, any police-officer shall have the power to arrest any person for cognizable offence provided in this Act."**

**STATEMENT OF OBJECTS AND REASONS**

Section 21 of the Control of Narcotic Substances Act, 1997 prescribes that an officer not below the rank of Sub-Inspector of Police or equivalent would arrest the accused. And sometimes at public place a Police-officer, below the rank of sub-inspector by arresting a culprit, violates the mandate of this Section. The objective of this amendment is to authorize any police-officer on duty at the place to arrest the accused as due to paucity of time apprehension of narcotics being removed or the culprit having chance to escape may occur.

**SENATOR SHAHADAT AWAN**  
**Member-in-Charge**

