

# SENATE OF PAKISTAN

REPORT NO# 01



**REPORT OF THE SENATE STANDING COMMITTEE  
ON NATIONAL FOOD SECURITY & RESEARCH**

**ON**

***“THE PAKISTAN TOBACCO BOARD (AMENDMENT) BILL, 2022”***

**PRESENTED BY**

**SYED MUZAFFAR HUSSAIN SHAH  
CHAIRMAN COMMITTEE**

## SENATE SECRETARIAT

### **REPORT OF THE SENATE STANDING COMMITTEE ON NATIONAL FOOD SECURITY & RESEARCH ON THE PAKISTAN TOBACCO BOARD (Amendment) Bill, 2022**

I, Chairman of the Standing Committee on National Food Security & Research have the honor to present on behalf of the Committee, this report on the Bill further to amend The Pakistan Tobacco Board (Amendment) Bill, 2022 as passed by the National Assembly, referred by the House to the Standing Committee on National Food Security & Research in its sitting held on 18<sup>th</sup> August, 2022 for consideration and report.

2. The composition of the Committee is as under:-

1. Senator Syed Muzaffar Hussain Shah	Chairman
2. Senator Seemee Ezdi	Member
3. Senator Sania Nishtar	Member
4. Senator Saeed Ahmed Hashmi	Member
5. Senator Dr. Muhammad Farogh Naseem	Member
6. Senator Naseema Ehsan	Member
7. Senator Kesho Bai	Member
8. Senator Qurat Ul Ain Marri	Member
9. Senator Jam Mahtab Hussain Dahar	Member
10. Senator Dr Asif kirmani	Member
11. Senator kamran Murtaza	Member
12. Minister for National Food Security & Research	Ex-officio Member

3. The Committee considered and discussed the said Bill in its meeting held on 28<sup>th</sup> September, 2022 at Parliament House, Islamabad under the Chairmanship of Syed Muzaffar Hussain Shah. The following Members of the Committee attended the meeting:-


1. Senator Sania Nishtar	Member
2. Senator Seemee Ezdi	Member
3. Senator Jam Mahtab Hussain Dahar	Member
4. Senator Dr Asif kirmani	Member

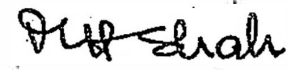
4. The Committee considered the Bill, "The Pakistan Tobacco Board (Amendment) Bill, 2022" as passed by the National Assembly of Pakistan. The majority of the Members of Committee considered the Bill clause by clause and recommended that the Bill as passed by the National Assembly of Pakistan be passed by the Senate. Senator Sania Nishtar opposed the amendment and contended that the powers to constitute the Board, Tobacco Development Committee, and routine matters like power to export, power to direct purchase of tobacco and call for

information should be vested in the federal government and further that it waters down the authority of the federal government in the perspective of oversight which is the domain of the federal government.

5. After due deliberations, the majority of the Members voted in favor of the Bill. Accordingly, it was recommended that the Bill titled as, "The Pakistan Tobacco Board (Amendment) Bill, 2022" as passed by the National Assembly and transmitted to the Senate may be passed by the House.

6. Copy of the Bill is annexed as Annexure.

  
(ZARGHOOMA SHABBIR)  
DS/ Secretary Committee

  
(SENATOR SYED MUZAFFAR HUSSAIN SHAH)  
Chairman Committee

# [AS PASSED BY THE NATIONAL ASSEMBLY]

A

Bill

*further to amend the Pakistan Tobacco Board Ordinance, 1968*

WHEREAS it is expedient further to amend the Pakistan Tobacco Board Ordinance, 1968 (I of 1968), for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. **Short title and commencement.**- (1) This Act shall be called the Pakistan Tobacco Board (Amendment) Act, 2024.

(2) It shall come into force at once.

2. **General amendment, Ordinance I of 1968.**- In the Pakistan Tobacco Board Ordinance, 1968 (I of 1968), hereinafter referred to as the said Ordinance, for the words "North West Frontier Province", wherever occurring, the words "Khyber Pakhtunkhwa" shall be substituted;

3. **Amendment of section 3, Ordinance I of 1968.**- In the said Ordinance, in section 3,-

(a) in sub-section (1),-

(i) for the words "Federal Government", the words "administrative Division" shall be substituted;

(ii) in clause (c), for the words "Federal Government", the word "administrative Division" shall be substituted;

(iii) for clause (e), the following shall be substituted, namely:-

"(e) one member not below the rank of BPS-19, to be nominated by the Division to which business of industries stands allocated;";

(iv) for clause (f), the following shall be substituted, namely:-

"(f) two members not below the rank of BPS-19, of the administrative Division,"; and

(v) for clause (g), the following shall be substituted, namely:-

"(g) one member not below the rank of BPS-19, of the Division to which business of commerce stands allocated."; and

(h) in sub-section (2), for the words "Federal Government", occurring for the first time, the words "administrative Division" shall be substituted.

4. **Amendment of section 4, Ordinance I of 1968.**- In the said Ordinance, in section 4,-

(a) in sub-section (2), for the words "Federal Government", the words "administrative Division" shall be substituted; and

(b) in sub-section (4), for the words "Federal Government", the words "administrative Division" shall be substituted.

5. **Amendment of section 12, Ordinance I of 1968.**- In the said Ordinance, in section 12,-

(a) in sub-section (1),-

(i) for the words "Federal Government", the words "administrative Division" shall be substituted;

(ii) in clause (b), for the words "Federal Government", the words "administrative Division" shall be substituted;

(iii) in clause (c), for the words "Federal Government", the words "administrative Division" shall be substituted; and

(iv) in clause (d), for the words "Federal Government", the words "administrative Division" shall be substituted; and

(b) in sub-section (3), for the words "Federal Government", the words "administrative Division" shall be substituted.

6. **Amendment of section 13, Ordinance I of 1968.**- In the said Ordinance, for section 13, the following shall be substituted, namely:-

"13. **Functions of the committee.**—The tobacco development committee shall execute the policies of the Board in the matter of rendering assistance in the development of new tobacco growing areas and establishment of model tobacco farms in accordance with such schemes as may be approved by the administrative Division, render assistance to cultivators to improve their production and perform such other functions as the Board with approval of the administrative Division, direct."

7. **Amendment of section 14, Ordinance I of 1968.**- In the said Ordinance, in section 14, in sub-section (2), for the words "Federal Government", the words "administrative Division" shall be substituted.

8. **Amendment of section 15, Ordinance I of 1968.**- In the said Ordinance, for section 15, the following shall be substituted, namely:-

"15. **Accounts and audit.**- The accounts of the Board shall be maintained and audited in accordance with the provisions of Articles 169 and 170 of the Constitution of the Islamic Republic of Pakistan."

9. **Amendment of section 17, Ordinance I of 1968.**- In the said Ordinance, in section 17, in sub-section (1), for the words "Federal Government", the words "administrative Division" shall be substituted.

10. **Amendment of section 18, Ordinance I of 1968.**- In the said Ordinance, in section 18, in sub-section (2), for the words "Federal Government", the words "administrative Division" shall be substituted.

11. **Amendment of section 19, Ordinance I of 1968.-** In the said Ordinance, in section 19, for the words "Federal Government", the words "administrative Division" shall be substituted.

12. **Amendment of section 20, Ordinance I of 1968.-** In the said Ordinance, in section 20, for the words "Federal Government", the words "administrative Division" shall be substituted.

13. **Amendment of section 20A, Ordinance I of 1968.-** In the said Ordinance, in section 20A, for the words "Federal Government", the words "administrative Division" shall be substituted.

14. **Amendment of section 21, Ordinance I of 1968.-** In the said Ordinance, in section 21,-

(a) in sub-section (1), for the words "Federal Government", occurring for the first time, the words "administrative Division" shall be substituted; and

(b) in sub-section (2), for the words "Federal Government", the words "administrative Division" shall be substituted.

15. **Amendment of section 24, Ordinance I of 1968.-** In the said Ordinance, in section 24, in sub-section (3), in the proviso, for the words "Federal Government", occurring twice, the words "administrative Division" shall be substituted.

16. **Amendment of section 31, Ordinance I of 1968.-** In the said Ordinance, in section 31, for the words "Federal Government", the words "administrative Division" shall be substituted.

## STATEMENT OF OBJECTS AND REASONS

The purpose of amendments in Pakistan Tobacco Board Ordinance (Ordinance I of 1968) is to replace the words "Federal Government" with appropriate authority(ies) in compliance of the Federal Cabinet decision No. 419/19/2017 dated 08-11-2017.

The amendments in the Ordinance are being proposed for the following reasons;

- (i) Under the PTB Ordinance 1968, powers with respect to constitution of the Board, Tobacco Development Committee, and routine matters like power to allow export, power to direct purchase (of tobacco), power to call for information, are vested in the Federal Government. These powers are proposed to be devolved to the administrative division through the Pakistan Tobacco Board Ordinance Amendment Bill, 2021.
- (ii) The amendment Bill also proposes to change the words "North-West Frontier Province" to "Khyber Pakhtunkhwa" wherever occurring in the Ordinance, in view of the change of name of the province vide 18<sup>th</sup> constitutional amendment.

This Bill is designed to achieve the aforesaid purpose.

Syed Fakhar Imam  
Federal Minister for  
National Food Security &  
Research