

IT



House of the Federation

## SENATE OF PAKISTAN

### REPORT NO. 18

### REPORT OF THE STANDING COMMITTEE ON HUMAN RIGHTS

ON

*“The National Commission on Rights of Child  
(Amendment) Bill, 2023”*

Presented by:

**SENATOR WALID IQBAL  
CHAIRMAN**

**STANDING COMMITTEE ON HUMAN RIGHTS**

## SENATE SECRETARIAT

Subject: REPORT OF THE STANDING COMMITTEE ON HUMAN RIGHTS.

I, Chairman of the Standing Committee on Human Rights, have the honour to present this report on "The National Commission on the Rights of Child (Amendment) Bill, 2023" introduced by Senator Kamran Michael, in the Senate sitting held on 30<sup>th</sup> January, 2023. The Bill, upon introduction, was referred to the Standing Committee for consideration and report.

2. The composition of the Standing Committee is as follows:-

1.	Senator Walid Iqbal	Chairman
2.	Senator Mushahid Hussain Sayed	Member
3.	Senator Prof. Dr. Mehr Taj Roghani	Member
4.	Senator Seemee Ezdi	Member
5.	Senator Dr. Mohammad Humayun Mohmand	Member
6.	Senator Syed Faisal Ali Subzwari	Member
7.	Senator Qurat ul Ain Marri	Member
8.	Senator Kamran Michael	Member
9.	Senator Falak Naz	Member
10.	Senator Abida Muhammad Azeem	Member
11.	Senator Muhammad Tahir Bizinjo	Member
12.	Senator Irfan ul Haq Siddiqui	Member
13.	Senator Syed Waqar Mehdi	Member
14.	Minister for Human Rights	Ex-officio Member

3. The Standing Committee on Human Rights considered the Bill in its meeting held on 13<sup>th</sup> February, 2023, under the Chairmanship of Senator Walid Iqbal. The following Honorable Senators were present at the time of consideration of the Bill:-

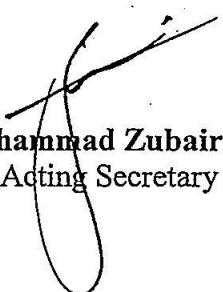
1.	Senator Walid Iqbal	Chairman
2.	Senator Prof. Dr. Mehr Taj Roghani	Member
3.	Senator Mushahid Hussain Sayed	Member
4.	Senator Dr. Mohammad Humayun Mohamand	Member
5.	Senator Syed Waqar Mehdi	Member

4. As per the Statement of Object and Reasons of the Bill, the Bill aims at providing separate representation to women and minorities in the National Commission on the Rights of Child. However, clause 2 of the Bill, which is the main clause, proposes amendment to reduce the number of members provided in paragraph (h) of subsection 2 of Section 3 of the National

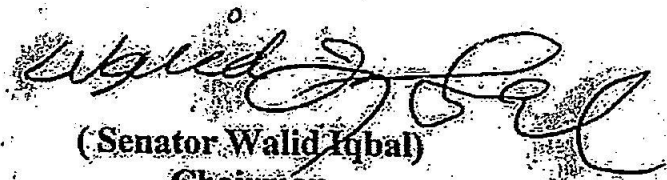
Commission on the Rights of Child Act, 2017 from six to five as a consequence of exclusion of a member from erstwhile Federally Administered Tribal Area. The Committee also noted that two female members and one member from minorities are already provided in the law. Secretary Ministry of Human Rights and Chairperson National Commission on the Rights of Child were also of the view that the operative clause of the Bill and the Statement of Object and Reasons are different.

5. The Committee agreed with the proposed amendment, as provided in clause 2 of the National Commission on rights of Child (Amendment) Bill, 2023, namely omission of member from erstwhile Federally Administered Tribal Area and consequently reducing the number of members to Five, one each from each province and the Islamabad Capital Territory, out of which two members shall be from women and one from minorities, all having experience of not less than ten years of work in the field of child rights. The Members were of the considered view that this amendment will make the law constitutionally correct.

6. In view of the above mentioned, the Committee unanimously recommends that "The National Commission on Rights of Child (Amendment) Bill, 2023", as introduced in the Senate may be passed by the House. (The Bill is annexed as "A").



(Muhammad Zubair Thaheem )  
J.S/ Acting Secretary Committee



(Senator Walid Iqbal)  
Chairman  
Standing Committee on Human Rights

**INTRODUCED ON 30.01.2023.**

**[AS INTRODUCED IN THE SENATE]**

**A  
Bill**

*further to amend the National Commission on the Rights of Child Act, 2017*

**WHEREAS** it is expedient further to amend the National Commission on the Rights of Child Act, 2017 (XXXII of 2017) for the purposes hereinafter appearing;

It is hereby enacted as follows:-

**1. Short title and commencement.** - (1) This Act may be called the National Commission on the Rights of Child (Amendment) Act, 2023.

(2) It shall come into force at once.

**2. Amendment of section 3, Act XXXII of 2017.** - In the National Commission on the Rights of Child Act, 2017 (XXXII of 2017), in section 3, in sub-section (2), in the table, in the corresponding entry of serial (h) in second column, for the words "six members, one from each province, Islamabad Capital Territory and Federally Administered Tribal Areas", the words "five members, one from each province and Islamabad Capital Territory", shall be substituted.

**STATEMENT OF OBJECTS AND REASONS**

The National Commission on the Rights of Child Act was created to protect the rights of all children. Although all units and schools of thought are represented in it, it is observed that according to the current law, one of their members must be a woman and from minority. Therefore, the member appointed from Punjab at present is also a woman and a member of minority in the commission. Furthermore, it assigns the member two constituencies as per notification. As member Punjab, the constituency is Punjab while as member Minority the constituency is Pakistan. Subsequently, this dual role limits the progress and contribution of the member.

2. More than half of Pakistan's population consists of women and a large number of minorities live in the country. Not giving them separate representation in such commission is unfair to them. Therefore it is propose to give them separate representation through this Bill.

**SENATOR KAMRAN MICHAEL  
MEMBER-IN-CHARGE**

MEM.