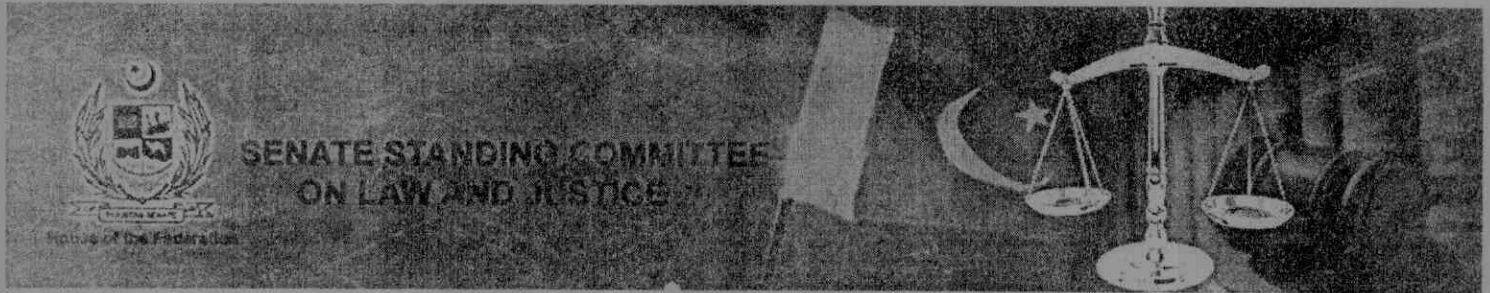


REPORT OF THE STANDING COMMITTEE ON LAW AND JUSTICE



“THE CONSTITUTION (AMENDMENT) BILL, 2017” (AMENDMENT OF ARTICLES 63, 177 AND 193)

Report No. 46

PRESENTED BY

SENATOR MUHAMMAD JAVED ABBASI
CHAIRMAN

SENATE SECRETARIAT

REPORT OF THE STANDING COMMITTEE ON LAW AND JUSTICE ON "THE CONSTITUTION (AMENDMENT) BILL, 2017" (AMENDMENT OF ARTICLES 63, 177 AND 193 70)

I, Chairman of the Standing Committee on Law and Justice, have the honour to present report on "The Constitution (Amendment) Bill, 2017" (Amendment of Articles 63, 177 and 193) introduced by Senator Zaheer-ud-Din Babar Awan on 20th February, 2017. 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 Aitzaz Ahsan	Member
3.	Senator Saleem Zia	Member
4.	Senator Dr. Muhammad Ali Khan Saif	Member
5.	Senator Syed Muzafar Hussain Shah	Member
6.	Senator Nehal Hashmi	Member
7.	Senator Ms. Ayesha Raza Farooq	Member
8.	Senator Nawabzada Saifullah Magsi	Member
9.	Senator Saeed Ghani	Member
10.	Senator Zaheer ud Din Babar Awan	Member
11.	Senator Mrs. Zahida Khan	Member
12.	Senator Farooq Hamid Naek	Member
13.	Minister for Law and Justice	Ex-Officio Member

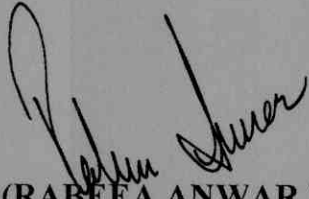
3. The Committee considered the Bill in its meetings held on 27th March, 2017, 5th April, 2017, 13th April, 2017 and 28th April, 2017, under the Chairmanship of Senator Muhammad Javed Abbasi. Final consideration of the Bill was held in the meeting dated 28th April, 2017, which was attended by the following members:-

- i. Senator Muhammad Javed Abbasi
- ii. Senator Saleem Zia
- iii. Senator Dr. Muhammad Ali Khan Saif
- iv. Senator Nehal Hashmi
- v. Senator Farooq Hamid Naek



4. The Member-in-Charge of the Bill did not attend any of the meetings, therefore, the Committee in terms of Standing Order No. 2.23 disposed off the Bill.

5. In view of the above mentioned the Committee recommends that "The Constitution (Amendment) Bill, 2017" (Amendment of Articles 63, 177 and 193), may be dropped/ excluded from the pending business.



(RABEEA ANWAR)
J.S / Secretary Committee



(SENATOR MUHAMMAD JAVED ABBASI)
Chairman

INTRODUCED ON 20-02-2017
[AS INTRODUCED IN THE SENATE]

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BILL

further to amend the Constitution of the Islamic Republic of Pakistan, 1973

WHEREAS it is expedient further to amend the Constitution of the Islamic Republic of Pakistan for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. Short title and commencement.- (1) This Act may be called the Constitution (Amendment) Act, 2017.

(2) It shall come into force at once.

2. Amendment of Article 63 of the Constitution.- In the Constitution of the Islamic Republic of Pakistan, hereinafter referred to as the Constitution, in Article 63, in clause (1), for paragraph (c), the following shall be substituted, namely:-

“(c) he ceases to be a citizen of Pakistan or acquires the citizenship of a foreign State:

Provided that if a Member of the Parliament acquires citizenship of foreign State he shall renounce the citizenship or nationality of such other State before filing his nomination papers; or”.

3. Amendment of Article 177 of the Constitution.- In the Constitution, in Article 177, in clause (2), in paragraph (b) for the full stop occurring at the end a colon “:” shall be substituted and thereafter the following new proviso shall be added, namely:-

“Provided that if a Judge of Supreme Court acquires citizenship of foreign State he shall renounce the citizenship or nationality of such other State before taking oath.”.

4. Amendment of Article 193 of the Constitution.- In the Constitution, in Article 193, in clause (2), in paragraph (c) for the full stop occurring at the end a colon “:” shall be substituted and thereafter the following proviso shall be added, namely:-

“Provided that if a Judge of High Court acquires citizenship of foreign State he shall renounce the citizenship or nationality of such other State before taking oath.”.

STATEMENT OF OBJECTS AND REASONS

In order to ensure the allegiance of holder of highest public offices like members of legislatures and higher judiciary, it is to be made incumbent upon them to have the exclusive citizenship of Pakistan. It would ensure their unfettered loyalty with the motherland, which may otherwise probably be undermined with dual nationality.

2. This Bill has been designed to achieve the aforesaid objectives.

SENATOR ZAHEER-UD-DIN BABAR AWAN
Member-in-Charge