

SENATE OF PAKISTAN



**REPORT OF THE FUNCTIONAL
COMMITTEE ON HUMAN RIGHTS**

ON "THE CRIMINAL LAW (AMENDMENT) BILL, 2018"

Presented by

Senator Mustafa Nawaz Khokhar

Chairman

SENATE SECRETARIAT

REPORT OF THE SENATE FUNCTIONAL COMMITTEE ON HUMAN RIGHTS ON “THE CRIMINAL LAW (AMENDMENT) BILL, 2018”

I, Senator Mustafa Nawaz Khokhar, Chairperson of the Senate Functional Committee on Human Rights have the honor to present the report, on behalf of the Committee, on “The Criminal Law (Amendment) Bill, 2018” introduced in the House on 08th May, 2018 and referred to the Functional Committee for consideration and report.

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

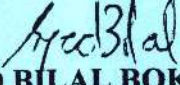
1. Senator Mustafa Nawaz Khokhar	Chairman
2. Senator Raja Muhammad Zafar-ul-Haq	Member
3. Senator Rana Mahmood ul Hassan	Member
4. Senator Muhammad Tahir Bizenjo	Member
5. Senator Syed Muzaffar Hussain Shah	Member
6. Senator Keshoo Bai	Member
7. Senator Professor Meher Taj Roghani	Member
8. Senator Hidayat Ullah	Member
9. Senator Muhammad Ali Khan Saif	Member
10. Senator Sana Jamali	Member
11. Senator Dr. Jehanzeb Jamaldini	Member
12. Senator Muhamamd Usman Khan Kakar	Member
13. Senator Ayesha Raza Farooq	Member
14. Minister for Human Rights	Ex-Officio Member

3. The Committee considered the Bill in detail in its meeting held on 9th May, 2018, in presence of Ministry of Human Rights and Ministry of Law and Justice. The following members attended the meeting:

1. Senator Mustafa Nawaz Khokhar	Chairman
2. Senator Muhammad Tahir Bizenjo	Member
3. Senator Keshoo Bai	Member
4. Senator Professor Meher Taj Roghani	Member
5. Senator Sana Jamali	Member
6. Senator Dr. Jehanzeb Jamaldini	Member
7. Senator Muhamamd Usman Khan Kakar	Member

4. After detailed discussion and deliberations, all members present voted in favor of the Bill.

5. Accordingly the Bill as passed by the National Assembly and transmitted to the Senate may be passed. (The Bill is annexed as "A").


(SYED BILAL BOKHARI)
Acting Secretary Committee


(MUSTAFA NAWAZ KHOKHAR)
Chairman

[AS PASSED BY THE NATIONAL ASSEMBLY]

A

Bill

further to amend the Pakistan Penal Code, 1860 and the Code of Criminal Procedure, 1898

WHEREAS, it is expedient further to amend the Pakistan Penal Code, 1860 (Act XLV of 1860) and the Code of Criminal Procedure, 1898 (Act V of 1898);

It is hereby enacted as follows:-

1. **Short title and Commencement.**- (1) This Act may be called the Criminal Law (Amendment) Act, 2018.

(2) It shall come into force at once.

2. **Amendment of section 292C, Act XLV of 1860.**- In the Pakistan Penal Code, 1860 (Act XLV of 1860), hereinafter referred to as the Penal Code, in the section 292C for the expression, "two years and may extend upto seven years or with fine which shall not be less than two hundred thousand rupees, and may extend upto seven hundred thousand rupees or with both", the expression, "fourteen years and may extend up to twenty years and with fine which shall not be less than one million rupees", shall be substituted.

3. **Amendment of section 377B, Act XLV of 1860.**- In the Penal Code, in the section 377B, for the expression, "may extend to seven years and liable to fine which shall not be less than five hundred thousand rupees or with both", the expression "shall not be less than fourteen years and may extend up to twenty years and with fine which shall not be less than one million rupees", shall be substituted.

4. **Amendment of the schedule II, Act V of 1898.**- In the Code of Criminal Procedure 1898 (Act V of 1898), in Schedule II, -

(a) For entry relating to section 292C, in column 7, the following shall be substituted namely:-

"Imprisonment of either description for a term which shall not be less than fourteen years and may extend up to twenty years and with fine which shall not be less than one million rupees".

(b) For entry relating to section 377B, in column 7, the following shall be substituted, namely: -

"Imprisonment of either description for a term which shall not be less than fourteen years and may extend up to twenty years and with fine which shall not be less than one million rupees".

STATEMENT OF OBJECTS AND REASONS

Recent events relating to sexual abuse of children throughout the country have necessitated that tough punishments shall be doled out to the perpetrators. Current penalties are less compared to the magnitude of the crime. The Bill aims to increase the punishment of child pornography and sexual abuse of minors.

Sd/-

Ms. Mussarat Ahmad Zeb
Member, National Assembly