

^{As}
[TO BE INTRODUCED IN THE SENATE]

A

Bill

further to amend the Code of Criminal Procedure, 1898

WHEREAS it is expedient further to amend the Code of Criminal Procedure, 1898 (V of 1898), in its application to the Islamabad Capital Territory and for the purposes hereinafter appearing;

It is hereby enacted as follows: -

1. Short title, extent and commencement. - (1) This Act may be called the Code of Criminal Procedure (Amendment) Act, 2020.

(2) It extends to the Islamabad Capital Territory.

(3) It shall come into force at once.

2. Amendment of section 401, Act V of 1898.- In the Code of Criminal Procedure, 1898 (V of 1898), hereinafter referred to as the said Act, in section 401,-

(i) in sub-section (1) and in the proviso thereto, for the words "Provincial Government", the words "Federal Government" shall be substituted;

(ii) in sub-section (2), for the words "Provincial Government" occurring twice, the words "Federal Government" shall be substituted;

(iii) in sub-section (3), for the words "Provincial Government" occurring twice, the words "Federal Government" shall be substituted; and

(iv) in sub-section (6), for the words "Provincial Government", the words "Federal Government" shall be substituted.

3. Amendment of section 402, Act V of 1898.- In the said Act, in section 402, for the words "Provincial Government", the words "Federal Government", shall be substituted.

4. Amendment of section 402A, Act V of 1898.- In the said Act, in section 402A, in sub-section (1), for the words "Provincial Government", the words "Federal Government" shall be substituted.

5. Amendment of section 402B, Act V of 1898.- In the said Act, in section 402B and in the marginal note of the section, for the words "Provincial Government", the words "Federal Government" shall be substituted.

STATEMENT OF OBJECTS AND REASONS

The Islamabad Capital Territory is a separate administrative unit with its own High Court and criminal courts working under the Islamabad High Court. They have their own prosecution department and judicial setup working in co-ordination with the Federal Government. So, the power to suspend or remit a sentence and the conditions attached thereto provided under Sections 401, 402, 402A and 402B, are required to be dealt by the Federal Government to the extent of the Islamabad Capital territory.

**SENATOR MUHAMMAD JAVED ABBASI
MEMBER-IN-CHARGE**