



House of the Federation

SENATE SECRETARIAT

**REPORT OF THE
SENATE STANDING COMMITTEE ON INTERIOR**

**“THE ISLAMABAD RENT RESTRICTION (AMENDMENT)
BILL, 2021” MOVED BY SENATOR MOHSIN AZIZ IN THE SENATE
SITTING HELD ON 25TH JANUARY, 2021**

PRESENTED BY

**SENATOR MOHSIN AZIZ
Chairman
Standing Committee on Interior**

SENATE SECRETARIAT

Report of Senate Standing Committee on "The Islamabad Rent Restriction (Amendment) Bill, 2021" moved by Senator Mohsin Aziz in the Senate sitting held on 25th January, 2021.

1. Chairman of Senate Standing Committee on Interior, have the Honour to present report on "The Islamabad Rent Restriction (Amendment) Bill, 2021" moved by Senator Mohsin Aziz in the Senate sitting held on 25th January, 2021.

2. The Bill, upon introduction in the Senate, was referred to the Standing Committee for consideration and report back to the House under Rule-98 of the Rules of Procedure and Conduct of Business in the Senate, 2012.

3. The composition of the Standing Committee on Interior is as under: -

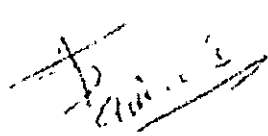
1.	Senator Mohsin Aziz	Chairman
2.	Senator Syed Yousaf Raza Gillani (Leader of the Opposition)	Member
3.	Senator Samina Mumtaz Zehri	Member
4.	Senator Azam Nazeer Tarar	Member
5.	Senator Moula Bux Chandio	Member
6.	Senator Saifullah Abro	Member
7.	Senator Rana Maqbool Ahmad	Member
8.	Senator Faisal Saleem Rahman	Member
9.	Senator Shahadat Awan	Member
10.	Senator Muhammad Talha Mahmood	Member
11.	Senator Fawzia Arshad	Member
12.	Senator Syed Faisal Ali Subzwari	Member
13.	Senator Sarfraz Ahmed Bugti	Member
14.	Senator Dilawar Khan	Member
15.	Minister for Interior	Ex-Officio Member


4. The Committee considered and discussed the Bill in its meeting held on 08th September, 2021. The meeting was attended by the following Members: -

i.	Senator Mohsin Aziz	Chairman
ii.	Senator Rana Maqbool Ahmad	Member
iii.	Senator Azam Nazeer Tarar	Member
iv.	Senator Moula Bux Chandio	Member
v.	Senator Saifullah Abro	Member
vi.	Senator Samina Mumtaz Zehri	Member
vii.	Senator Shahadat Awan	Member
viii.	Senator Muhammad Talha Mahmood	Member
ix.	Senator Syed Faisal Ali Subzwari	Member
x.	Senator Faisal Saleem Rahman	Member
xi.	Senator Sarfraz Ahmed Bugti	Member
xii.	Senator Fida Muhammad	Mover
xiii.	Senator Saadia Abbasi	Mover

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5. The Committee considered The Islamabad Rent Restriction (Amendment) Bill, 2021” Moved by Senator Mohsin Aziz in the Senate sitting held on 25th January, 202.
6. Chairman Committee, Senator Mohsin Aziz, requested the Committee to nominate any of the members to preside the meeting for the bill moved by him.
7. The Committee unanimously agreed that Senator Mohsin Aziz should preside the meeting for the bill as well.
8. Senator Mohsin Aziz, Mover of the Bill, briefed the Committee that the reason for this added section is to give clarity and certainty to the application of rent laws. The language of section 17 has been explicit in terms of valid reasons to issue an eviction order, which does not include the reason of expiry of a lease where the tenant refuses to move out. This strict interpretation of section 17 has been in conflict with the language of section 6, which states that the lease cannot be extended automatically without the agreement of the parties. This troublesome conflict of the two sections of IRRP has been resolved by the Supreme Court in 2018, where the Supreme Court made it clear that expiry of lease in the absence of an agreement to extend is a valid reason to evict the tenant. However, the language itself needs to be made clear so that average citizens can clearly understand the available grounds for eviction of a tenant instead of finding out during court proceedings the proper interpretation as per the existing law as interpreted by the Honourable Supreme Court of Pakistan.
9. The Committee considered the bill clause by clause.
10. In view of the above, the Committee recommends that “Islamabad Rent Restriction (Amendment) Bill, 2021” as introduced in the House, may be passed by the Senate. (Copy of the Bill is enclosed).


(TANVIR AHMED)
D.G. / Secretary Committee


(SENATOR MOHSIN AZIZ)
Chairman
Senate Standing Committee on Interior

Islamabad, the
08th September, 2021

As
[TO BE INTRODUCED IN THE SENATE]

A

Bill

further to amend the Islamabad Rent Restriction Ordinance, 2001

WHEREAS it is expedient further to amend the Islamabad Rent Restriction Ordinance, 2001 (Ordinance No. IV of 2001), for the purposes hereinafter appearing;

It is hereby enacted as follows:

1. **Short title and commencement.** - (1) This Act may be called the Islamabad Rent Restriction (Amendment) Act, 2020.

(2) It shall come into force at once.

2. **Amendment of section 17, Ordinance No. IV of 2001.** - In the Islamabad Rent Restriction Ordinance, 2001 (Ordinance No. IV of 2001), in section 17, in sub-section (2),

(i) in paragraph (v), in the explanation, in sub-paragraph (ii), for the full stop "." occurring at the end a semicolon and word "; or "shall be substituted; and

(ii) after paragraph (v) amended as aforesaid, the following new paragraph shall be added, namely:-

"(vi) The tenancy period as defined under section 6 of this Act has expired and has not been extended by the parties."

STATEMENT OF OBJECTS AND REASONS

The reason for this added section is to give clarity and certainty to the application of rent laws. The language of section 17 has been explicit in terms of valid reasons to issue an eviction order, which does not include the reason of expiry of a lease where the tenant refuses to move out. This strict interpretation of section 17 has been in conflict with the language of section 6, which states that the lease cannot be extended automatically without the agreement of the