(II)

PAKISTAN SENATE

House of the Federation

SENATE OF PAKISTAN

REPORT NO. 7

REPORT OF THE STANDING COMMITTEE ON HUMAN RIGHTS

ON

"The Juvenile Justice System (Amendment) Bill, 2021"

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 Juvenile Justice System (Amendment) Bill, 2021", as passed by the National Assembly and introduced by Minister for Human Rights, in the Senate sitting held on 19th November, 2021. 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 Muhammad Tahir Bizinjo	Member
4.	Senator Gurdeep Singh	Member
5.	Senator Mustafa Nawaz Khokhar	Member
6.	Senator Seemi Ezdi	Member
7.	Senator Abida Muhammad Azeem	Member
8.	Senator Falak Naz	Member
9.	Senator Qurat ul Ain Marri	Member
10.	Senator Kamran Michael	Member
11.	Senator Prof. Dr. Mehr Taj Roghani	Member
12.	Senator Syed Faisal Ali Subzwari	Member
13.	Minister for Human Rights	Ex-officio Member

3. The Standing Committee on Human Rights considered the Bill in its meeting held on 26.11.2021 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 Muhammad Tahir Bizinjo	Member
3.	Senator Qurat ul Ain Marri	Member
4.	Senator Seemi Ezdi	Member
5.	Senator Falak Naz	Member
6.	Minister for Human Rights	Ex-officio Member

4. The Minister for Human Rights informed the Committee that object of this amendment is to bring clarity to the existing legislation with respect to exercise of authority by the Federation. This was pursuant to the directions of the Cabinet in the light of the recent

Supreme Court judgment in the Mustafa Impex Case reported as PLD2016 SC 808. The word 'Government', wherever present in the law, is being replaced with the relevant authority.

5. The Committee briefly discussed and unanimously approved the proposed amendment envisaged in the instant Bill.

6. Accordingly, the Committee recommends that "The Juvenile Justice System (Amendment) Bill, 2021", as passed by the National Assembly and introduced in the Senate, may be passed by the Senate of Pakistan. (Copy of Bill as passed by the National Assembly and introduced in the Senate is annexed).

(RABEEA ANWAR)
J.S/ Secretary Committee

(SENATOR WALID IQBAL)
Chairman Standing Committee on Human Rights

[AS PASSED BY THE NATIONAL ASSEMBLY]

BILL

to amend the Juvenile Justice System Act, 2018

WHEREAS it is expedient to amend the Juvenile Justice System Act, 2018 (XXII of 2018), for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. **Short title and commencement.**—(1) This Act shall be called the Juvenile Justice System (Amendment) Act, 2021.

(2) It shall come into force at once.

2. **Amendment of section 2, Act XXII of 2018.**— In the Juvenile Justice System Act, 2018 (XXII of 2018), hereinafter referred to as the said Act, in section 2, in clause (n), for the word "Government", the words "Division concerned or relevant department of provincial governments" shall be substituted.

3. **Amendment of section 3, Act XXII of 2018.**— In the said Act, in section 3, in sub-section (3), for the word "Government", the words "Division concerned or relevant department of provincial governments" shall be substituted.

4. **Amendment of section 4, Act XXII of 2018.**— In the said Act, in section 4, in sub-sections (1) and (3), for the word "Government", the words "Prime Minister" shall be substituted.

5. **Amendment of section 10, Act XXII of 2018.**— In the said Act, in section 10, for the word "Government", the words "Law and Justice Division" shall be substituted.

6. **Amendment of section 20, Act XXII of 2018.**— In the said Act, in section 20,—

(a) in sub-section (1), for the word "Government", the words "Interior Division in consultation with the Division concerned" shall be substituted; and

(b) in sub-sections (2) and (3), for the word "Government", the words "Interior Division" shall be substituted.

7. **Amendment of section 21, Act XXII of 2018.**— In the said Act, in section 21, for the word "Government", wherever occurring, the words "Interior Division" shall be substituted.

8. **Amendment of section 22, Act XXII of 2018.**— In the said Act, in section 22, for the word "Government", the words "Division concerned or relevant department of provincial governments" shall be substituted.

STATEMENT OF OBJECTS AND REASONS

Object of this amendment is to bring clarity to the existing legislation and to provide clarity with respect to exercise of authority by the Federation. This was pursuant to the directions of the Cabinet in light of the recent Supreme Court judgment [PLD 2016 SC 808].

2. The Bill is drafted to achieve the aforesaid object.

Dr. Shireen M. Mazari.
Federal Minister for Human Rights