



SENATE SECRETARIAT

Report No. 01

REPORT OF THE SENATE STANDING COMMITTEE ON LAW AND JUSTICE



“THE GENERAL CLAUSES (AMENDMENT) BILL, 2024”

PRESENTED BY

**Senator Farooq Hamid Naek
Chairman
Standing Committee on Law and Justice**

SENATE SECRETARIAT

REPORT OF THE STANDING COMMITTEE ON LAW AND JUSTICE ON "THE GENERAL CLAUSES (AMENDMENT) BILL, 2024"

I, Chairman of the Standing Committee on Law and Justice, have the honour to present report on "The General Clauses (Amendment) Bill, 2024" introduced by Senator Shahadat Awan, in the Senate sitting held on 1st January, 2024. 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 Farooq Hamid Naek	Chairman
2.	Senator Syed Ali Zafar	Member
3.	Senator Anusha Rahman Ahmad Khan	Member
4.	Senator Shahadat Awan	Member
5.	Senator Ejaz Ahmad Chaudhary	Member
6.	Senator Kamran Murtaza	Member
7.	Senator Khalil Tahir	Member
8.	Senator Mohammad Abdul Qadir	Member
9.	Senator Zamir Hussain Ghumro	Member
10.	Senator Hamid Khan	Member
11.	Minister for Law and Justice	Ex-officio Member

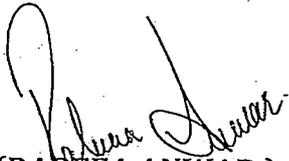
3. The Committee considered the Bill in its meetings held on 24th July, 2024, under the Chairmanship of Senator Farooq Hamid Naek, which was attended by the following hon'ble Members:-

i.	Senator Anusha Rahman Ahmad Khan	Member
ii.	Senator Shahadat Awan	Member
iii.	Senator Mohammad Abdul Qadir	Member
iv.	Senator Zamir Hussain Ghumro	Member
v.	Senator Hamid Khan	Member
vi.	Minister for Law and Justice	Ex-officio Member

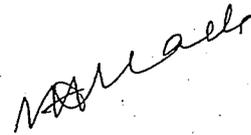


4. Senator Shahadat Awan, Member-In-Charge will withdraw the same in the House as per the rules.

5. Accordingly, the Committee recommended that the House may grant leave to Member-in-Charge to withdraw "The General Clauses (Amendment) Bill, 2024", in terms of rule 115 of the Rules of Procedure and Conduct of Business in the Senate, 2012.



(RABEEA ANWAR)
J.S / Secretary Committee



(SENATOR FAROOQ HAMID NAEK)
Chairman

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BILL

further to amend the General Clauses Act, 1897

WHEREAS it is expedient further to amend the General Clauses Act, 1897 (X of 1897) for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. Short title and commencement.- (1) This Act may be called the General Clauses (Amendment) Act, 2024-

(2) It shall come into force at once.

2. Insertion of new section 5B, Act X of 1897.- In the General Clauses Act, 1897 (X of 1897), after section 5A, the following new section 5B shall be inserted, namely:-

"5B. Application of Injunctions of Islam on laws held repugnant to Holy Quran and Sunnah. – Where any law or a provision thereof is held by the final competent court to be repugnant to the injunctions of Islam, as laid down in the Holy Quran and Sunnah, and such law or provision thereof is not brought in conformity with such injunctions within the period of ninety days, the resulting gap, void, vacuum in legislation shall be filled by the common Islamic law on the subject."

STATEMENT OF OBJECTS AND REASONS

In cases where certain laws are declared repugnant to the injunctions of the Holy Quran and Sunnah by the final competent court there remains legal void until correction or legislation on the subject is carried.

The proposed amendment in the General Clauses Act shall cover the legal void in all such matters till appropriate legislation is carried on the relevant laws.

SENATOR SHAHADAT AWAN
Member-in-Charge