

GILGIT-BALTISTAN COUNCIL
SECRETARIAT

THE GILGIT-BALTISTAN COUNCIL ADAPTATION OF LAWS
(AMENDMENT) ACT, 2014.

ACT-V OF 2014

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to amend the Gilgit-Baltistan Council Adaptation of Laws Act, 2012.

WHEREAS it is expedient to amend the Gilgit-Baltistan Council Adaptation of Laws Act, 2012 (VIII of 2012), for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. Short title and commencement.- (1) This Act may be called the Gilgit-Baltistan Council Adaptation of Laws (Amendment) Act, 2014.

(2) It shall come into force at once and shall be deemed to have taken effect on the 21st March, 2012.

2. Amendment of Schedule, Act-VIII of 2012.- In the Gilgit-Baltistan Council Adaptation of Laws Act, 2012 (VIII of 2012), hereinafter referred to as the said Act, in the Schedule:-

(a) the existing Schedule shall be numbered as Schedule-I of the said Act;

(b) in clause (q), at the end, the words, "in addition to section 3 of this Act, shall extend to the Gilgit-Baltistan in the manner provided in Schedule-II to this Act" shall be added; and

(c) after Schedule-I, numbered as aforesaid, the following new Schedule shall be added, namely:-

"SCHEDULE-II"

(1) The following expressions used in the Pakistan Telecommunication (Re-organization) Act, 1996 (XVII of 1996), hereinafter referred to as Act of 1996, shall be construed in the manner specified in the clauses below:-

(a) The expression "Corporation" and "National Telecommunication

Corporation" shall be construed to refer to "Special Communication Organization under the Act of 1996 or any other Company or Corporation established or authorized under this Act";

(b) The expression "High Court" shall be construed to refer to "Chief Court of Gilgit-Baltistan",

(c) The expression "Secretary, Ministry of Communication, Government of Pakistan" shall be construed to refer to "Secretary, Gilgit-Baltistan Council Secretariat";

(d) The expressions "National Assembly" and "Public Accounts Committee of the National Assembly" shall be construed to refer to "Gilgit-Baltistan Council" and "Public Accounts Committee of Gilgit-Baltistan Council" respectively.

(e) The expression "Cabinet or any Committee authorized by the Cabinet" shall be construed to refer to the "Gilgit-Baltistan Council and any Committee authorized by the Gilgit-Baltistan Council" and

(f) The expressions "Auditor General of Pakistan" and "Controller General of Accounts, wherever appearing in the said Act shall be construed to refer to the "Auditor General of Gilgit-Baltistan and Controller General of Accounts of Gilgit-Baltistan respectively.

(2) In the Act of 1996, for section 34, the following shall be substituted, namely:-

"34. Establishment of Special Communication Organization, etc.- The Gilgit-Baltistan Council shall authorize the Special Communication Organization and or any other Company or companies to operate in Gilgit-Baltistan for the purposes set out in this Act on such terms and conditions and in such manner as it may determine."

(3) In the Act, 1996, clauses (w) and (x) of section 2, sections 35, 36, 37, 38, 39, 41, 44, 45, 46, 47, 48, 49, 50, 52 and 53 shall be omitted.

(4) (a) Subject to section 34 of the Act of 1996, the authority shall grant a licence to the Special Communication Organization or to any other Company or companies in Gilgit-Baltistan for a period of twenty-five years or less on payment of licence fee determined by the Authority.

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(b) The Authority shall transfer fifty percent or more of the fee so received from the licensee to the Gilgit-Baltistan Council within thirty days from the receipt of such fee.

~~(5) Notwithstanding anything contained in the Act of 1996, the telecommunication services within Gilgit-Baltistan shall be operated by the Special Communication Organization or by any other entity or entities authorized by the Gilgit-Baltistan Council.~~

(6) The licence granted to the Special Communication Organization by the Authority shall be deemed to have been validly issued under this Act.

(7) The provisions of the said Act, this Act and Act of 1996 shall have effect notwithstanding anything contained in Wireless Telegraph Act, 1976 (XI of 1976), the Telegraph Act, 1976 (XIII of 1976) or any other law for the time being in force in Gilgit-Baltistan.

Passed by the Gilgit-Baltistan Council on the 21st July, 2014.



MUHAMMAD NAWAZ SHARIF
CHAIRMAN
GILGIT-BALTISTAN COUNCIL