

# PROVINCIAL ASSEMBLY OF THE PUNJAB

## NOTIFICATION

October 12, 2015

**No.PAP/Legis-2(89)/2015/1284.** The Punjab Local Government (Amendment) Bill 2015, having been passed by the Provincial Assembly of the Punjab on October 07, 2015, and assented to by the Governor of the Punjab on October 10, 2015, is hereby published as an Act of the Provincial Assembly of the Punjab.

### THE PUNJAB LOCAL GOVERNMENT (AMENDMENT) ACT 2015

#### ACT XXXVI OF 2015

*[First published, after having received the assent of the Governor of the Punjab, in the Gazette of the Punjab (Extraordinary) dated October 12, 2015.]*

#### An Act

further to amend the Punjab Local Government Act 2013.

It is expedient further to amend the Punjab Local Government Act, 2013 (XVIII of 2013) to fill the reserved seats in a Union Council through indirect elections, to provide representation to the local governments in the Punjab Finance Commission, to facilitate the process of distribution of rights, assets and liabilities of the existing local governments amongst the successor local governments and group of offices which shall revert to the Government on the repeal of the Punjab Local Government Ordinance, 2001 (XIII of 2001) and to achieve other purposes;

Be it enacted by Provincial Assembly of the Punjab as follows:

**1. Short title and commencement.**— (1) This Act may be cited as the Punjab Local Government (Amendment) Act 2015.

(2) It shall come into force at once.

**2. Amendment in section 3 of Act XVIII of 2013.**— In the Punjab Local Government Act 2013 (XVIII of 2013), for brevity cited as ‘the said Act’, in section 3:

(a) in subsection (1):

(i) in clause (d), the word “and”, occurring after the semi-colon, shall be omitted;

(ii) in clause (e), for the full stop, the expression “;and” shall be substituted;

(iii) after clause (e), the following clause (f) shall be inserted:

“(f) the Government shall succeed the rights, assets and liabilities of the groups of offices which revert to the Government.”; and

(b) for subsection (2), the following shall be substituted:

“(2) The Government or an officer designated by the Government shall divide the rights, assets and liabilities of the existing local governments amongst the successor local governments and the Government; and, the decision of the Government or the designated officer shall be final.”.

**3. Amendment in section 9 of Act XVIII of 2013.**— In the said Act, in section 9, for subsection (3), the following shall be substituted:

“(3) The Election Commission shall delimit a Union Council into six wards for the election of members on the general seats.”

**4. Substitution of section 13 of Act XVIII of 2013.**— In the said Act, for section 13, the following shall be substituted:

**“13. Union Council.**– (1) A Union Council shall consist of directly elected Chairman and Vice Chairman, as joint candidates, six general members, one from each ward of the Union Council, and the following members indirectly elected on the reserved seats by the Chairman, Vice Chairman and the general members present and voting:

- (a) two women members;
- (b) one peasant member in a rural Union Council or one worker member in an urban Union Council;
- (c) one youth member; and
- (d) one non-Muslim member.”

**5. Substitution of section 18 of Act XVIII of 2013.**– In the said Act, for section 18, the following shall be substituted:

**“18. Franchise.**– (1) Save as otherwise provided, election of members of all local governments shall be held through secret ballot on the basis of adult franchise in such manner as may be prescribed.

(2) The Election Commission shall hold local government election on party basis by allotting symbols to candidates of political parties in the prescribed manner.

(3) Nothing in subsection (2) shall debar an independent candidate or joint candidates to contest election of a local government.”

**6. Omission of section 75 of Act XVIII of 2013.**– In the said Act, section 75 shall be omitted.

**7. Amendment in section 96 of Act XVIII of 2013.**– In the said Act, in section 96, after subsection (3), the following subsection (3a) shall be inserted:

“(3a) In case a local government fails to nominate members of the *Panchayat* or *Musalihat Anjuman* under subsection (3), the Government or an officer authorized by it shall nominate the members.”

**8. Amendment in section 111 of Act XVIII of 2013.**– In the said Act, in section 111:

(1) in subsection (1):

(a) for clause (c), the following shall be substituted:

“(c) seven members of the Provincial Assembly of the Punjab, five members including at least one female member to be nominated by the Chief Minister and two members including at least one female member to be nominated by the Leader of the Opposition in the Provincial Assembly;” and

(b) after clause (c), the following clauses (ca) and (cb) shall be inserted:

“(ca) Mayor, Metropolitan Corporation;

(cb) one Mayor of Municipal Corporation, one Chairman of Municipal Committee, one Chairman of District Council and one Chairman of Union Council to be nominated by the Government;” and

(2) for subsection (4), the following shall be substituted:

“(4) A member of the Punjab Finance Commission, nominated by the Government, may be removed or reappointed in the prescribed manner.”

**9. Insertion of section 153A of Act XVIII of 2013.**– In the said Act, after section 153, the following section 153A shall be inserted:

“**153A. Transitional arrangement.**– Until a Union Council is notified under the Act, the respective Metropolitan Corporation, Municipal Corporation or District Council shall perform the functions of the Union Council.”

**10. Amendment in First Schedule of Act XVIII of 2013.**– In the said Act, in the First Schedule, for Part-I, the following shall be substituted:

**“Part-I**

	<b>Mode of Election</b>	<b>Membership</b>
Union Council	Direct	Chairman and Vice Chairman, as joint candidates.
	Direct	Six general members.
	Indirect	Two women members.
	Indirect	One peasant or worker member.
	Indirect	One youth member.
	Indirect	One non-Muslim member.”

**11. Amendment in Third Schedule of Act XVIII of 2013.**– In the said Act, in the Third Schedule, in Part-III, for Serial No.(11), the following shall be substituted:

“(11) Fee for licensing of professions or vocations as may be prescribed.”

**12. Repeal.**– The Punjab Local Government (Amendment) Ordinance, 2015 (XVII of 2015) and the Punjab Local Government (Second Amendment) Ordinance, 2015 (XIX of 2015) are hereby repealed.

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**Rai Mumtaz Hussain Babar**  
**Secretary**