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GOVERNMENT OF THE PUNJAB LAW AND PARLIAMENTARY AFFAIRS DEPARTMENT

NOTIFICATION

10 January 2022

No. Legis:13-9/2020: The following Ordinance promulgated by Governor of the Punjab is hereby published for general information:

THE PRICE CONTROL AND PREVENTION OF PROFITEERING AND HOARDING (AMENDMENT) ORDINANCE 2022

(I OF 2022)

An
Ordinance

*to amend the Price Control and Prevention of Profiteering and Hoarding
Act, 1977.*

It is necessary to amend the Price Control and Prevention of Profiteering and Hoarding Act, 1977 (XXIX of 1977) *inter alia* for adaptation of the Act *ibid* aiming at effective price control of essential commodities in the Punjab.

Provincial Assembly of the Punjab is not in session and Governor of the Punjab is satisfied that circumstances exist which render it necessary to take immediate action.

In exercise of the powers conferred under clause (1) of Article 128 of the Constitution of the Islamic Republic of Pakistan, Governor of the Punjab is pleased to make and promulgate the following Ordinance:

1. Short title and commencement.— (1) This Ordinance may be cited as the Price Control and Prevention of Profiteering and Hoarding (Amendment) Ordinance 2022.

(2) This Ordinance shall come into force at once.

2. Amendment of Act XXIX of 1977.— In the Price Control and Prevention of Profiteering and Hoarding Act, 1977 (XXIX of 1977), for brevity referred to as 'the Act', the word "Federal" wherever occurs except in clause (d) of section 2 shall be omitted.

3. Amendment of section 1 of Act XXIX of 1977.— In the Act, in section 1, for subsection (2), the following shall be substituted:

"(2) It extends to whole of the Punjab."

4. Amendment of section 2 of Act XXIX of 1977.— In the Act, in section 2:

(a) after clause (a), the following clause (aa) shall be inserted:

"(aa) "Council" means the Price Control Council established under this Act;";

(b) after clause (c), the following clause (cc) shall be inserted:

"(cc) "Government" means Government of the Punjab;"; and

(c) after clause (e), the following clause (ee) shall be inserted:

"(ee) "prescribed" means prescribed by the rules made under this Act;".

5. Substitution of section 2A of Act XXIX of 1977.— In the Act, for section 2A, the following shall be substituted:

"2A. Establishment of Price Control Council.— (1) There shall be a Price Control Council headed by Chief Minister Punjab and consisting of the following members:

| | |
|-----|--|
| (a) | Minister for Industries, Commerce, Investment and Skills Development; |
| (b) | Minister for Livestock and Dairy Development; |
| (c) | Minister for Agriculture; |
| (d) | Minister for Food; |
| (e) | Chief Secretary Punjab; |
| (f) | Chairman Planning and Development Board of the Government; |
| (g) | Additional Chief Secretary (Home) to the Government, Home Department; |
| (h) | Secretary to the Government, Industries, Commerce, Investment and Skills Development Department; |
| (i) | Secretary to the Government, Agriculture Department; |
| (j) | Secretary to the Government, Food Department; |
| (k) | Secretary to the Government, Livestock and Dairy Development Department; and |
| (l) | such other member as the Chief Minister may deem fit. |

(2) The Council shall:

- (a) obtain information regarding prices of essential commodities prevailing in various markets;
- (b) review the prices fixed by the competent authorities in various parts of the Punjab;
- (c) monitor the action taken by the Special Magistrates and other enforcement authorities under this Act for the purposes of price control; and
- (d) issue directions and orders to ensure implementation of the provisions of this Act.

(3) The Council shall conduct its business in such manner as may be prescribed, and until so prescribed as the Council may determine.”.

6. Amendment of section 3 of Act XXIX of 1977.— In the Act, in section 3, in sub-section (2):

- (a) in clause (c), the words “between the Provinces” shall be omitted; and
- (b) in clause (e), the words “in a Province” and “in another province” shall be omitted.

7. Substitution of section 4 of Act XXIX of 1977.— In the Act, for section 4, the following shall be substituted:

“4. Delegation of powers.— The Government may, by notification, direct that any power conferred on it by or under

this Act shall, in relation to such matters and subject to such conditions, if any, as may be specified in the direction, also be exercisable by such officer or authority subordinate to the Government."

8. Amendment of section 7 of Act XXIX of 1977.— In the Act, in section 7:

(a) for sub-section (1), the following shall be substituted:

"(1) Any person who contravenes any order made under section 3 or a notification issued, or order made under section 6 shall be punishable with imprisonment for a term which may extend to three years but it shall not be less than one month and fine which may extend to one hundred thousand rupees but it shall not be less than one thousand rupees:

Provided that if a person convicted for an offence punishable under this sub-section is again convicted for such offence, the term of imprisonment and amount of fine shall not be less than one year and forty five thousand rupees respectively."

9. Amendment of section 11 of Act XXIX of 1977.— In the Act, in section 11, after sub-section (2), the following sub-section (3) shall be added:

"(3) The offences under this Act shall be cognizable and non-bailable."

10. Amendment of section 13 of Act XXIX of 1977.— In the Act, in section 13, in sub-section (2), for the expression "Evidence Act, 1872 (L of 1872)", the expression "Qanun-e-Shahadat, 1984 (President's Order No.10 of 1984)" shall be substituted.

11. Insertion of section 15A in Act XXIX of 1977.— In the Act, after section 15, the following section 15A shall be inserted:

"**15A. Power to make rules.**— The Government may, by notification in the official Gazette, make rules for carrying out the purposes of this Act."

12. Repeal and Saving.— (1) The Punjab Prevention of Hoarding Act 2020 (XV of 2020) is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken or purported to have been done or taken under the repealed Act shall, in so far as it is not inconsistent with the provisions of the Act, be deemed to have been done or taken under the Act.

13. Substitution of the Schedule of Act XXIX of 1977.— In the Act, for the Schedule, the following shall be substituted:

"Schedule
[see section 2(c)]

1. White sugar
2. Gur
3. Milk
4. Powdered Milk
5. Edible oil and ghee of all sorts
6. Mineral water and filtered water
7. Salt
8. Fruits and vegetables of all sorts
9. Pulses of all sorts
10. Fish of all sorts
11. Beef
12. Mutton
13. Chicken
14. Eggs
15. Spices of all sorts
16. Red chillies
17. Kerosene oil
18. Firewood
19. Coal
20. Chemical fertilizer of all sorts
21. Wheat
22. Atta/Maida and its products
23. Poultry feed
24. Bricks
25. Cement
26. Phutti (Seed cotton)
27. Cotton (Lint)

28. Cotton seed of all sorts
29. Wool, shoddy or raw
30. Paddy
31. Ice
32. Pesticide
33. Oxygen gas and cylinder
34. Ordinary sand
35. Crush bajri
36. Surgical gloves
37. Face masks all sorts
38. Sanitizers
39. Surface cleaning products
40. Isopropyl alcohol".

(MOHAMMAD SARWAR)
GOVERNOR OF THE PUNJAB

07/01/2022

AHMAD RAZA SARWAR
Secretary
Government of the Punjab
Law and Parliamentary Affairs Department