



KHYBER PAKHTUNKHWA

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PROVINCIAL ASSEMBLY SECRETARIAT
KHYBER PAKHTUNKHWA.

NOTIFICATION

Dated Peshawar, the 15th December, 2016.

No. PA/Khyber Pakhtunkhwa/Bills/2016/16900--- The Khyber Pakhtunkhwa Public Procurement Regulatory Authority (Amendment) Bill, 2016 having been passed by the Provincial Assembly of Khyber Pakhtunkhwa on 6th December, 2016 and assented to by the Governor of the Khyber Pakhtunkhwa on 9th December, 2016 is hereby published as an Act of the Provincial Legislature of the Khyber Pakhtunkhwa.

THE KHYBER PAKHTUNKHWA PUBLIC PROCUREMENT REGULATORY AUTHORITY (AMENDMENT) ACT, 2016

(KHYBER PAKHTUNKHWA ACT NO. XXX OF 2016)

*(First published after having received the assent of the Governor of the
Khyber Pakhtunkhwa in the Gazette of the Khyber Pakhtunkhwa.
(Extraordinary), dated the 15/12/2016)*

AN
ACT

*further to amend the Khyber Pakhtunkhwa Public Procurement Regulatory Authority
Act, 2012*

WHEREAS it is expedient further to amend the Khyber Pakhtunkhwa Public Procurement Regulatory Authority Act, 2012 (Khyber Pakhtunkhwa Act No. XI 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 Khyber Pakhtunkhwa Public Procurement Regulatory Authority (Amendment) Act, 2016.

(2) It shall come into force at once.

2. Amendment of section 2 of the Khyber Pakhtunkhwa Act No. XI of 2012.---In the Khyber Pakhtunkhwa Public Procurement Regulatory Authority Act, 2012 (Khyber

Pakhtunkhwa Act No. XI of 2012), hereinafter referred to as the said Act, in section 2, in sub-section (1), after clause (s), the following new clause shall be inserted, namely:

“(s-i) “regulations” mean regulations made under this Act;”.

3. Amendment of section 5 of the Khyber Pakhtunkhwa Act No. XI of 2012.---In the said Act, in section 5,-

- (a) in clause (k), the word “and” , appearing at the end, shall be deleted; and
- (b) the existing clause (l) shall be re-numbered as clause (m) and before clause (m), as so re-numbered, the following new clause shall be inserted, namely:
 - “(l) lay down codes of ethics and procedures for procurement, inspection and quality of goods, services and works; and”.

4. Insertion of new section in the Khyber Pakhtunkhwa Act No. XI of 2012.---In the said Act, after section 8, the following new section shall be inserted, namely:

“8-A Delegation of powers.--- The Authority may, subject to such conditions and limitations as it may deem appropriate, delegate any of its functions or powers, as the case may be, to the Managing Director.”.

5. Amendment of section 14 of the Khyber Pakhtunkhwa Act No. XI of 2012.---In the said Act, in section 14, in sub-section (2), for the word “printed”, the word “print” shall be substituted.

6. Insertion of new sections in the Khyber Pakhtunkhwa Act No. XI of 2012.---In the said Act, after section 35, the following new sections shall be inserted, namely:

“35-A. Power to make regulations.--- The Authority may make regulations, not inconsistent to this Act or rules, for carrying out the purposes of this Act.

35-B. Indemnity.---No suit, prosecution, or other legal proceedings shall lie against the Authority, the Board, the Chairperson Managing Director, officer, servants, advisers or consultants of the Authority in respect of anything done or intended to be done in good faith under this Act or rules and regulations.”.

**BY ORDER OF MR. SPEAKER
PROVINCIAL ASSEMBLY OF KHYBER
PAKHTUNKHWA**

(AMANULLAH)
Secretary
Provincial Assembly of Khyber Pakhtunkhwa