The Punjab Gazette

PUBLISHED BY AUTHORITY

LAHORE SATURDAY JANUARY 05, 2013

PROVINCIAL ASSEMBLY OF THE PUNJAB

NOTIFICATION

5 January 2013

No.PAP-Legis-2(154)/2012/807. The Punjab Protection Against Harassment of Women at the Workplace (Amendment) Bill 2012, having been passed by the Provincial Assembly of the Punjab on 27 December 2012, and assented to by the Governor of the Punjab on 3 January 2013, is hereby published as an Act of the Provincial Assembly of the Punjab.

THE PUNJAB PROTECTION AGAINST HARASSMENT OF WOMEN AT THE WORKPLACE (AMENDMENT) ACT 2012

ACT III OF 2013

[First published, after having received the assent of the Governor of the Punjab, in the Gazette of the Punjab (Extraordinary) dated 5 January 2013.]

An
Act

to amend the Protection Against Harassment of Women at the Workplace Act 2010.

Preamble.– Whereas it is expedient to amend the Protection Against Harassment of Women at the Workplace Act, 2010 (IV of 2010) for purposes hereinafter appearing;

It is enacted as follows:-

1. Short title and commencement.– (1) This Act may be cited as the Punjab Protection Against Harassment of Women at the Workplace (Amendment) Act 2012.

(2) It shall come into force at once.

2. Amendments in Act IV of 2010.– In the Protection Against Harassment of Women at the Workplace Act 2010 (IV of 2010), hereinafter referred to as the said Act, for the word "Ombudsman", wherever occurs, the word "Ombudsperson" shall be substituted.

3. Amendment in section 1 of Act IV of 2010.– In the said Act, in section 1, for subsection (2), the following shall be substituted:-

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

4. Amendment in section 2 of Act IV of 2010.– In the said Act, in section 2–

(a) in clause (b), for the expression "Industrial Relations Act, 2008 (IV of 2008)", the expression "Punjab Industrial Relations Act 2010 (XIX of 2010)" shall be substituted;

(i) for paragraph (iii), the following shall be substituted:-

"(iii) the authority, in relation to an organization or group of organizations run by or under the authority of the Government, the Federal Government or any other Provincial Government, appointed in this behalf or, where no such authority is appointed, the head of the organization or group of organizations;"; and

(ii) in paragraph (vii), the words "a department or a Division of" shall be omitted; and

(c) after clause (g), the following clause (gg) shall be inserted:-

"(gg) "Government" means Government of the Punjab;".

5. Amendment in section 6 of Act IV of 2010.– In the said Act, in section 6, subsections (4) and (5) shall be omitted.

6. Substitution of section 7 in Act IV of 2010.– In the said Act, for section 7, the following shall be substituted:-

"**7. Ombudsperson.**– The Government shall appoint the Ombudsperson on such terms and conditions as may be prescribed.

(2) A person shall be qualified to be appointed as the Ombudsperson who is not less than forty five years of age and–

(a) has been or is qualified to be a Judge of a High Court; or

(b) has been in the service of Pakistan in BS-20 or above; or

(c) is an eminent educationist with not less than four years administrative experience.

(3) The Ombudsperson shall not–

(a) hold any other office of profit in the service of Pakistan; or

(b) occupy any other position carrying the right to remuneration for the rendering of services.

(4) The Ombudsperson may appoint such staff as may be required to achieve the purposes of this Act."

7. Amendment in section 9 of Act IV of 2010.– In the said Act, for section 9, the following shall be substituted:-

"9. Representation to Governor.– Any person aggrieved by a decision of the Ombudsperson under subsection (5) of section 8 may, within thirty days of the communication of the decision, make a representation to the Governor whose decision shall be final."

8. Amendment in section 11 of Act IV of 2010.– In the said Act, in section 11–

(a) in subsection (3), for the words "petition before the District Court", the words "complaint before the Ombudsperson" shall be substituted; and

(b) after subsection (3), the following subsection (4) shall be inserted:-

"(4) A person aggrieved by an order under subsection (3) may, within thirty days of the communication of the order, make a representation to the Governor whose decision shall be final."

9. Amendment in section 13 of Act IV of 2010.– In the said Act, in section 13, the word "Federal" shall be omitted.

MAQSOOD AHMAD MALIK
SECRETARY