

# A

## Bill

further to amend the Balochistan Public Procurement Regulatory Authority Act, 2009 (Act No. VIII of 2009)

### **Preamble.**

WHEREAS it is expedient to amend the Balochistan Public Procurement Regulatory Authority Act, 2009 (Act No. VIII of 2009), for the purpose hereinafter appearing;

It is hereby enacted as follows:-

### **Short Title and Commencement.**

1. (1) This Act may be called the Balochistan Public Procurement Regulatory Authority (Amendment) Act, 2013.
- (2) It shall come into force at once.

### **Amendment of Section 2, Act VIII of 2009.**

2. In the Balochistan Public Procurement Regulatory Authority Act, 2009 (Act No. VIII of 2009), hereinafter referred to as the said Act, in Section 2, after clause (g) the following new clause shall be inserted, namely:-

**“(g-a) Managing Director” means the Managing Director of the Authority appointed under Section 7A of this Act;”**

### **Amendment in Section 5 Act VIII of 2009.**

3. In the said Act, in Section 5,
  - (a) in sub-section (2), after clauses (g), the following new clauses shall be inserted, namely:-

“(g-a) develop, promote and support the capacity building of personnel of procuring agencies,  
(g-b) maintenance of website which may enable the procuring agencies to upload and disseminate the information of their procurement activities as prescribed;”;

- (b) after sub-section (2), as so amended here above, the following new sub section shall be added, namely:-

“(3) If any misprocurement by any procuring agency comes into the notice of the Authority, it may call for assistance of the Auditor General of Pakistan to ascertain the gravity of such misprocurement, and may involve Provincial Anti-Corruption Department for investigation and fixation of criminal liability upon the employees of such procuring agency under any law for the time being in force”.

**Amendment of  
Section 6, Act VIII  
of 2009.**

4. In the said Act, in Section 6,-

(a) for sub-section(2), the following shall be substituted ,  
namely:-

“(2) The Board shall consist of the following members,  
namely:-

- |      |  |             |
|------|--|-------------|
| (1)  | the Chief Secretary Balochistan  | Chairperson |
| (2)  | the Additional Chief Secretary (Development)<br>Planning and Development Department  | Member      |
| (3)  | two members of Provincial Assembly- one each<br>from the treasury and opposition benches to be<br>nominated by the Speaker | Member      |
| (4)  | Secretary Finance  | Member      |
| (5)  | Secretary Law and Parliamentary Affairs Department   | Member      |
| (6)  | Secretary Communication and Works Department   | Member      |
| (7)  | Secretary Industries and Commerce Department   | Member      |
| (8)  | Secretary Irrigation and Power Department  | Member      |
| (9)  | Secretary Information Technology Department  | Member      |
| (10) | a representative of the Auditor General of Pakistan  | Member      |
| (11) | a nominee of the Chamber of Commerce   | Member      |
| (12) | a nominee of Pakistan Engineering Council  | Member      |
| (13) | a renowned professional from Management and<br>Finance sector nominated by the Government                                  | Member      |
| (14) | two members from Civil Society nominated<br>by the Government  | Member      |
| (15) | Managing Director  | Member”     |

(b) for sub-section (3), the following shall be substituted :-

“(3) The Managing Director shall also act as the  
Secretary of the Board”;

(c) for sub-section(6) , the following shall be substituted, namely:-

“(6) A member from the private sector may by writing  
in his hand addressed to the Chairman, resign from his  
office” . ; and

(d) after sub-section (6), as so amended here above, the following  
new section shall be added, namely:-

“(7) A causal vacancy of a private sector member shall be  
filled by appointment of another member from the private  
sector, for the remaining term of his predecessor”.

**Amendment of  
Section 7, Act VIII  
of 2009.**

5. In the said Act, in Section 7, for Sub-section (1) and (2) the  
following shall be substituted, namely:-

“(1) The meeting of the Board shall be presided over by the  
chairperson of the Board”.

(2) Ten members shall constitute the quorum for a meeting  
requiring a decision by the Board including the chairperson;”

