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ORDINANCE NO. V OF 2014

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ORDINANCE

*Further to amend the Federal Judicial Academy Act, 1997*

WHEREAS it is expedient to amend the Federal Judicial Academy Act, 1997 (XXVIII of 1997), for the purposes hereinafter appearing;

AND WHEREAS the Senate and the National Assembly are not in session and the president is satisfied that circumstances exist which render it necessary to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of Article 89 of the Constitution of the Islamic Republic of Pakistan, the President is pleased to make and promulgate the following Ordinance:-

1. **Short title and commencement.**—(1) This Ordinance may be called the Federal Judicial Academy (Amendment) Ordinance, 2014.

(2) It shall come into force at once.

2. **Amendment of section 2, Act XXVIII of 1997.**—(1) In the Federal Judicial Academy Act, 1997 (XXVIII of 1997), hereinafter referred to as the said Act, in section 2, after clause (b), the following new clause shall be inserted, namely:-

“(bb)“Centre of Excellence” means the Centre of Excellence for Law and Judicial Education.”.

3. **Amendment of section 3, Act XXVIII of 1997.**—In the said Act, in section 3, for the heading and sub-section (1), the following shall be substituted, namely:-

“**Conversion of Academy into Centre of Excellence.**—(1) The Academy shall stand converted into a Centre of Excellence for Law and Judicial Education.”

4. **Substitution of name of Academy.**—In the said Act, in sub-sections (2) and (3) of section 3 and sections 4 to 14 (both inclusive), for the word “Academy” wherever occurring, the words “Centre of Excellence” shall be substituted.

5. **Amendment of section 4, Act XXVIII of 1997.**— In the said Act, in section 4,—

- (i) in clause (a), the word “and” occurring for the second time shall be omitted and after the word “personnel”, the commas and words “lawyers, investigators, prosecutors, prison officers and government officers etc.” shall be added;

- (ii) in clause (b), the word "and" occurring for the second time shall be omitted and after the word "personnel", the commas and words "lawyers, investigators, prosecutors, prison officers and government officers etc." shall be added;
- (iii) in clause (c), the word "and" at the end shall be omitted; and
- (iv) in clause (d), for the full stop at the end, a semi-colon and the word "and" shall be substituted and after clause (d) amended as aforesaid, the following new clause shall be added, namely:-

"(e) imparting legal and judicial education/training at graduation and higher level in various disciplines of law/judicial education."

6. **Amendment of section 5, Act XXVIII of 1997.**— In the said Act, in section 5, after clause (vii), the following new clause shall be inserted, namely;

"(viiia) The Chief Justice of Islamabad High Court Member"

7. **Amendment of section 6, Act XXVIII of 1997.**— In the said Act, in section 6, after clause (a), the following new clauses shall be inserted, namely:-

"(aa) award degrees, diplomas and certificate;

(ab) approve academic and, research programmes;"

8. **Amendment of section 9, Act XXVIII of 1997.**— In the said Act, in section 9, in sub-section (5), after the word "committees", the words "Including an Academic Council" shall be inserted.

9. **Amendment of section 11, Act XXVIII of 1997.**— In the said Act, in section 11, in sub-section (4), for words and commas "Academy immediately before the commencement of this Act, other than the persons so serving on deputation, shall stand transferred to the Academy and become employees of the Academy", the words, commas, brackets and figure "Federal Judicial Academy immediately before the commencement of the Federal Judicial Academy (Amendment) Ordinance, 2014, other than the persons so serving on deputation shall stand transferred to the Centre of Excellence and become employees of the Centre of Excellence" shall be substituted.

10. **Insertion to new sections, Act XXVIII of 1997.**—In the said Act, after section 15, the following new section shall be inserted, namely:—

“16. **Power to make regulations.**—The Board may make regulations concerning academic matters not inconsistent with the rules, as it may consider necessary for carrying out the purposes of this Act.”.

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### STATEMENT OF OBJECTS AND REASONS

The Federal Judicial Academy was established under Act No. XXVIII of 1997 for training of judicial and law officers and the quality of justice administered in the courts. Since then the Federal Judicial Academy is performing its functions in line with the aims and objectives of the Academy given in the said Act. The Board of Governors of the Federal Judicial Academy decided to convert the Federal Judicial Academy into a Center of Excellence with the status of degree awarding institute with enhanced functions to offer programmes for the study of law specialized courses in specific disciplines and judicial education/training. The Chief Justice of Islamabad High Court also made a Member of the Board as Islamabad High Court was established later.

2. The Bill is designed to achieve the aforesaid object.

MR. PERVAIZ RASHID  
Minister for Information,  
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Member-in-Charge