

# PROVINCIAL ASSEMBLY OF THE PUNJAB

Bill No. 14 of 2013

## THE PUNJAB SHOPS AND ESTABLISHMENT (AMENDMENT) BILL 2013

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*further to amend the West Pakistan Shops and Establishments Ordinance, 1969.*

**Preamble.**— Whereas it is expedient further to amend the West Pakistan Shops and Establishments Ordinance, 1969 (VIII of 1969) for purposes hereinafter appearing;

It is enacted as follows:-

**1. Short title and commencement.**— (1) This Act may be cited as the Punjab Shops and Establishments (Amendment) Act 2013.

(2) It shall come into force at once.

**2. Amendment in section 1 of Ordinance VIII of 1969.**— In the West Pakistan Shops and Establishments Ordinance, 1969 (VIII of 1969), hereinafter referred to as the said Ordinance, in section 1—

(i) in subsection (1), for the words “West Pakistan”, the word “Punjab” shall be substituted; and

(ii) in sub-section (2), for the word “Pakistan”, the words “the Punjab” shall be substituted.

**3. Amendment in section 2 of Ordinance VIII of 1969.**— In the said Ordinance, in section 2, for clause (m), the following shall be substituted:-

“(m) “Government” means Government of the Punjab”

**4. Amendment in section 5 of Ordinance VIII of 1969.**— In the said Ordinance, in section 5, for clause (i), the following shall be substituted:-

“(i) Offices of the Government or the Federal Government;”.

**5. Insertion of section 10-A in Ordinance VIII of 1969.**— In the said Ordinance, after section 10, the following section 10-A shall be inserted:-

**“10-A. Daycare rooms for children.**— (1). Where twenty five or more women are employed in an establishment, the employer shall reserve a suitable daycare room for under six years old children of the women.

(2) The daycare room shall be established, managed and conformed to such standards, as may be prescribed.”

**6. Amendment in section 12 of Ordinance VIII of 1969.**— In the said Ordinance, in section 12—

(a) in subsection (2)—

(i) for the words “four months” wherever occur, the words “one year” shall be substituted; and

(ii) in the proviso, for the words “six months”, the words “one year and six months” shall be substituted;

(b) in subsection (3), for the word “fifty”, the words “one thousand” shall be substituted; and

(c) in subsection (6)–

- (i) for the words “District Court”, the words “Labour Court establishment under the Punjab Industrial Relations Act, 2010 (XIX of 2010)” and
- (ii) for the word “hundred”, the word “thousand” shall be substituted.

**7. Amendment in section 24 of Ordinance VIII of 1969.-** In the said Ordinance, in section 24–

(a) in subsection (2)–

- (i) for the words and figures “XXXVI-Miscellaneous Departments-G-Miscellaneous-(S)-Receipts under the West Pakistan Shops and Establishments Ordinance, 1969”, the words and figures “CO 2905-Receipts under the Punjab Shops and Establishments Ordinance, 1969” shall be substituted; and
- (ii) for the figures “2.00”, “3.00”, “5.00” and “10.00”, the figures “200”, “300”, “500”, “1000” shall respectively be substituted; and

(b) after subsection (5), the following subsection (6) shall be inserted:-

“(6) The Government may revise the amount specified in subsection (2) by prescribing a higher or different amount for different categories of the establishments through the rules made under this Ordinance.”

**8. Amendment in section 27 of Ordinance VIII of 1969.-** In the said Ordinance, in section 27–

- (a) in subsection (1), for the word “fifty”, the words “one thousand” and for the words “two hundred and fifty”, the words “five thousand” shall respectively be substituted;
- (b) in subsection (2), for the words “two hundred and fifty”, the words “five thousand”, and for the words “five hundred”, the words “ten thousand” shall respectively be substituted; and
- (c) in subsection (3), for the words “one hundred and fifty”, the words “three thousand” and for the words “two hundred and fifty”, the words “five thousand” shall respectively be substituted.

**9. Amendment in Schedule of Ordinance VIII of 1969.-** In the said Ordinance, in Schedule, in Form A, in the note, for the words “West Pakistan”, the word “Punjab” shall be substituted.

#### **STATEMENT OF OBJECTS AND REASONS**

The subject on which this law has been enacted has devolved on the Provinces by virtue of the Constitution (Eighteenth Amendment) Act 2010. The Act is required to be adapted by the Provincial Assembly of the Punjab in terms of clause 6 of Article 270AA of the Constitution. Some other amendments like provision of daycare room for children, enhancement of fiscal penalties, change in head of receipts, registration fee and empowerment of Labour Courts established under the Punjab Industrial Relations Act, 2010 as Appellate Authority have also been incorporated in the draft Bill. Hence this Bill.

**MINISTER INCHARGE**

**15 AUGUST 2013**

**RAI MUMTAZ HUSSAIN BABAR  
ACTING SECRETARY**