

**ELECTION COMMISSION OF PAKISTAN**

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**NOTIFICATION**

*Islamabad, the 25<sup>th</sup> October 2022*

No. F.23(71)/2021-Law **WHEREAS**, the Elections Act 2017 was promulgated on 2<sup>nd</sup> October 2017, Section 239 where of empowers the Election Commission to make Rules for carrying the purposes of the Act. Aforesaid section 239 is reproduced as under:

**“239. Power to make rules-**(1) The Commission may, by notification in the official Gazette and publication on the website of the Commission, make rules for carrying out the purposes of this Act.

(2) The Commission shall make the Rules under sub-section (1) subject to prior publication and after hearing and deciding objections or suggestions filed within fifteen days of the publication.”

**WHEREAS**, the Election Commission accordingly framed the Election Rules, 2017 in pursuance of section 239 *ibid* and notified the same on 9<sup>th</sup> November, 2021 and thereafter, in view of different situations, the Election Commission has carried out several amendments therein.

**WHEREAS**, the present situation so warrants and it is expedient to carry out further amendments in sub rules 6, 8 and 15 in Rule 4 of the Elections Rule, 2017 and these amendments are required to be published for inviting objections or suggestions to be filed within fifteen days of the publication which will be decided by the Commission after hearing as aforesaid.

**NOW THEREFORE**, in exercise of its powers conferred under section 239 of the Elections Act, 2017 and all other powers enabling it in that behalf, the Election Commission is pleased to publish the aforesaid draft amendments and Form-4A & Form-4B with the direction that objections or suggestions in respect of any amendment may be filed in ECP secretariat, Islamabad by 8<sup>th</sup> November, 2022 which will be decided by the Commission by hearing. The draft amendments are uploaded on the official website of the Commission i.e. [www.ecp.gov.pk](http://www.ecp.gov.pk).

  
(Saima Tariq Janjuha)  
Deputy Director (Law)

# ELECTION COMMISSION OF PAKISTAN

## NOTIFICATION

Islamabad, the 11<sup>th</sup> October, 2022

S.R.O. No.....Law—In exercise of its powers conferred through section 239 of the Elections Act, 2017 (Act No. XXXIII of 2017), the Election Commission is pleased to make following amendments in the Election Rules, 2017, namely\_

### In the Election Rules, 2017—

- (a) After sub-rule (6) of rule 4, following proviso shall be inserted namely;

“Provided that in case of bailable warrant, the Commission may in its discretion by endorsement on warrant and subject to its satisfaction, direct the police officer(s) to take such bail or security if such person is ready and willing to give bail and security required by such direction and shall forward the bond to the Commission:

Provided further that where a person is arrested in pursuance of a non-bailable warrant in which no direction has been endorsed, the Commission may for sufficient reasons release the person subject to furnishing such bond or security, as the Commission thinks fit and direct the person to appear by a specified date before it.”

- (b) Sub-rule (8) of rule 4 shall be omitted and be substituted with the following provisions namely:

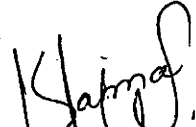
“(8) If the Commission on the basis of opinion expressed by the Commissioner or the member mentioned in sub-rule (7) decides that action should be taken in the matter, it may direct a notice or a show cause notice to be issued to the alleged contemnor by the Secretary of the Commission or in his absence, any other officer of the Commission and copy of such notice or show cause notice shall be sent to the Advocate General, Islamabad who shall in that event either conduct proceedings himself or depute an Additional Advocate General or a Deputy or Assistant Advocate General for the purpose.”

- (c) After sub-rule (14) of rule 4, following new sub-rule shall be inserted namely;

“(15) The bond referred to in proviso to sub-rule (6) and notice or a show cause notice referred to in sub-rule (8) shall be on Forms 4A and 4B, respectively.”

By order of the Election Commission of Pakistan.

No. F. 23(3)/2022-Law

  
Saima Tariq Janjuhah  
Deputy Director (Law)

**ELECTION COMMISSION OF PAKISTAN**

**Form-4A**

**[see rule 4(15)]**

**BOND AND BAIL-BOND AFTER ARREST  
UNDER AWARD WARRANT**

I, .....(name) of being brought before the Election Commission of Pakistan under a warrant issued to compel my appearance and to answer to the charge of contempt of Election Commission of Pakistan, I do hereby bind myself to attend the Election Commission of Pakistan on the \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_ to answer the said charge and to continue to attend unless otherwise directed by the Election Commission: and in case of my making default herein, I bind myself to forfeit to (Government of Pakistan) the sum of Rs. \_\_\_\_\_

Signature \_\_\_\_\_

Dated this day of \_\_\_\_\_

I, do hereby declare myself surety for the above named .....(name) of..... (address) on the \_\_\_\_\_ day of \_\_\_\_\_ next, to answer the charge on which he has been arrested, and shall continue so to attend until otherwise directed by the Election Commission; and, in case of his making default therein, I bind myself to forfeit to Government of Pakistan, the sum of Rs. \_\_\_\_\_

Signature \_\_\_\_\_

Dated this day of \_\_\_\_\_

**ELECTION COMMISSION OF PAKISTAN**

**FORM-4B**

**[See rule 4(15)]**

**NOTICE TO A PERSON CHARGED WITH CONTEMPT OF COURT**

**Case No** \_\_\_\_\_

**Parties (if any)**

**To**

\_\_\_\_\_  
\_\_\_\_\_

WHEREAS, it appears that you by your acts, conduct, utterances and writings committed contempt of the Commission in the facts and circumstances stated herein below:-

(Briefly state the facts and circumstances and the nature of contempt)

2. YOU .....(name of the contemnor) are hereby required to appear in person (or by an advocate, if the Commission has so ordered) and show cause before the Commission at Election Commission, Secretariat, Islamabad on the .....day of ..... 20 at.....a.m. that why you should not be punished or other appropriate order not be passed against you for contempt of the Commission.

3. You shall attend the Commission in person on.....day of.....at.....a.m. and shall continue to attend the Commission on all dates thereafter to which the case may stand adjourned and until final orders are passed on the charge against you.

4. In case, you fail to appear as summoned then you can be held in contempt of the Commission.

Given under my hand and the seal of the Commission, this the.....day of.....20...

Signature \_\_\_\_\_