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PART III

Other Notifications, Orders, etc.

GOVERNMENT OF PAKISTAN

MINISTRY OF KASHMIR AFFAIRS AND GILGIT-BALTISTAN

NOTIFICATION

Islamabad, the 3rd February, 2021

F.No. 13(1)/2018-ADMN(GBC).— WHEREAS The Elections Act, 2017, all rules, regulations and Bye-laws framed there under (as are in force in Pakistan) have been adapted in the territory of Gilgit-Baltistan, *mutatis mutandis vide* Gilgit-Baltistan (Elections and Caretaker Government) Amendment Order, 2020 and the same was conveyed to the Election Commission, Gilgit-Baltistan *vide* Ministry of Kashmir Affairs & Gilgit-Baltistan Office Memorandum No. F. No. 13(1)/2018-ADMN(GBC), dated 15th May, 2020;

AND WHEREAS, the Election Commission, Gilgit-Baltistan *vide* its letter No. ELC-1(22)/2019, dated 1st November, 2020 sought for clarifications, necessary modifications/interpretations and explanation of the term "*mutatis mutandis*" as mentioned in Section 2 of the above referred order and also submitted proposed explanations in the Elections Act, 2017 to this effect to remove the ambiguities and legal lacunas;

(141)

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[153(2021)/Ex. Gaz.]

AND WHEREAS, the proposed amendments as requested by the Election Commission, Gilgit-Baltistan *vide* their letter quoted above was referred to the Government of Pakistan Law and Justice Division, Islamabad for clarification;

NOW THEREFORE, the Government of Pakistan Law and Justice Division, Islamabad *vide* their O.M No. 784/2020-Law-I, dated 19-01-2021, has assented to the following explanations/clarifications of the term "*mutatis mutandis*" in the Section 2 of Gilgit-Baltistan (Elections and Caretaker Government) Amendment Order, 2020.

- (a) reference to Pakistan in any of the aforesaid law/rule/regulation/by law shall be construed to refer to Gilgit-Baltistan;
- (b) reference to the Commission and Chief Election Commissioner shall be construed as reference to the Chief Election Commissioner, Gilgit-Baltistan appointed under Article 97(1) of the Government of Gilgit-Baltistan Order, 2018;
- (c) reference to Parliament shall be construed as reference to the Gilgit-Baltistan Assembly;
- (d) references to the Supreme Court or a High Court shall be construed to be references the Supreme Appellate Court and Chief Court of Gilgit-Baltistan respectively;
- (e) all references to citizens of Pakistan shall be construed to be a reference to a citizen of Gilgit-Baltistan; and
- (f) all references to Pakistan law shall be construed to the references to the corresponding law in force in Gilgit-Baltistan.

SUDHER KHAN KHATTAK,
Deputy Secretary (GBC).