
**THE REPRESENTATION OF THE PEOPLE ACT, 1976
AS MADE APPLICABLE TO THE FATAs**

GOVERNMENT OF PAKISTAN

**MINISTRY OF INTERIOR, STATES AND FRONTIER REGIONS
AND KASHMIR AFFAIRS**

(States and F. R. Division)

NOTIFICATION

Islamabad, the 9th January, 1977

No.F.6(53)-F.I/76.—In exercise of the powers conferred by clause (3) of Article 247 of the Constitution of the Islamic Republic of Pakistan, the President is pleased to direct that the Representation of the People Act, 1976 (LXXXV of 1976), shall, subject to the modifications specified in the Schedule below apply to the Federally Administered Tribal Areas.

SCHEDULE

1. Reference to the Provincial Assembly wherever occurring in the Representation of the People Act, 1976 (LXXXXV of 1976), shall be deemed to have been omitted, and the words and expression used, but not defined in this notification shall have the same meaning as in the aforesaid Act, and the ¹[Electoral Rolls Act, 1974 (No. XXI of 1974)].

2. In section 2.—

(i)

²[(ii)]

(iii) after clause (xv), the following new clause shall be inserted, namely:—

“(xva) “Political Officer” includes a Political Agent, an Assistant Political Agent, and Assistant Political Officer.”

3. In section 4, after the words “Officer of the Commission” the words “or a Political Officer” shall be inserted.

¹ Substituted *vide* SRO 18(1)/2000, dated 17-01-2000.

² Omitted *ibid*.

³[4.]

5. In section 32, in sub-section (2), for the words “by a Police Officer” the words “under the orders of any Political Officer by a member of the civil armed forces, a levy, a Khassadar or any other person authorized by the Political Officer in this behalf” shall be substituted.

6.

7. For section 50 the following shall be substituted, namely:—

“50. *Certificate relating to election expenses.*—Every contesting candidate, other than the returned candidate, shall within thirty days after the publication of the name of the returned candidates under section 20, or section 42, submit to the Returning Officer a certificate accompanied by an affidavit of the amount he has spent in the election.”.

8. In section 67, for sub-section (3) the following shall be substituted, namely:—

“(3) Any person aggrieved by a decision of the Tribunal in respect of a dispute relating to a seat in the National Assembly from the Federally Administered Tribal Areas may, within thirty days of the announcement of the decision, appeal to the Peshawar high Court and the decision of the High Court on such appeal shall be final and shall not be subject to appeal to the Supreme Court. Every such appeal shall be heard by a Division Bench of two Judges of the High Court.”

9. In Chapter VII, after section 77, the following new section shall be inserted, namely:—

“77A. *Special procedure for enforcement of certain orders, etc.*—
(1) Any summons, commission or order issued or made by the Commission under sub-section (5) of section 14 or by the Tribunal under section 64, in respect of any witness or other person belonging to a Federally Administered Tribal Area, shall be served or executed through a Political Officer.”

(2) An application under sub-section (4) of section 77 for the enforcement of an order for costs against a person belonging to a Federally Administered Tribal Areas shall be made to a Political Officer who shall recover the costs from such person.”

10. In section 93, for the words “ A Police Officer may” the words and commas “Any person authorized in this behalf by a Political Officer may, or, when so ordered by a Political Officer, a member of the civil armed forces, a levy or a Khassadar shall,” shall be substituted.

11. After section 103A, the following new section shall be inserted, namely:—

³ Omitted *vide* SRO 18(1)/2000, dated 17-01-2000.

“103-B. Special procedure for trial.—Notwithstanding anything contained in this Act or in any other law for the time being in force, if a person is accused of an offence under this Act, he shall be tried by a Political Officer in accordance with the provisions of section 11 of the Frontier Crimes Regulation, 1901.”

12. In section 105, after the word and comma “Commissioner,” the words and comma “a Political Officer,” shall be inserted.

13. In section 106, after the word “Commissioner”, the comma and words “, a Political Officer” shall be inserted.
