

**THE NATIONAL ASSEMBLY AND PROVINCIAL ASSEMBLIES
ALLOCATION OF RESERVED SEATS FOR WOMEN AND
NON-MUSLIMS (PROCEDURE) RULES, 2002**

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NON-MUSLIMS (PROCEDURE) RULES, 2002

1. **Short title and commencement.**—(1) These Rules may be called the National Assembly and Provincial Assemblies Allocation of Reserved Seats of Women and Non-Muslims (Procedure) Rules, 2002.

(2) They shall come into force at once.

2. **Definitions.**—(1) In these rules unless there is anything repugnant in the subject or context,—

(a) “Act” means the Representation of the People Act, 1976 (LXXXV of 1976);

(b) “Commission” means the Election Commission of Pakistan constituted under Article 5 of the Election Commission Order, 2002 (Chief Executive Order No. 1 of 2002); and

(c) “Order” means the Conduct of General Elections Order, 2002 (C.E’s Order No. 7 of 2002).

(2) The words and expressions used but not herein defined shall have the meanings assigned to them in the Act.

3. **Election for reserved seats for women and non-Muslims.**—(1)

Elections to the reserved seats for women and non-Muslims in the National Assembly and Provincial Assemblies shall be held on the basis of proportional representation system of political parties’ lists of candidates in accordance with the provisions of these rules, the Order and the Act.

(2) The members to fill seats reserved for women in the National Assembly allocated to a Province shall be elected through proportional representation system of political parties’ lists of candidates submitted to the Election Commission on the basis of total number of general seats won by each political party from the Province concerned in the National Assembly.

(3) The members to fill seats reserved for women allocated to a Province shall be elected through proportional representation system of political parties’ lists of candidates on the basis of total number of general seats won by each political party in the Provincial Assembly.

(4) The members to fill seats reserved for non-Muslims in the National Assembly and the Provincial Assemblies shall be elected through proportional representation system of political parties’ lists of candidates on the basis of total number of general seats won by each political party in the National Assembly on as the case may be, in the Provincial Assembly.

(5) For the purpose of this rule the expression “total number of general

seats won by political party” shall include the independent returned candidate or candidates who may duly join such political party within three days of the publication in the official Gazette of the names of the returned candidates:

Provided that the independent candidate applies to the leader of political party for joining his party and the leader of political party forthwith informs the Election Commission of his joining through a letter to be delivered to the Election Commission.

4. Commission to declare seats won by each Political party.—(1)

The Commission shall, by notification in the official Gazette declare the total number of reserved seats won by each political party in the National Assembly and the Provincial Assemblies respectively.

(2) The per centum share of each political party shall be worked out with reference to total number of general seats in the National Assembly or as the case may be the respective Provincial Assembly.

(3) In calculating the number of seats, the highest fraction shall be taken as one seat till the allocation for total reserved seats in the concerned Assembly is completed.

(4) The seats reserved for non-Muslims and women shall be divided among the political parties on the basis of their per centum share as worked out in sub-rule

(2) and in order of priority of the names of candidates mentioned in the party list:

Provided that the list submitted by a political party shall not be subject to change or alteration either in the order of priority or through addition or subtraction of new names after expiry of the date of submission of nomination papers.

Explanation.— For the purpose of this rule the expression “political party” means a political party to which as symbol has been allocated by the Commission.

5. Procedure where a nominee of political party is elected on more than one general seats, etc.—(1)

If a contesting candidate, being nominee of a political party has been elected on more than one general seats, whether in the same different Assemblies, all the seats won by him shall be counted for the purpose of calculation of general seats won by that party in the National or the Provincial Assembly, as the case may be.

(2) The seats whon by independent candidates and the seats referred to in sub-rule (1) shall be excluded from the total number of general seats in the National Assembly for the purpose of determination of share of each political party:

Provided that if an independent candidate duly joins a political party under sub-rul (5) of rule 3, he shall not be excluded for the purpose of calculation of total number of general seats of such political party.

6. Declaration of result by the Commission.—(1) The Commission shall calculate the total number of seats won by each political party separately in the National Assembly and each Provincial Assembly in the manner specified in rule 4 and shall then ascertain the proportion of each political party of the seats reserved for women and non-Muslims.

(2) On the basis of the calculations done under sub-rule (1), the Commission shall ascertain the number of seats to which each political party is entitled.

(3) The Commission shall then declare elected to the National Assembly or, as the case may be, the Provincial Assembly such number of candidates belonging to each political party, in order of priority in which their names appear in the lists provided by a political party as is equal to the number of seats to which that party is entitled under sub-rule (2).

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Sd/-
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