

Law vision (Pakistan)

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Agricultural Pesticides (Amendment) Act, 1992

ACT No. XIX OF 1992

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Islamabad, the 2nd September, 1992

The following Acts of Majlish-e-Shoora (Parliament) received the assent of the President on the 30th September 1992 and are hereby published for general information: -

An Act

further to amend the Agricultural Pesticides Ordinance, 1971

WHEREAS it is expedient further to amend the Agricultural Pesticides Ordinance 1971 (II of 1971) for the purpose hereinafter appearing:

It is hereby enacted as follows: -

1. Short title and commencement. (1) This Act may be called the Agricultural Pesticides (Amendment) Act, 1992.

(II) It shall come into force at once.

2. Amendment of section 3, Ordinance II of 1971. In the Agricultural Pesticides Ordinance, 1971 (II of 1971), hereinafter referred to as the said Ordinance, in section 3.

(i) Clause (c) shall be omitted;

(ii) in clause (h)

(a) the words "a brand of " occurring twice, shall be omitted; and

(b) for the word "brand" at the end the word "pesticide" shall be substituted; and

(iii) in clause (q), the words " brand of" shall be omitted.

3. Substitution of section 4, Ordinance II of 1971, - In the said Ordinance, for section 4 the following shall be substituted, namely: -

"4. No person shall import, manufacture, formulate, sell, offer for sale, hold any stock for sale or in any manner advertise any pesticide which has not been registered in the manner provided by this Act or the rules framed thereunder:

Provided that the Federal Government may, by notification in the official gazette directed that the pesticide specified in the notification and not having a trade name will be imported only by a class or classes of importers as specified; except a pesticide having a trade name and registered in the country of manufacture which may be imported without undergoing the registration process but subject to the condition notified from time to time by the Federal Government."

4. Amendment of section 5, Ordinance II of 1971- In the said Ordinance, in section 5.

(i) in sub -section (1),__

(a) the words " brand of a" shall be omitted; and

(b) for the word "brand" the word " pesticide" shall be substituted;

(ii) in sub-section (4),__

(a) the words "brand of a " shall be omitted;

(a) in clause(a), for the word "brand" the words "name of the pesticide" shall be substituted; and

(b) in clause(b), for the word "brand" the word "pesticide" shall be substituted; and

- (c) in clause (b) for the word "brand" the word pesticide shall be substituted; and
- (iii) in sub-section(5), the words "brand of a " shall be omitted,

5. **Amendment of section 6, Ordinance II of 1971,___** In the said Ordinance, in section 6, the words "brand of a" shall be omitted.

- 6. **Amendment of section 7, Ordinance II of 1971, __** In the said Ordinance, in section 7, the words "the brand of" shall be omitted.

7. **Amendment of section 8, Ordinance II of 1971,--** In the said Ordinance, in section 8, --

- (i) in sub-section (I),--
- (a) the words "brand of a" shall be omitted; and
- (b) for the word "brand" the word "pesticide" shall be substituted; and
- (ii) in sub-section (2), for the words " the brand to which it relates" the word "pesticide" shall be substituted;

8. **Amendment of section 13, Ordinance II of 1971 -** In the said Ordinance, in section 13,--

- (a) in sub-section (1) after the word " Laboratory", the word and common as "or, in consultation with the Provincial Government, declare a Provincial Laboratory as Pesticide Laboratory which may be" shall or inserted; and
- (b) in sub-section (3), the words "brands of" shall be omitted.

9. **Amendment of section 21, Ordinance II of 1971,--** In the said Ordinance, in section 21, -

- (a) in clause (a),--
- (i) the words "brand of a " shall be omitted; and
- (ii) for the words "the brand" the words "any description" shall be substituted; and
- (b) for the words "with fine which may extend to one thousand rupees and for every subsequent offence with fine which shall not be less than two thousand rupees or more than three thousand rupees and in default of payment of any such fine with imprisonment for a term which may extend to one year" the words" with imprisonment for a term of six months and with fine amounting to twenty-five thousand rupees and for every subsequent offence with imprisonment for a term of one year and with fine amounting to fifty thousand rupees" shall be substituted.

10. **Amendment of section 22, Ordinance 1 of 1971,-** In the said Ordinance, in section 22, for the words "fine which may extend to one thousand rupees" the words "imprisonment for a term which may extend to six months and with fine amounting to twenty-five thousand rupees" shall be substituted.

11. **Amendment of section 23, Ordinance II of 1971,-** In the said Ordinance, in section 23, for the words "fine which shall not be less than two thousand and five hundred rupees or with imprisonment for a term which shall not be less than one year or more than two year" the words "imprisonment for a term which shall not be less than two years or more than four years and with fine amounting to one hundred thousand rupees" shall be substituted.

12. **Amendment of section 29, Ordinance II of 1971,-** In the said Ordinance, in section 29,--

- (a) in sub-section(2),
- (i) in clause (b), the words "brand of a " shall be omitted;
- (ii) in clause (c), for the words "brand of pesticides" the words "pesticides not having a trade name or otherwise" shall be substituted;
- (iii) in clause (e), in sub-clause (i), the words Brands of" shall be omitted;
- and
- (iv) in clause (m), the words "brands of" shall be omitted.

Case Law

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