



The Sindh Government Gazette

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PART-IV

PROVINCIAL ASSEMBLY OF SINDH

NOTIFICATION

Karachi, the 22nd December, 2006

NO.PAS/LEGIS-B-05/2006-. The Sindh Prohibition on Manufacture, Sale and use of Polythene Bags Bill, 2006 have been passed by the Provincial Assembly of Sindh on Wednesday, the 15th November, 2006 and assented to by the Governor of Sindh on Monday, the 18th December, 2006, is hereby published as an Act of the Legislature of Sindh.

**THE SINDH PROHIBITION ON MANUFACTURE, SALE AND USE OF
POLYTHENE BAGS ACT, 2006.**

SINDH ACT NO. XV OF 2006

(First published after having received the assent of the Governor of Sindh in the Gazette of Sindh (Extra-Ordinary) dated 22nd December, 2006).

**AN
ACT**

to prohibit, manufacture, sale and use of black polythene bags including polythene bags below thirty micron thickness in the Province. **Preamble**

WHEREAS it is expedient in the public interest to prohibit, manufacture, sale, and use of black polythene bags including the polythene bags below thirty micron thickness in the Province in the manner hereinafter appearing and to provide for matters ancillary thereto;

It is hereby enacted as follows :-

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| Short title and commencement | 1. (1) This Act may be called the Sindh Prohibition on Manufacture, Sale and use of Polythene Bags Act, 2006.

(2) It shall come into force at once. |
| Definitions | 2. In this Act, unless there is anything repugnant in the subject or context-

(a) "factory" means any premises where polythene bags are manufactured and produced;

(b) "Government" means the Government of the Sindh;

(c) "person" includes shopkeeper, factory owner, hawker and any person associated with manufacture or sale of polythene bags;

(d) "polythene bag" means a leading product of plastic prepared from polyethylene granules;

(e) "prescribed" means prescribed by rules; and

(f) "rules" means rules made under this Act. |
| Restriction | 3. No person shall manufacture, sell or use black polythene bags including the polythene bags below thirty micron thickness and of size as may be prescribed or offer any kind of eatable and non-eatable goods in such polythene bag. |
| Penalty | 4. Any person who contravenes the provisions of section 3, shall be punished with imprisonment for a term which may extend to three months or with fine which may extend to fifty thousand rupees, or with both:

Provided that if a person convicted for an offence punishable under this section is again convicted for such offence, the fine shall extend to one lac rupees and the term of imprisonment shall extend to six months. |
| Offence to be Punishable and triable | 5. Notwithstanding anything contained in the Code of Criminal Procedure, 1898; an offence punishable under this Act shall be bail-able and triable under the provisions of the said Code, by a Judicial Magistrate specially empowered in this behalf under section 24 of the Pakistan Environmental Protection Act, 1997. |

6. No Court shall take cognizance of an offence under this Act except upon a complaint in writing by the Director General of the Provincial Environmental Agency or any other Officer of the agency authorized by him. Cognizance of offence
7. This Act shall have effect notwithstanding anything contained in any other law for the time being in force. Act to override other laws etc.
8. No suit, prosecution or other legal proceeding shall lie against any person for anything which is in good faith done or intended to be done under this Act. Protection of action taken under the Act
9. Government may, by notification in Official Gazette, make rules for carrying out the purposes of this Act. Power to make Rules

BY ORDER OF THE SPEAKER
PROVINCIAL ASSEMBLY OF SINDH

HADI BUX BURIRO
SECRETARY
PROVINCIAL ASSEMBLY OF SINDH

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