

SINDH ORDINANCE NO.IV OF 2014

THE SINDH PUBLIC PRIVATE PARTNERSHIP (AMENDMENT) ORDINANCE, 2014

[4th December, 2014]

An Ordinance to amend the Sindh Public Private Partnership Act, 2010.

WHEREAS it is expedient to amend the Sindh Public Private Partnership Act, 2010, in the manner hereinafter appearing; **Preamble.**

AND WHEREAS the Provincial Assembly is not in session and the Governor is satisfied that circumstances exists which render it necessary to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of Article 128 of the Constitution of the Islamic Republic of Pakistan, 1973, the Governor is pleased to make and promulgate the following Ordinance:-

1. (1) This Ordinance may be called the Sindh Public Private Partnership (Amendment) Ordinance, 2014. **Short title and commencement.**

(2) It shall come into force at once.

2. In the Sindh Public Private Partnership Act, 2010, hereinafter referred to as the said Act, in section 2 – [Amendment of section 2 of Sindh Act No.V of 2010.](#)

(i) for clause (x), the following shall be substituted:-

“(x) “Public Private Partnership Agreements” mean and include all arrangements and agreements in writing, executed between Government and private party for the purpose of providing public infrastructure, community facilities and related services;”;

(ii) after clause (z), the following new clause shall be inserted:-

“(z-i) “Service” means any of the professional activities concerning imparting of public benefits in publicly owned institution or facility or the objective ancillary thereof;”;

(iii) in clause (bb), after the word “fund”, the words “or any other assets” shall be inserted.

3. In the said Act, in section 4, in sub-section (4), the words “and of” shall be replaced by the comma and words “civil society organizations, public sector or any other organization, society or company as Government may deem fit”. [Amendment of section 4 of Sindh Act No.V of 2010.](#)

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4. In the said Act, in section 6, in sub-section (2), after clause (I), the following shall be inserted:- [Amendment of section 6 of Sindh Act No.V of 2010.](#)

“(I-A) employ such persons, as it deems necessary for the performance of the functions and duties assigned to it under this Act, which shall be governed by the human resource policy and guidelines notified by the Finance Department, Government of Sindh, from time to time.”

5. In the said Act, in section 18, sub-section (4) shall be omitted. [Amendment of section 18 of Sindh Act No.V of 2010.](#)

6. In the said Act, in section 21 in sub-section (1) – [Amendment of section 21 of Sindh Act No.V of 2010.](#)

(a) in clause (IV), the word “and” shall be omitted;

(b) after clause (IV), the following new clauses shall be inserted:-

“(V) accept voluntary contributions, whether financial or non-financial by the private party including but not limited to charity, philanthropic gifts and legacy;”.

7. In Schedule-I, after the entry “Tourism and Resort Development” the following shall be added:- [Amendment of Schedule-I of Sindh Act No.V of 2010.](#)

“Health services
Education Services
Social Welfare
Special Education

Women Development

or any other sector or service as the Board may approve to undertake in public private partnership mode.”.