



KHYBER PAKHTUNKHWA

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**PROVINCIAL ASSEMBLY SECRETARIAT
KHYBER PAKHTUNKHWA**

NOTIFICATION

Dated Peshawar, the 17th August, 2021.

No. PA/Khyber Pakhtunkhwa/Bills-162/2021/3048.— The Khyber Pakhtunkhwa Factories (Amendment) Bill, 2021 having been passed by the Provincial Assembly of Khyber Pakhtunkhwa on 06th August, 2021 and assented to by the Governor of the Khyber Pakhtunkhwa on 16th August, 2021 is hereby published as an Act of the Provincial Legislature of the Khyber Pakhtunkhwa.

**THE KHYBER PAKHTUNKHWA FACTORIES (AMENDMENT) ACT, 2021.
(KHYBER PAKHTUNKHWA ACT NO. XVII OF 2021)**

(First published after having received the assent of the Governor of the Khyber Pakhtunkhwa in the Gazette of the Khyber Pakhtunkhwa, (Extraordinary), dated the 17th August, 2021).

**AN
ACT**

*to amend the Khyber Pakhtunkhwa
Factories Act, 2013*

WHEREAS it is expedient to amend the Khyber Pakhtunkhwa Factories Act, 2013 (Khyber Pakhtunkhwa Act No. XVI of 2013), for the purposes hereinafter appearing;

It is hereby enacted by the Provincial Assembly of Khyber Pakhtunkhwa as follows:

1. Short title and commencement.---(1) This Act may be called the Khyber Pakhtunkhwa Factories (Amendment) Act, 2021.

(2) It shall come into force at once.

2. General amendment in the Khyber Pakhtunkhwa Act No. XVI of 2013.--- In the Khyber Pakhtunkhwa Factories Act, 2013 (Khyber Pakhtunkhwa Act No. XVI of 2013), hereinafter referred to as the said Act, for the words, comma and figures,

“the Employment of Children Act, 1991”, wherever occurring, the words, comma and figures, “the Khyber Pakhtunkhwa Prohibition of Employment of Children Act, 2015” shall be substituted.

3. Amendment of section 2 of the Khyber Pakhtunkhwa Act No. XVI of 2013.---In the said Act, in section 2, in sub-section (1), after clause (e), the following new clause shall be inserted, namely:

“(e-i) “Department” means the Labour Department of Government;”.

4. Amendment of section 11 of the Khyber Pakhtunkhwa Act No. XVI of 2013.---In the said Act, in section 11, for the word “Government”, wherever occurring, the word “Department” shall be substituted.

5. Amendment of section 30 of the Khyber Pakhtunkhwa Act No. XVI of 2013.---In the said Act, in section 30, in sub-section (2), the words “woman or” shall be deleted.

6. Amendment of section 35 of the Khyber Pakhtunkhwa Act No. XVI of 2013.---In the said Act, in section 35, in the marginal heading and existing provision, the words “women and” and “woman or” shall respectively be deleted.

7. Amendment of section 52 of the Khyber Pakhtunkhwa Act No. XVI of 2013.---In the said Act, in section 52, in sub-section (2), in clause (b), for the words and comma, “women, adolescents or children”, the words and comma, “pregnant, breastfeeding women and adolescents” shall be substituted.

8. Amendment of section 65 of the Khyber Pakhtunkhwa Act No. XVI of 2013.---In the said Act, in section 65,-

- (a) in sub-section (1), for clause (b), the following shall be substituted, namely:
 - (b) a woman worker, with her prior consent, is allowed to work in a factory beyond 7:00 p.m, subject to mandatory arrangement of transportation facility of pick and drop by the employer at the doorstep or nearest possible place to her residence, except where a separate hostel facility is provided by the employer at such factory;”;
- (b) sub-sections (2) and (3) shall be deleted.

BY ORDER OF MR. SPEAKER
PROVINCIAL ASSEMBLY OF KHYBER
PAKHTUNKHWA

(NASRULLAH KHAN KHATTAK)

Secretary
Provincial Assembly of Khyber Pakhtunkhwa