

# PROVINCIAL ASSEMBLY OF SINDH

## NOTIFICATION

Karachi, the 22<sup>nd</sup> December, 2006

**NO.PAS/Legis-B-05/2006-**. The Sindh Prohibition on Manufacture, Sale and use of Polythene Bags Bill, have been passed by the Provincial Assembly of Sindh on Wednesday, the 15<sup>th</sup> November, 2006 and assented to by the Governor of Sindh on Monday, the 18<sup>th</sup> 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 22<sup>nd</sup> December 2006).

#### AN ACT

to prohibit, manufacture, sale and use of black polythene bags in 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:-

1. (1) This Act may be called the Sindh Prohibition on Manufacture, Sale and use of Polythene Bags Act, 2006. **Short title and commencement**  
(2) It shall come into force at once.
2. In this Act, unless there is anything repugnant in the subject or context- **Definitions**
  - (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 other person associated with manufacture or sale of polythene bags;
  - (d) "polythene bags" means a leading product of plastic prepared from polythene granules;
  - (e) "prescribed" means prescribed by rules; and
  - (f) "rules" mean rules made under this Act
3. No person shall manufacture, sell or use black polythene bags including the Polythene bags below thirty micron thickness and size may be prescribed or offer any kind of eatable and non-eatable goods in such polythene bags. **Restriction**
4. Any person who contravenes the provisions of section 3 shall be punished with Imprisonment for term which may extend to three months or with fine which may extend to fifty thousand rupees or with both: **Penalty**

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 month.

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 provision of the said Code, by a Judicial Magistrate specially empowered in this behalf under section 24 of the Pakistan Environmental Protection Act, 1997. **Offence to be Punishable and triable**
6. No Court shall take cognizance of an offence under this Act except upon a Compliant 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 intend 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**