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Memorandum/Representation by Sana Ullah Baloch

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To,

THE SECRETARY,

Election Commission of Pakistan
Election Commission Secretariat,
G-5/2, Constitutional Avenue,
Islamabad

Subject; **Presentation under Rule 12 of the Election Rules 2017 ("The Rules") read with Section 20 of the Election Act 2017 ("The Act") Challenging the preliminary proposal pertaining to the delimitation of Provincial Assembly Balochistan Constituency Washuk-Kharran PB-42.**

Respected Sir,

1. The instant representation is being filed by Sana Ullah Baloch (hereinafter referred as "Applicant"), voter member of Provincial Assembly Constituency No. PB-42 Washuk-Kharran. The Applicant is duly competent to file the instant Representation under the law.
2. Through this representation, the Applicant seeks to challenge the preliminary delimitation proposal published by the Election Commission of Pakistan (hereinafter referred as "ECP") pertaining to the delimitation of Provincial Assembly constituency of District Washuk and Kharran PB-42. (hereinafter referred as "Preliminary Proposal"). The map of the Preliminary Proposal which was provided by the ECP, as per the mandate of law, is attached as **ANNEXTURE B.**
3. It is pertinent to mention here that in the Preliminary Proposal, Notification No.F.8(3)/2018-ELC1, District Washuk with total area of 29510 sqkm and population of

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176,206 coupled together with District Kharran which has population of 156,152 with area of 8958 sqkm have been proposed as a single Provincial Assembly Constituency, titled PB-42 Washuk-Kharran.

4. Preliminary Proposal forms the largest single Provincial Assembly Seat in Pakistan with total area of 38,486 km². In terms of area Preliminary Proposal of PB-42 Washuk-Kharran is equal to half of the size of Khyber-Puktoonkhaw and one third of Sindh province.
5. According to ECP Notification No.F.8(3)/2018-ELC1, **District Washuk** has population of 176,206 with area and has a **Seats Share of .73** and qualifies for a single and compact Provincial Assembly Seat.
6. According to ECP Notification No.F.8(3)/2018-ELC1, **District Kharran** has population of 156,152 with area of 8,958 and has a **Seat Share of .65** and qualifies for a single and compact Provincial Assembly Seat.
7. While in Balochistan following districts with less Population (voters), less Seat Share and smaller in terms of administrative area have been allocated a single compact Provincial Assembly Seat.

NO	DISTRICT	POPULATION	AREA (km ²)	SEAT SHARE	SEAT ALLOCATED
1	Jhal Magsi	149,225	3,615	.62	1
2	Sherani	153,116	1,500	.63	1
3	Duki	153,000	1,700	.63	1
4	MusaKhail	167,017	5,728	.69	1
5	Barkhan	171,556	3,514	.71	1
6	Nushki	178,796	5,797	.74	1
7	Washuk	176,206	38468	.73	1
8	Kharran	156,151	8958	.65	1

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8. By merging two over-size Districts, Administrative Units, with hard-to-exist communication facilities, politically impracticable for democratic representation, the ECP has violated its **Four (4) Key Principles** that the Constituency shall be
- A. **Practicable,**
 - B. **Distribution of Population in Geographically Compact Area,**
 - C. **Existing Boundaries of Administrative Units,**
 - D. **Facilities of Communication and Public Convenience,** of with and merging PB-25 Quetta-I , the Principles of formulating the delimitation proposal are fully respected;

Suggested Amendments in the Preliminary Proposal:

9. The Preliminary Proposal is sheer violation of the Statuary Principles of rules enshrined in Section 20 of the Act (“**The Principles**”) and national and international principles such as **Article 21(3) of Universal Declaration of Human Rights** which explicitly requires that elections be conducted by equal suffrage, thus it is submitted to the ECP to amend/alter/change/ the Preliminary Proposal as follows:
10. **District Washuk** which has **population of 176,206** and in terms of area the largest district in Pakistan having **Seat Share of .73** be declared as a **single and compact Balochistan Provincial Assembly Seat**. Proposed Map attached at **ANNEXURE - C**
11. **District Kharran** which has **population of 156,152** and **Seat Share of .65** be declared as a **single and compact Balochistan Provincial Assembly Seat**. **ANNEXURE - D**

GROUNDS SUPPORTING THE SUGGESTED AMENDMENTS:

12. As per the four principles laid down in Section 20 of the Act concerning formulating the delimitation proposal Applicant proposes that **Nine (9) Provincial Assembly Seats allocated to a single district, Quetta**. Attached at **ANNEXURE- F**

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13. **The Quetta district Constituencies needs revision and readjustment** to create space for vast, strategically significant, poverty-stricken and underrepresented District of Washuk and District Kharran to have single compact Provincial Assembly Seats for each district.
14. By dividing and merging PB-25 Quetta-I , the Principles of formulating the delimitation proposal are fully respected;
- The redistribution of population with in **PB-25 Quetta-I , PB-27 Quetta-III , PB-28 Quetta-IV , PB-29 Quetta-V** is very practicable
 - Quetta is a single administrative unit, the suggested amendment is within the Administrative Unit of District Quetta
 - Distribution of Population will be with in the Geographically Compact Area of District Quetta.
 - Population shares same communication facilities and redistribution of population causes no inconvenience.
15. **PB-26 Quetta-II population should be divided and merged in PB-25 Quetta-I , PB-27 Quetta-III , PB-28 Quetta-IV , PB-29 Quetta-V.** The Map of District Quetta showing the PB-Quetta Constituencies after incorporation of the suggested amendments mentioned herein is attached at **ANNEXURE - E**

OTHER SIGNIFICANT FACTORS TO SUPPORT THE SUGGESTED AMENDMENT:

16. The reported Population of District Quetta in Census 2017 has shown **increase of 194% with annual growth rate of 5.83%** that is the highest growth rate recorded in any district of Pakistan.
17. According to various Government and UNHCR reports over 80% Afghan Refugees population lives in Quetta. Therefore, its noted that over 30% population in Quetta is not permanent. Population is mix of locals, immigrants, Refugees and Internally Displaced

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Population moved from insurgency hit areas, lack of services in remote districts and for economic reasons.

18. According to United Nations High Commission for Refugees (UNHCR) 82% Afghan Refugees residing in KPK and Balochistan. And Quetta district has the highest number of refugees residing in settled areas.
19. Allocating **Nine Provincial Assembly Seat in Quetta** which has a constantly fluctuating and shifting population caused due to Afghan Refugees, IDPs and Economic Migrants will have serious social, economic and political implications for the population living in least developed districts such as Washuk and Kharran.
20. The above mentioned grounds are suggested strictly keeping in mind the Principles and Welfare of the People of Balochistan and Particularly District Washuk and District Kharran.

In view of the aforementioned grounds it is suggested that the Preliminary Proposal may kindly be amended as per the suggested amendments narrated above in the best interest and welfare of the people of Balochistan and Washuk and Kharran districts.

Applicant:


27/3/2018

Sana Ullah Baloch

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