

ELECTION COMMISSION OF PAKISTAN

NOTIFICATION

Islamabad, the June 15, 2020

No.F.5(2)/2020-LGE-B/ICT.- *Whereas*, the Election Commission of Pakistan issued a notification No.5(2)/2019-LGE-(ICT)(1) dated 04.10.2019 to fill the vacant seats of the Chairman, Vice Chairman and Youth Member in the UC-40(I-8) for which all the pre-poll stages/activities had been completed by this Commission till publication of the list of contesting candidates, in accordance with the schedule and now only poll-date and post poll activities are required to be announced in compliance with the orders of the Hon'ble Islamabad High Court, Islamabad, passed in an Intra Court Appeal; I.C.A.26/2020 in Writ, Titled "*Haider Bin Masood-vs-Election Commission of Pakistan*" – dated 30-03-2020, which are as follows:-

In view of above settled position, the ECP while exercising the powers provided in Rule 11(2) of the Islamabad Capital Territory Local Government (Conduct of Elections) Rules, 2015 can only issue the Revised Election Schedule for the Poll Day onwards, hence, the view taken by the learned Single Judge in Chambers is not in accordance with law or the logic/rational given under the election laws, therefore, the instant intra court appeal is hereby ALLOWED, the impugned judgment dated 10.02.2020, is SET ASIDE, and the Election Commission of Pakistan is directed to issue revised election schedule from Stage-10 i.e. Poll Day and onwards only.

Whereas, Seven more direct seats are also vacant in the following Union Councils of the Islamabad Capital Territory where elections are required to be conducted under the Islamabad Capital Territory Local Govt. Act-2015:-

S. No.	No. & Name of the UC	Category of Seat	
1	UC-5, Kot Hathial South	1	Vice Chairman
2	UC-8, Tumair	2	Chairman
		3	Vice Chairman
		4	General Member Ward-1
		5	General Member Ward-2
3	UC-29, F-10, F-11	6	Vice Chairman
4	UC-39, Maira Sunmbal Jaffar	7	Chairman
5	UC-46, Badhana Kalan		

Whereas, the spread of Coronavirus (COVID-19), which has affected the lives of masses in the Federal Capital and public gatherings and corner meetings are not advisable in the circumstances and that as a precautionary and preventive measure the District Magistrate Islamabad *vide* his office notification bearing No.1(135)-HC(G)/2020, dated June 05, 2020, has imposed a ban on all kinds of gatherings, within the revenue limits of the Islamabad Capital Territory for an indefinite period, keeping in view the decision taken in meeting of the National Coordination Committee of COVID-19 (NCC) held on 1st June, 2020.

And whereas, the public bodies especially educational institutions in the ICT which had to provide assistance and support to this Commission in conduct of said bye-election in the subject constituencies, have been closed as a precautionary measure and the security agencies which had to maintain the law and order situation in the subject constituencies enabling this Commission to conduct free and fair election, are engaged in connection with

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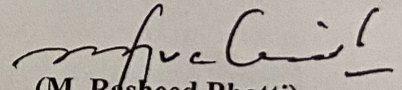
(2)

the duties related to the COVID-19.

Now therefore, the Commission in exercise of powers conferred upon it under rule-11(1) of the Islamabad Capital Territory Conduct of Election Rules-2015, read with Articles 218(3) and 254 of the Constitution of Islamic Republic of Pakistan, and all other enabling powers in this behalf under the law and Constitution, without prejudice to the order of the Hon'ble High Court Islamabad, having no other adequate option in the prevailing circumstances and infeasible environment as mentioned above, suspends/defers the bye-elections required to be conducted under the law in the aforementioned constituencies till further orders. The poll-date for the UC-40(I-8) and bye-election schedule(s) will be announced later at an appropriate time.

By order of the Election Commission of Pakistan.

To,


(M. Rasheed Bhatti)
Joint Secretary (LGE)

The Manager,
Printing Corporation of Pakistan Press,
Islamabad.

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4. Secretary, Ministry of Parliamentary Affairs, Govt. of Pakistan, Islamabad.
5. Secretary, Ministry of Interior, Government of Pakistan, Islamabad.
6. Joint Secretary (Focal Person), Ministry of Interior, Government of Pakistan, Islamabad.

III. Copy forwarded for information and necessary action to the:

1. Provincial Election Commissioner, Punjab, Lahore
 2. Regional Election Commissioner Rawalpindi/ DRO, ICT
 3. District Election Commissioner / RO, ICT
 4. AROs concerned.
- } Through PEC-Punjab

IV. Copy also forwarded to:-

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10. Deputy Director (GS)
- ✓ 11. Deputy Director (Web)

ECP Secretariat, Islamabad

(Ghulam Abbas)
Deputy Director (LGE-B/ICT)