

ELECTION COMMISSION OF PAKISTAN

Subject:- CONDUCT OF LOCAL GOVERNMENT ELECTION IN ISLAMABAD CAPITAL TERRITORY.

ORDER

20.12.2022

No.F.1(2)/2022-LGE(ICT):- WHEREAS; the Election Commission is charged with the duty under Article 140-A(2) read with Article 219(d) and Article 218(3) and further read with Article 222 of the Constitution of Islamic republic of Pakistan (hereinafter referred as "the Constitution") and Section 219 of the Elections Act, 2017 (hereinafter referred as "the Act") and the direction of the Hon'ble Islamabad High Court dated 20.06.2022 in the Writ Petition No. 2235/2022 to conduct Local Government Elections in the Islamabad Capital Territory.

AND WHEREAS; the term of Local Government of ICT expired on 14.02.2021 and the Federal Government and the Election Commission are under obligation to conduct the Elections within 120 days in terms of Section 219(4) of the Elections Act, 2017

AND WHEREAS; the Election Commission issued Schedule for carrying out the Delimitation of 101 Union Councils on 22.06.2022 in accordance with the Islamabad Capital Territory Local Government Act, 2015 and Section 221-223 of the Elections Act, 2017 and the process of delimitation was completed on 26.08.2022. The Election Commission of Pakistan issued a schedule for the conduct of Local Government Election in Islamabad Capital Territory vide Notification No. F. 1(2)/2022-LGE-ICT dated 20.10.2022.

AND WHEREAS; all the steps comprising of filing of nomination papers, scrutiny of nomination papers, decision by Appellate Tribunals, finalization of candidates, allotment of symbols, completion of polling scheme, appointment and training of polling staff and printing of ballot papers have been completed and the stages is now set for poll on 31.12.2022.



AND WHEREAS; the Federal Government vide Notification No. S.R.O. No. 3-57/2022-MCI, dated 19.12.2022 has increased the number of Union Councils from 101 to 125 without concurrence of the Election Commission as required under Section-4(4) of the ICT Local Government Act, 2015; which reads as under;

(4) The Government may, with the concurrence of the Election Commission, alter the limits of a local area under this section after the initiation of proceedings of delimitation of constituencies by the Election Commission but the Government shall not alter the limits of a local area after the announcement of election schedule for election in local area.

NOW THEREFORE; the Election Commission in exercise of its powers under Article 140-A(2), Article 218(3), Article 219(d) and Article 222 of the Constitution read with Section-219 of the Elections Act, 2017 and all other enabling provisions of law hereby decides to continue the election process notwithstanding the notification dated 19.12.2022 issued by the Federal Government as the said Notification is in violation of Section-4(4) of the Islamabad Capital Territory Local Government Act, 2015.


SIKANDAR SULTAN RAJA
Chairman


SHAH MUHAMMAD JATOI
Member


NISAR AHMED DURRANI
Member


JUSTICE (R) IKRAMULLAH KHAN
Member

