

BALOCHISTAN PROVINCIAL ASSEMBLY SECRETARIAT

NOTIFICATION.

Dated Quetta, the 09th June, 2022

No.PAB/Legis:V(20)/2022/8371. The Regulation of Mines and Oilfield and Mineral Development(Government Control) Amendment Bill, 2022 (Bill No.20 of 2022) having been passed by the Provincial Assembly of Balochistan on 07th June, 2022 and assented to by the Governor Balochistan, on 09th June, 2022 is hereby published as an Act of the Balochistan Provincial Assembly.

**THE REGULATION OF MINES AND OILFIELDS AND MINERAL DEVELOPMENT
(GOVERNMENT CONTROL) AMENDMENT ACT, 2022 ACT, 2022,
ACT NO. XVI OF 2022.**

**AN
ACT**

to amend the Regulation of Mines and Oilfields and Mineral Development (Government Control) Act, 1948 (Act No. XXIV of 1948).

Preamble.

WHEREAS, it is expedient to amend the Regulation of Mines and Oilfields and Mineral Development (Government Control) Act, 1948 (Act No. XXIV of 1948) in the manner hereinafter appearing;

It is hereby enacted as follows: -

Short title, extent and commencement.

1. This Act shall be called the Regulation of Mines and Oilfields and Mineral Development (Government Control) (Amendment) Act, 2022.
- 2 It shall apply to the whole of Balochistan.
3. It shall come into force at once.

**Insertion of new section 7.
Act,No. XXIV of 1948.**

In the Regulation of Mines and Oilfield and Minerals Development (Government control) Act, 1948 (Act No. XXIV of 1948), after section 6, the following new section shall be added, namely: -

"7 Grant of mineral titles and mineral concessions

- (1) Notwithstanding anything contained in this Act, any rules or regulations or any other instrument made under this Act or any other law in force for the time being, in matters where there exists an International obligation, the Provincial Government may in the public interest, for reasons to be recorded in writing, enter into a Negotiated Agreement with any person on any such terms and conditions as may be agreed upon by the Provincial Government.
- (2) The Provincial Government shall have the power to implement such Negotiated Agreement including without limitation by the grant or renewal of any license, lease or other right granted thereunder.
- (3) For the purposes of this section:
 - (a) the term "Negotiated Agreement" shall mean a commercial agreement between one or more persons and the Provincial

Government, entered into through private negotiation and without public tendering, regarding the grant of a license, lease or other rights to explore, prospect, mine, refine, develop, process, export, exploit and sell any mineral or minerals and do any and all other things in relation to mines and mineral development; and

(b) The term "person" shall include any natural or juristic person, including any company, whether incorporated in Pakistan or outside

3 Provided always that this section will not be applicable to nuclear substances, oilfields and gas fields."

(TAHIR SHAH KAKAR)
Secretary