

**AN
ACT**
*to amend the Khyber Pakhtunkhwa
Child Protection and Welfare Act, 2010.*

WHEREAS it is expedient to amend the Khyber Pakhtunkhwa Child Protection and Welfare Act, 2010 (Khyber Pakhtunkhwa Act No. XIII of 2010), for the purposes hereinafter appearing;

It is hereby enacted as follows:

1. Short title and commencement.---(1) This Act may be called the Khyber Pakhtunkhwa Child Protection and Welfare (Amendment) Act, 2016.

(2) It shall come into force at once.

2. Amendment of section 12 of the Khyber Pakhtunkhwa Act No. XIII of 2010.--- In the Khyber Pakhtunkhwa Child Protection and Welfare Act, 2010 (Khyber Pakhtunkhwa Act No. XIII of 2010), for section 12, the following shall be substituted, namely:

"12. Establishment and recognition of Child Protection Institution.---(1) Government may establish and recognize, one or more Child Protection Institutions at such place or places in the Province, as it deems fit.

(2) The Child Protection Institution shall not only provide the children at risk with accommodation, treatment, maintenance, and facility for education, but also provide them the facility for the development of their character and abilities and give them necessary training for protecting themselves against moral dangers or exploitations.

(3) The Child Protection Institution shall be managed, maintained and controlled by an independent Institute Management Committee, consisting of such number of official and non-official members as Government may prescribe by rules.

(4) The non-official members shall have such qualifications and shall be appointed for such period as may be prescribed.

(5) For the purpose of sub-section (2), the Institute Management Committee, shall exercise and perform following powers and functions:

- (a) policy making of the Child Protection Institution and ensuring that the performance of the Institution and its programmes are efficient and effective;
- (b) making by laws for running the affairs of the Child Protection Institute;
- (c) ensuring that the objectives of the Child Protection Institution Policy are achieved;
- (d) overseeing the effective management and providing strategic direction to the Child Protection Institution;
- (e) approval of financial plans and annual budget of the Child Protection Institute;
- (f) raising of funds through donations and grants for the activities of the Child Protection Institution;
- (g) making bye-laws for appointment, terms and conditions of service and disciplinary matters for the employees of a Child Protection Institution;
- (h) approval of the vision and mission statement of the Child Protection Institution;
- (i) approval of the annual business plan;

- (j) review and approval of major transaction;
- (k) approval of new programmes and services and monitoring organizational performance;
- (l) approval of the programmes and services to ensure that the Child Protection Institution fulfills legal, regulatory and accreditation requirements;
- (m) constitute Executive Committee, Finance Committee, Recruitment Committees, or sub-committees, as it may deem appropriate; and
- (n) coordination with Non-Governmental Organizations or Civil Society Organizations and Philanthropists for sponsoring the child or children enrolled in the Child Protection Institution, as the case may be.

(6) Notwithstanding anything contained in section 13, each Child Protection Institution shall have its own fund consisting of grants from Government and contribution from international and donor agencies.

(7) The accounts of the Child Protection Institution shall be maintained in such a manner as Government may prescribe and shall be audited by the Auditor General of Pakistan in the prescribed manner.” .

3. Repeal:- The Khyber Pakhtunkhwa Child Protection and Welfare (Amendment) Ordinance, 2016 (KHYBER PAKHTUNKHWA) ORD. No. VI of 2016) is hereby repealed.

BY ORDER OF MR. SPEAKER
PROVINCIAL ASSEMBLY OF KHYBER
PAKHTUNKHWA

(AMANULLAH)

Secretary

Provincial Assembly of Khyber Pakhtunkhwa

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