

THE PASSPORT RULES. 1974

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THE PASSPORT RULES. 1974

1. Short title. These rules may be called the Passport Rules, 1974.

2. Definitions. In these rules, unless there is anything repugnant in the subject or context-

(a) 'Director' means the Director of Immigration and Passports appointed by the Federal Government and includes the officer for the directors.

[(b) 'Passport agent' means a person to whom a licence is issued under rule 10, and]

(c) 'Passport office' means the office of an office authorised by the Federal Government to issue passport.

3. Condition for departure from or entry Into Pakistan. No person shall depart from or enter Pakistan otherwise than through a check-post specified in Schedule.

4. Mode of submission of applications for passports. (1) An application for the issue of a passport may be submitted to a passport office (a) by the applicant personally, (b) by forwarding it by registered post, [to the nearest Pakistan mission] if the applicant is a person residing abroad, [(c) through the wife, husband or guardian, or a parent, son, daughter, brother, sister, grandfather, grandmother, grandson or grand-daughter of the applicant, father-in-law, mother-in-law or husband's brother in respect of a female applicant whose husband in abroad, the Private Secretary or Personal Assistant to an officer in a Government Office or a Corporation Body in respect of such officer, the Private Secretary or Personal Assistant to an officer who is abroad in respect of a member of the family of such .officer, the Private Secretary or Personal Assistant to a Member of Parliament or a Provincial Assembly or the Federal Council in respect of such Member or a member of his family, the Mayor or a Deputy Mayor of a Municipal Corporation in respect of such Mayor or Deputy Mayor or a member of his family and authorised representatives of Directors or Partners of companies or firms are members of a Chamber of Commerce and Industry and retired civil and military officers in respect of such Directors,

Partners or retired officers, authorised by the applicant in the form set out in Schedule II;], [(d) through a passport agent authorised aforesaid [except in a case where the applicant is a person residing abroad, or] (e) through a Protector of Emigrants, appointed under section 5 of the Emigration. Ordinance, 1979 (XVIII of 1979), if the applicant is an emigrant' as defined in clause (g) of subsection (1) of section 2 of the said Ordinance].

[(2) If such application is submitted by a passport agent, the passport agent shall submit, alongwith the application, a certificate to the effect that; (a) the applicant is a bona fide client, and (b) the particulars given by the applicant in the application are correct to the best of his knowledge].

5. Mode of collection of passport. When a passport is ready for issue, may: (a) if so requested by the person to whom it relates in the form set out Schedule III, be sent to his address by registered post, or [(b) if so authorised by such in the said form, be collected from the passport office by a person referred to in clause], (c) clause, [(d) or clause], (e) of sub-rule (1), of rule 4.

6. Passport authority may require personal appearance of applicant.

Notwithstanding anything contained in rule 5 or 6, an officer authorised to issue a passport may require the personal appearance of an applicant for a passport at his office for the purpose of submitted his application or collecting the passport issued to him.

7. Assistance to applications passports. No person, other than a person referred to in clause (c), clause (d), [or] clause (e) of sub-rule (1) rule 4, shall submit an application for passport on behalf of another person or otherwise engage himself in any business relating thereto.

8. Application for licence.-(1) Any person who, fulfills the condition set out in sub-rule (2) and intends to functions as a passport agent may make an application to the director for the issue of licence. (2) An applicant for the issue of a licence under sub-rule (4) shall be a person who (a) possesses financial resources sufficient to enable him to perform his functions as passport agent efficiently, (b) pays every years not less than Rs. 2,500 as income-tax (e) has, or undertakes to establish within the time allowed by the director an office located beyond a distance of half a mile from the passport office, and (d) has, or undertakes to employ within the time allowed by the director in such office passport agent. (3) An application for the issue of a licence under sub-rule (1) shall be accompanied by (a) documentary of the applicant possession financial resources as required by clause (a) of sub-rule (2) sub-rule (2), (b) an income-tax certificate showing amount of income-tax paid by the applicant for the immediately preceding year, (c), particulars of the office at which the applicant to conduct his business and of staff employed therein, and, (d) the fee payable for the licence either in cash or the form of a bank draft payable to the director.

9. Licence and renewal fee.-(1) The fee for the issue of a licence shall be Rs. 1,000. (2) If the request for the issue or renewal of a licence is refused, the amount of fee paid shall be refunded to the applicant.

10. Issue of licence.-Upon the receipt of an application under rule 8, the director may issue to the applicant a licence in the form set out in Schedule, IV, if he is satisfied that the applicant is qualified under sub-rule (2) of that rule to hold a

licence that has paid the fee in respect of the licence.

11. Power to refuse or cancel licence.-The directors may (e) refuse to issue a licence to any person if, for reasons to be recorded, he is satisfied that it will not be in the public interest to issue a licence to such person, and (b) cancel or refuse to renew any licence if after given the licence an opportunity, of being heard, he is satisfied that the licence has committed any breach of these rules of the conditions to which the licence is subject.

12. Validity of licence.-A licence shall be valid for the period of one year from the date of its issue, and renewed each year upon application for renewal made to the director less than two months proceeding the date of its expiry.

13. Appeal.--(1) Any person aggrieved by an order or the decision of the Director under rule 11 may, within three months of the day on which the order of decision is communicated to him, prefer an appeal to the Federal Government. (1) The decision of the Federal Government in appeal shall be final.

[(2) If it comes to the notice of the Federal Government that certain facts material to the decision in appeal were not before it at the time when the appeal was decided, the Federal Government may, at any time of its own motion, or on the application of the person to whom the decision relates made within one month of the day on which the decision is communicated to him, review its order in appeal and pass such order as it may deem fit:

Provided that no order which varies the decision in appeal to the disadvantage of the person to whom the decision relates shall be made under this sub-rule unless the Federal Government has afforded to such person an opportunity of showing cause against the order.]

14. Registered of licences.-A register of licence shall be kept and maintained in the custody of the Director or a person authorised by him in this behalf, in the form set out in Schedule V.

15. Penalty. Whoever contravenes or fails to comply with, any of the provisions of these rules [or the conditions of a licence] shall without prejudice to any other action that other may be taken against him under these rules, be punishable with imprisonment for a term which may extend to six months or with fine, or with both.

16. Appeal. The Passport Rules, 1955 are hereby repealed (for Schedule IV see Gaz. Pak. Extra, Pt. II, dt. 22-7-74).