

## **To be introduced in the youth parliament of Pakistan**

### **A Government Bill**

Further to amend the constitution of Islamic republic of Pakistan

**Whereas** it is expedient further to amend the constitution of the Islamic Republic of Pakistan for the purpose hereinafter appearing:

It is hereby enacted as follows;

**1) Short title and commencement:** (1) This Act may be called as constitutional (21<sup>s</sup> amendment) Bill 2012. (2) It shall come in force at once.

**2) Amendment of the article 257 of the constitution:** in the constitution of the Islamic republic of Pakistan, hereinafter referred to as the constitution, Article 257 shall be substituted by the following 8 clauses.

**“Provisions regarding the State of Jammu and Kashmir**

257. (1) The final disposition of the State of Jammu and Kashmir shall be made in accordance with the will of the people of the State expressed through the democratic method of a free and impartial plebiscite conducted under the auspices of the United Nations in accordance with the relevant resolutions of the United Nations Security Council and the United Nations Commission for India and Pakistan.

(2) When the people of the State of Jammu and Kashmir decide to accede to Pakistan, the relationship between Pakistan and that State shall be determined in accordance with the wishes of the people of that State.

(3) The term liberated territories used in article 257 is applied to the areas of State of Jammu and Kashmir liberated from Indian control which are Independent Jammu And Kashmir and Gilgit-Baltistan.

(3) The liberated territories will be given their share as given to the provinces by the Federal government of Pakistan for any activity and project which utilizes the natural resources of the liberated territory.

(4) Federal Government shall be responsible to administer the subjects of the liberated territories as mentioned in the UNCIP resolutions which include defence, currency, communications and foreign affairs till the implementation of Security Council resolutions on Kashmir. Rest of the subjects will not be included in any concurrent list and will be the responsibility of the liberated territories including Foreign Trade & Foreign Aid.

(5) Federal government shall lift the restriction of foreigners not being able to go to liberated regions.

(6) Federal government shall cease to appoint bureaucrats in the liberated territories without the consultation and approval of the liberated territories' governments.

(7) The liberated territories shall be allowed to amend their own constitution without seeking the approval of the federal government of Pakistan unless it affects the following

- (a) Accession of the State of Jammu and Kashmir to Pakistan
- (b) Defence Policy
- (c) Foreign Policy
- (d) Communication &
- (e) Currency
- (f) Citizenship

(8) The Federal Ministry of Kashmir Affairs and Gilgit-Baltistan shall be dissolved. The functions and the responsibilities of the ministry shall be delegated to the relevant liberated territory.

### **Statement of objectives and Reasons**

It is essential to give AJK and GB due constitutional representation. The best way is to declare them the interim provinces of Pakistan till the implementation of Security Council resolutions, but both Pakistan's & Kashmir's leadership is against this because it compromises Pakistan's stance on State of Jammu & Kashmir that it is a disputed territory. Therefore, the liberated territories i.e. Azad Jammu & Kashmir and Gilgit-Baltistan, both are devoid of their due share in National Finance Commission, Council of Common Interests, National Economic Council and Indus River System Authority.

The above listed constitutional amendments of Article 257 will grant them regional autonomy without compromising Pakistan's claim over the State of Jammu and Kashmir. It will enable economic, social & constitutional development of the regions.

Youth Minister  
Hassan Ashraf (YP01-AJK01)

Sd/-  
Muhammad Umar Riaz (YP36-PUNJAB16)  
Hafeez Ullah Wazir (YP09-FATA02)  
Anum Mohsin (YP22-PUNJAB02)  
Touseef Ahmed Abbasi (YP02-AJK02)  
Elwina Rauf (YP10-GB01)