

**THE PUNJAB CRIMINAL PROSECUTION SERVICE
(CONSTITUTION, FUNCTIONS AND POWERS) (AMENDMENT)
ACT 2016**

(Act LIV of 2016)

C O N T E N T S

SECTION	HEADING
1.	Short title and commencement.
2.	Substitution of section 5 of Act III of 2006.
3.	Substitution of section 17 of Act III of 2016.
4.	Substitution of section 20 of Act III of 2016.

¹**THE PUNJAB CRIMINAL PROSECUTION SERVICE
(CONSTITUTION, FUNCTIONS AND POWERS) (AMENDMENT)
ACT 2016**

(Act LIV of 2016)

[06 December 2016]

An Act further to amend the Punjab Criminal Prosecution Service (Constitution, Functions and Powers) Act 2006.

It is necessary further to amend the Punjab Criminal Prosecution Service (Constitution, Functions and Powers) Act 2006 (III of 2006) to clarify provisions relating to superintendence, administration and conduct of Prosecutors; and, for other purposes.

Be it enacted by Provincial Assembly of the Punjab as follows:

1. Short title and commencement.— (1) This Act may be cited as the Punjab Criminal Prosecution Service (Constitution, Functions and Powers) (Amendment) Act 2016.

(2) It shall come into force at once.

2. Substitution of section 5 of Act III of 2006.— In the Punjab Criminal Prosecution Service (Constitution, Functions and Powers) Act 2006 (III of 2006), for brevity cited as the Act, for section 5, the following shall be substituted:

“**5. Superintendence and administration.**— (1) The Government shall exercise superintendence over the Service to achieve the objectives of this Act.

(2) The administration of the Service shall, in the prescribed manner, vest in the Prosecutor General.

(3) A Public Prosecutor, an Additional Prosecutor General and a Deputy Prosecutor General shall perform functions under the directions of the Prosecutor General.

(4) Subject to the general directions of the Prosecutor General, all other Prosecutors within a district shall perform functions under the control of the District Public Prosecutor.”

3. Substitution of section 17 of Act III of 2016.— In the Act, for section 17, the following shall be substituted:

“**17. Code of conduct.**— (1) The Prosecutor General shall, with the prior approval of Government, issue a code of conduct for the Prosecutors.

(2) A Prosecutor shall perform functions under this Act in accordance with the code of conduct issued under subsection (1).”

4. Substitution of section 20 of Act III of 2016.— In the Act, for section 20, the following shall be substituted:

“**20. Act to override other laws.**— Sections 8, 9, 10, 11, 12, 13, 14, 15, 17, 18 and 19 of this Act shall override all other laws while other sections of the Act shall be read in conjunction with other laws.”

¹This Act, which amended the Punjab Criminal Prosecution Service (Constitution, Functions and Powers) Act 2006 (III of 2006); was passed by the Punjab Assembly on 01 December 2016; assented to by the Governor of the Punjab on 05 December 2016; and, was published in the Punjab Gazette (Extraordinary), dated 06 December 2016, pages 2899-2900.