REGISTERED No. M - 302
L.-7646

The Gazette of Pakistan

EXTRAORDINARY
PUBLISHED BY AUTHORITY

ISLAMABAD, WEDNESDAY, DECEMBER 31, 2025

PART I

Acts, Ordinances, President's Orders and Regulations

GOVERNMENT OF GILGIT-BALTISTAN
LAW & PROSECUTION DEPARTMENT
(Gilgit-Baltistan Secretariat)

Gilgit, the 24th November, 2025

THE GILGIT BALTISTAN AGRICULTURAL PESTICIDES ACT, 2025

ACT NO. XXIV 2025

AN

ACT

to regulate the manufacture, formulation, repacking, sale, distribution and use of pesticides in Gilgit-Baltistan.

No. ALA-1(1)/2025-GBA.—WHEREAS, it is expedient to regulate the manufacture, formulation, repacking, sale, distribution, disposal, advertisement and use of pesticides and for matters ancillary thereto.

AND WHEREAS, it is necessary to protect the human health, animal health and the environment from adverse effects resulting from the use of hazardous/persistent pesticides.

Price: Rs. 40.00

[2790(2025) Ex.Gaz.]

CamScanner

Scanned with CamScanner

1. **Short title, extent and commencement.**—(1) The Act may be called the Gilgit-Baltistan Agricultural Pesticides Act, 2025.

(2) It extends to the whole of Gilgit-Baltistan.

(3) Its shall come into force at once.

2. **Definitions.**—In the Act unless the context otherwise requires;

1. **"Adulterated"** in relation to a pesticide means a pesticide with which—

(i) Spurious, deleterious or harmful substances have mixed or which is wholly or mainly ineffective for the purpose for which it is intended; or

(ii) Its physical and chemical properties are altered, debased or corrupted to render it mainly ineffective;

2. **"Active ingredient"** means the biologically active part of the pesticide present in a formulation;.

3. **"Banned"** means and includes pesticide the uses of which have been prohibited under the Act, and by Organization for Economic Cooperation and Development, the People's Republic of China, Australia, or under Food and Agriculture Organization and in the guidelines of World Health Organization, to protect the health of human beings or the environment;

4. **"Brand"** means the trade name applied for registration purposes by a manufacturer, formulator, distributor and vendor of a pesticide for identification or tracking purposes and is shown on the label only;

5. **"Code"** means code of Criminal Procedure 1898;

6. **"Committee"** means the Agriculture Pesticide Technical Advisory Committee constituted under section (12);

7. **"Constable"** means the constable serving in the department;

8. **"Court"** means court of executive magistrate 1st class and includes appellate court i.e. session court and chief court

9. **"Department"** means Agriculture, Extension Gilgit, Diamer Astore and Baltistan Regions respectively;

10. **"Director"** means the Director(s) of Agriculture Extension of respective regions of Gilgit Baltistan;

CamScanner

Scanned with CamScanner

11. **"Deputy Director"** means and include the Deputy Director Agriculture Extension at District Level, and Deputy Director IPM;

12. **"Head Constable"** means the Head constable serving in department;

13. **"Sub Agri. Inspector"** means the serving Field Assistants of Department;

14. **"Environment"** means all natural surroundings and includes air, water, soil, their interrelationship as well as their relationship with human beings and any other living animal or organisms; and also includes "Environment" within the meaning of the Gilgit Baltistan Environmental Protection Act, 2014;

15. **"Expired Pesticide"** means the date of expiry as printed on the label has lapsed;

16. **"Fake"** means any substance claimed to be pesticides carrying less than 30% of the Active ingredient, or is labeled to mislead as to its contents, or which is an imitation of or sold under the name of another pesticide;

17. **"Formulation"** means the combination of various ingredients designed to render the product usable and effective in the form of the pesticide as purchased by user;

18. **"Government"** means the Government of the Gilgit Baltistan;

19. **"Government Analyst or the In Charge"** means a Government Analyst or the In Charge appointed under section (14);

20. **"Guarantee"** means the statement by manufacturer, formulator, vendor or person holding stock of pesticide for sale of a pesticide made in a manner as may be prescribed while applying for the registration of the pesticide;

21. **"Ingredient"** means any material used in making a pesticide;

22. **"Insect"** means any of the small invertebrate animals commonly known as insects and includes such forms of animal life as may be prescribed;

23. **"Agriculture Inspector"** means an Agri. Inspector" appointed under section 20 (1);

24. **"Label"** means any printed or graphic matter, and includes any written statement on a tag, leaflet, brand, stamp, marked or stencil

CamScanner

Scanned with CamScanner

durably attached to a container or wrapping material for retail packaging of pesticide;

25. **"Maximum Residue Limit"** means the maximum concentration of a residue that is legally permitted or recognized as acceptable in or on a food or agricultural commodity or animal feedstuff by the FAO, United State, Organization for Economic Cooperation and Development;

26. **"Obsolete Pesticide"** means a pesticide which no longer meets the registered specifications and cannot be revalidated;

27. **"Offence"** means an act or omission punishable under this act and includes any act or omission under any other law for the time being enforce punishable;

28. **"Packaging"** means any container including any protective wrapping which is used to facilitate the safe delivery of the pesticide product;

29. **"Person"** means any natural or legal entity and includes a person, an association of persons, firm, partnership, society, group, a public or private limited company, corporation, cooperative society or any other body corporate whether incorporated or not;

30. **"Pest"** means and includes any living stage of any or all insects, nematodes, slugs, snails, protozoa, or other vertebrate and invertebrate animals, fungi, bacteria, weeds or other parasitic plants or reproductive parts thereof, virus or any organism, or any infectious substance which may directly or indirectly injure or caused is ease to any crop or plant or its produce;

31. **"Pesticide"** means any substance or mixture of substances intended for preventing, regulating, destroying or controlling any pest, including vectors of human or animal disease, unwanted species of plants or animals causing harm during or otherwise interfering with the production processing, storage, transport, or marketing of food, agricultural commodities, wood and wood products, or animal feed stuffs, or substances which may be administered to animals for the control of insects, arachnids or other pests in or on their bodies, and include substances intended for use as plant growth regulators, defoliant, desiccant or agent for thinning fruit or preventing the premature fall of fruit, and substances applied to the crops either before or after harvest to protect the commodity from deterioration during storage and transport, but does not include a substance which is a drug within the meaning of the Gilgit Baltistan Drug Act 2015 or a hazardous substances within the meaning of the Gilgit Baltistan Environmental Protection Act, 2014;

CamScanner

Scanned with CamScanner

32. **"Gilgit Baltistan Pesticides Laboratory"** means a pesticide laboratory notified under section (13);

33. **"Plant protection material"** means and includes, pesticide spray machinery, active ingredients, emulsifiers, solvents carriers, or any safety equipment and materials therefore;

34. **"Prescribed"** means prescribed by rules made under the Act;

35. **"Reference pesticides laboratory"** means a pesticide laboratory, national or international, accredited and notified by the Government as a Reference pesticides laboratory;

36. **"Registrar"** means the Registrar as appointed under section 5 of the Act;

37. **"Registration number"** means a specific number assigned by Registrar to each registered pesticide;

38. **"Repackaging"** means the authorized transfer of a pesticide from any commercial package into any other, usually smaller container for subsequent sale;

39. **"Residue"** means any substances in or on food, agricultural commodities or animal feed resulting from the use of a pesticide and includes any derivatives of a pesticide, such as, conversion products, metabolites and impurities considered to be of toxicological significance;

40. **"Revalidation"** means confirmation or up-gradation of an expired pesticide to the registered specifications given in the registration certificate by the manufacturer, formulator or importer after approval of the Department;

41. **"Secretary ALF-Gilgit Baltistan"** means the Secretary Agriculture, Livestock and Fisheries Department Gilgit Baltistan;

42. **"Secretary"** means the Director (s) of Agriculture Extension of respective regions of Gilgit- Baltistan;

43. **"Section"** means the section of the Act;

44. **"Schedule"** means the schedule "A" prescribed under this act;

45. **"Sub-Agri. Inspector"** means the Sub-Agri. Inspector appointed under section 20 (2);

46. **"Standard"** means pesticides that conform to the registered specifications of the product registered with the Department and

CamScanner

Scanned with CamScanner

falls within the permissible tolerance limits as laid down under Food and Agriculture Organization guidelines;

47. **"Sub-standard"** means any pesticide the strength or purity of which falls below the professed standard or quality which is expressed on its label or under which it is sold or a pesticide any valuable ingredient of which has been wholly or partially extracted;

48. **"Trade name or trade mark"** means a trade name or mark which is duly registered under the Trade Marks Ordinance, 2022 and includes any assignee;

49. **"Use pattern"** means the combination of all factors involved in the use of pesticide, including the concentration of Active ingredient in the preparation of the pesticide being applied, the rate of application, time of treatment, number of treatments, use of adjuvant and methods and sites of application which determine the quantity applied, timing of treatment and interval before harvest.

3. **UN-Registered Pesticide.**—No person shall manufacture, formulate, repackage, sell, offer for sale, hold in stock for sale or in any manner advertise any pesticide which has not been registered in the manner hereinafter provided and having a valid certificate of registration. Provided that the Government may, by notification in the official Gazette, allow the marketing of pesticides under generic scheme.

4. **UN-Registered Pesticides Machinery.**—No person shall manufacture, assemble, sell, offer for sale, hold in stock for sale or in any manner advertise any pesticide spray machinery or equipment or concerned safety equipments or materials unless the same is standardized in the manner as provided by the Act or the rules framed there under.

5. **Appointment of Registrar.**—The Government may appoint the Secretary Agriculture as the Registrar for the purposes of the Act.

6. **Registration of Pesticide.**—(1) Any person intending to manufacture, formulate, repackage, sell, offer for sale, hold and stock for sale or advertise any pesticides may apply to the Registrar for registration of pesticides in the prescribed.

(2) Any application under sub-section (1) shall be in such form and accompanied by such fee and contained such statements and information as may be prescribed.

(3) Where the person making an application under sub-section (1) is not domiciled of Gilgit-Baltistan, the application shall, besides such person, be signed by his agent or representative having domicile of Gilgit-Baltistan.

CamScanner

Scanned with CamScanner

(4) Upon receipt of an application duly completed under sub-section (1) The Registrar may register pesticide by the name indicated in the application, if it is satisfied that,

(a) the name of the pesticide is not such as would tend to deceive or mislead a purchaser with respect to the guarantee relating to the pesticide or its ingredients or the method of its preparation.

(b) the person seeking registration of the pesticide has submitted necessary guarantee as may be required relating to a particular pesticide or its ingredients;

(c) the guarantee relating to the pesticide or its ingredient is not the same as that of another registered pesticide or is not so similar as is likely to deceive or mislead a purchaser;

(d) the pesticide is effective for the purpose for which it is claimed to be effective or sold.

(e) the pesticide is not generally detrimental or injurious to vegetation except weeds, or to human or animal health, or that it does not adversely affect the environment when apply according to directions;

(f) the pesticide by the name indicated in the application does not fall under category of banned pesticides; and

(g) The application fulfills any other conditions as may be prescribed under the rules.

(5) The Registrar shall grant the applicant a certificate of registration in such form as may be prescribed.

7. **Distribution.**—The manufacturer or formulator shall, as the case may be, undertake to repackage, label and deliver to the relevant distributor in retail packaging, either at his own registered plant or at a repackaging or formulation plant certified by the Registrar.

8. **Registration period.**—The registration of a pesticide shall be valid for a period of three years from the date of its registration.

9. **Cancellation of registration.**—If, at any time after the registration of a pesticide, the Registrar of his opinion that the registration has been secured in violation of the provisions of the Act or the rules made there under the Registrar may, and after giving to the person on whose application the pesticide had been registered, an opportunity of being heard, cancel the registration.

CamScanner

Scanned with CamScanner

10. **Renewal of registration.**—(1) The Registrar may, on the application by the registration holder of a registered pesticide, after technical consultation and satisfied that all the provisions of the Act, or the rules made there under in this respect have been complied with, renew the registration of the pesticide for a further period of three years.

(2) An application under sub-section (1) shall be in such form and accompanied by such fee as may be prescribed and be made at least six weeks before the expiration of the period for which the registration of pesticide is valid.

(3) In case an application for renewal of registration is not finalized by Registrar within one month of expiry of previous registration, registration shall be deemed to have been renewed.

11. **Labeling of Package.**—(1) Any dealer, whole seller, retailer, distributor or any other agent who has been convicted of not less than two offences under the Act shall be black listed by Registrar.

(2) Certification of distributor or dealer or retailer who fails to maintain the requirements as may be prescribed shall be cancelled by Registrar with the approval.

12. **Agricultural Pesticide Technical Advisory Committee.**—(1) As soon as, after the commencement of the Act, Government shall constitute a committee, to be called Agricultural Pesticide Technical Advisory Committee to advise the government on technical matters arising out of the enforcement of the Act and to perform any other functions assigned to it by or under the Act.

(a) The Committee shall consist of nine members including three Divisional Director(s) Agriculture Extension, Agriculture Research, Deputy Director IPM, Health and Environmental Protection Departments. The Chairperson co-opt two members in the field of pesticides from private sector.

(b) The concerned Director Agriculture Extension Gilgit Division shall be the Chairperson;

(2) Without any prejudice to the generality of sub-section (1) the Committee shall;

(a) standardize all the plant protection material in the Gilgit Baltistan and furnish its recommendation to Registrar for their registration;

(b) oversee the distribution of use pattern of plant protection material in the Gilgit Baltistan;

(c) supervise quality control of pesticides in the Gilgit Baltistan and shall submit periodic reports to this effect to the Government;

CamScanner

Scanned with CamScanner

(d) oversee the distribution, retailing and the use pattern of pesticides in the Gilgit Baltistan;

(e) supply of information of the registered distributors or dealers and other information desired from time to time accordingly;

(f) supervise quality control of pesticides in the province and shall submit periodic reports to this effect to Registrar and Registrar shall forward the same to the Government on annual basis;

(g) supervise the role of Agri. Inspector (s) ",sub Agri. Inspector (s)" and Government Analysts under the Act or the rules made there under;

(h) may scrutinize the gravity of cases of offences and may guide the Agri. Inspector ", sub Agri. Inspector" for registration of cases accordingly;

(i) be responsible for the application of the use pattern of pesticide and advise Government for education at farmer level.

13. **Gilgit Baltistan Pesticides Laboratory.**—(1) The government shall establish such number of Pesticides Laboratories having fully equipped as may deem necessary to carry out the functions entrusted under the Act:

Provided that the government shall notify such other pesticides laboratories as Reference pesticides laboratories until the Pesticides Laboratory is established under sub section (1).

(2) The functions of the Pesticides Laboratory, the mode of submission of samples for analysis or test thereof shall be such as may be prescribed:

Provided that the sub-section (2) shall not be applicable to the Reference pesticides laboratory laborites notified under the Act.

(3) The secrecy of the information provided in an application for registration including formulae of formulation and recipe, any sample of pesticides shall be duly safeguarded in the prescribed manner.

14. **Government Analyst or In Charge.**—Government may, as soon as after set up the Gilgit Baltistan Pesticides Laboratory under section 13 (1) of the Act, by notification in the official Gazette, appoint as many officers (having relevant degree and other qualification as may be prescribed) as it deems fit to be the Government Analysts or, and where it appoints more than one person it shall specify in the notification the local limits within which each one shall perform his functions as Government analyst:

CamScanner

Scanned with CamScanner

Provided that the government may appoint as many officer having relevant degree and other qualification as may be prescribed to be the In charge for the Reference pesticides Laboratories until the Gilgit Baltistan Pesticides laboratory is established and Government Analyst is Appointed under this section.

15. **Procedure of Sampling.**—(1) Save as otherwise provided under the Act, where the Agri. Inspector takes a sample for its test or analysis, he shall intimate such purpose in writing into the person from whose possession he takes it and in the presence of such person, unless he willfully absents, and shall divide it in to three portions and effectively seal and suitably mark each portion in the prescribed manner:

Provided that where the pesticide is made up in containers of small volume, instead of dividing a sample as aforesaid, the Agri. Inspector may, if the pesticide is likely to deteriorate or be otherwise damaged by exposure, take three of the said containers, after suitable marking, sealing and fulfilling of any other requirements as may be prescribed.

(2) The Agri. Inspect or subject to sub-section (1) shall send one portion to the Government Analyst or the In charge, as the case may be, for analyzing and testing from Gilgit-Baltistan Pesticide Laboratory or Reference Pesticides Laboratories, second portion to the Department for information and record, and the remaining one is retained by himself.

16. **Delivery of Analyst Report.**—(1) The Government Analyst or, the incharge as the case may be to whom a sample of any pesticides has been forwarded by an Agri. Inspector under sub-section (2) of section 15, shall deliver within the period as may be prescribed to the Agri. Inspector a signed report of such test and analysis in triplicate form.

(2) The Agri. Inspector shall deliver one copy of the report received by him to the person from whose possession the sample was taken and shall send one copy to the department while the third copy of the report shall be retained on his own record.

(3) Any document purporting to be a report signed by the Government Analyst or the In Charge, as the case may be, shall be conclusive evidence unless the person to whom the report has been delivered under sub-section (2), disputes the correctness of the report and, within thirty days of the delivery of the report to him, file representation alongwith cogent evidence before the Department which in his opinion controverts the correctness of such report or analysis.

(4) If the Department in its opinion, after examining the representation and its evidence, justify further investigation, it may with the approval of the Secretary cause the portion of the same sample to be analyzed by the Govern Analyst or the Incharge, as the case may be, from the another Pesticides laboratory. The result should be received within a period as may be prescribed.

CamScanner

Scanned with CamScanner

(5) After the sample analyzing the sample from another Pesticides Laboratory, the Government Analyst or the In charge, as the case may be, he shall forward it to the department which shall deliver one copy to the person on whose presentation the same has been sent to the another Pesticides Laboratory for re analysis, and shall send one copy to the Agri. Inspector while the third copy of the report shall be retained on its own record.

(6) A certificate of analysis prepared under sub-section (5) shall be conclusive evidence of the facts stated therein.

17. **Publishing of Results.**—The Department shall, subject to the sub-section(3) of section 16,publish the result of the test of the analysis of a pesticide carried out by a Government Analyst or the In charge in such manner as it may deem fit, together with such information relating thereto, if any, after approval of Government.

18. **Testing on application of Purchaser.**—(1) Any person who purchases a pesticide may apply to a Government Analyst or the Incharge, as the case may be, to conduct the test and analysis of a pesticide.

(2) An application under sub-section (1) shall be made in such form and manner and be accompanied by such fee as may be prescribed.

(3) The Government Analyst or the In Charge as the case may be, to whom an application is made under sub-section (2) shall conduct test and analysis as may be prescribe.

(4) The Government Analyst or the In charge, as the case may be, shall, after conducting test and analysis under sub-section (3), issue and send the report thereof duly singed by him to the applicant and to the department.

19. **Evaluation of market of Pesticides.**—(1) Governments shall supervise and monitor the position of demand and supply chain of pesticides in the Gilgit Baltistan and furnish the same to Department.

(2) The Director(s) of the department, with the technical assistance of Deputy Director, IPM shall make periodical surveys of manufacturers, formulators, repackaging, dealers and distributors and prepare reports and suggest for improvement on storage and disposal of the pesticides to Secretary.

20. **Appointment of Agri. Inspector.**—(1) The Secretary ALF Gilgit-Baltistan upon the recommendation of Director may by notification, appoint Agri. Inspector among the officers having relevant degree i.e Entomology, pathology & plant protection, not below the rank of BS-17 from Agriculture Extension for checking and reporting irregularities in pesticides.

(2) The Director upon the recommendation of Inspector, by official notification, appoint such number official as serving the Agriculture Assistant

CamScanner

Scanned with CamScanner

and Field Assistant to be the Sub-Agri. Inspector to assist the Agri. Inspector for carry out the purposes of the Act.

(3) The Director, upon recommendation of Inspector by notification, designate the Felid Assistants and Agri. Assistants as Head Constables and constables to assist the Agri. Inspector or the Inspector and sub-inspector while performing their duties under the Act.

(4) Without to the prejudice powers and authority of the Department, the sub-Agri. Inspector Head Constable and Constables as appointed and designated under sub-section (2) and (3)shall performed their duties under the supervision and command of the Agri. Inspectors for the purposes of the Act.

(5) When more than one Agri. Inspectors are appointed under sub-section (1) then the Secretary ALF Gilgit Baltistan upon the recommendation of Director, by official notification, prescribe the local limits of such Agri. Inspectors for purposes of their powers and duties under the Act.

21. **Power of Agri. Inspector.**—(1) An Agri. Inspector may, within the local limits of his jurisdiction,

(a) require a manufacturer, formulator, dealer or any person who engaged in the business of pesticides to provide him information relating to manufacturer, storage, sale, purchase and disposal of Pesticides in his possession;

(b) take samples of a Pesticides in the prescribed manner and Send the sample, in a manner as may be prescribed, to the Government Analyst or the In Charge, as the case may be, for testing, analyzing and report;

(c) enter upon and search a place, where he has reason to believe that a Pesticides has been or is being manufactured, produced, stored, sold, distributed or offered for sale in contravention of the Act or the rules made there under;

(d) seize a Pesticides in respect of which he has reason to believe that it has been or is being manufactured, produced, stored, sold, distributed or offered for sale in contravention of the Act or the rules made there under after recording reasons in writing and providing a copy thereof along with a sample of that Pesticides to the manufacturer or the person keeping such a Pesticides;

(e) seize books of accounts or documents relating to the manufacturer, production, distribution, storage or sale of a Pesticides of the kind mentioned in clause (d) after providing an inventory of such books or documents to the person who holds or keeps their custody;

CamScanner

Scanned with CamScanner

(f) file a complaint against any person on the basis of primary results of the Pesticides sample test where by prima facie any provision of the Act or rules has been violated; and

(g) Issue such instructions in writing to an importer, manufacturer, producer, distributor or dealer in regard to the sale of Pesticides as he deems necessary in public interest.

(2) An Agri. Inspector " may apply for any necessary police assistance and such assistance shall be provided for the purpose of collecting samples and discharge of the duties of an Agri. Inspector" under this Act or the rules made there under.

22. **Offences.**—(1) Whoever manufactures, formulates, repackages, sells, offers or holds in stock for sale the following category of pesticides shall be punished as given in the below schedule.

Schedule of Punishment; (A)

S.No.	Offence	Punishment
1.	in the case of an adulterated, fake, unregistered or banned pesticide, in relation to the sub section (1)	i. with imprisonment for a term which shall not be less than two months but shall not more than one year ii. with fine which may extend to forty five thousand rupees but shall not be less than ten thousand iii. or with both, and in relation to every subsequent offence committed in this regard, with imprisonment for a term which may extend to two years but shall not be less than six month or fine not less than forty five thousand rupees or with both.
2.	In case of a sub-standard pesticide, in relation to a first offence,	i. Imprisonment for a term which may extend to three months or fine which may extend to forty thousand rupees but shall not be less than twenty thousand rupees, ii. or with both, and for every subsequent offence with a term of imprisonment which may extend to six months but shall not be less than three months iii. or fine which shall not be less than forty-five thousand rupees, or with both.

CamScanner

Scanned with CamScanner

3.	In case of off-specification or expired pesticides,	Fine which may extend to forty thousand rupees but not less than twenty thousand rupees.

(2) off-specification, sub-standard, expired (until it is marked "Not for sale"), adulterated, fake, unregistered or banned pesticide shall be guilty of an offence.

23. **Trail of Offences.**—Offences under this Act shall be triable by Executive Magistrate 1st class having tutorial jurisdiction specified in the court of criminal procedure 1898.

24. **Manufacture, Formulation or Repackaging at non-Certified Plant.**—Whoever, manufactures or formulates or repackages a pesticide in a plant that has not been registered under the Act, shall be liable to fine which may extend to thirty five thousand rupees but shall not be less twenty thousand rupees, and of plant machinery shall also be confiscated.

25. **Offences for which no punishment is otherwise provided.**—Whoever contravenes or fails to comply with any of the provisions of the Act or the rules made there under and which no other punishment is provided under the Act or the rules made here under shall be liable to fine which may extend to forty thousand rupees but not less than twenty thousand rupees.

26. **False Warranty.**—(1) Whoever gives a false warranty to a dealer or purchaser in respect of adulterated or sub-standard pesticide shall, unless he proves that at the time the warranty was given, he had good reason to believe the same to be true, shall be guilty of an offence will be punishable in the same manner and to the same extend as provided under schedule 1 (i) of section 22.

(2) Any person indulges in tempering of official documents pertaining to pesticides under the Act or the rules made there under, shall be punishable with fine of thirty thousand rupees, and on every subsequent offence the fine may be extended to the forty five thousand.

(3) Certification of distributor or dealer or retailer who fails to maintain the prescribed requirements shall be cancelled by Department on the recommendation of Agri. Inspector".

27. **Obstruction and unlawful use of registration and tempered official document.**—Whoever,

(a) Unlawfully uses any registration number assigned under the Act;

(b) willfully alters the composition of a pesticide by mixing any other substance there with after the said pesticide has been placed on the market by the manufacturers, dealer or seller; or

CamScanner

Scanned with CamScanner

(c) willfully obstructs, or in any way resists any officer/official in performing his duties under this Act,

shall be liable to imprisonment for a term which may extend to six months or fine which may extend to forty five thousand rupees, or both.

28. **Injury to person or damage to property by use of Pesticide.**— (1) Whoever willfully or negligently uses a pesticide in a manner that,

(a) Injure or is likely to injure any other person; or

(b) Damage or is likely to damage any property of another person.

shall be liable, in addition to any criminal proceedings for the offence committed, to compensate the person so injured or whose property is damaged, as determined by Court according to the extent of damage caused:

Provided that no one shall be deemed to have been committed any offence under sub-section (1) if the he establishes,—

(a) that the injury or damage caused, or is likely to be caused, only on the agricultural farm land in respect of which the pesticide was used; and

(b) that he is the occupier of that land or is employed or engaged by occupier of that land.

29. **Harmful to Animals or Plants.**—(1) Who ever uses,

(a) A pesticide in a manner that harms any non-target animal or plant; or

(b) of presides that is unapproved brand thereof or is unregistered under a generic scheme and causes or likely to be caused harms to any animal or plant.

Shall be liable to a fine which may extend to forty five thousand rupees but shall not be less than thirty thousand rupees:

Provided that no one shall be deemed to have been committed any offence under sub-section (1) if the he establishes,

(a) that he harm occurred only on the agricultural farmland, or the residential premises, in respect of which the pesticide was used,

(b) that he is the occupier of that land or those premises or is employed or engaged by the occupier of that land or premises:

CamScanner

Scanned with CamScanner

Provided further that if no offence shall deem to have been committed by any person if he establishes,

(c) that the commission of the offence was caused beyond his control; and

(d) that he took all reasonable precautions and exercise all due diligence to prevent the commission of the offence.

30. **Pesticides in Container without approved Label.**—(1) Whoever, without reasonable excuse, keeps a registered pesticide in a container that does not have approved label attached therewith shall be guilty of an offence and shall be liable to be a fine which may extend to forty five thousand rupees and for subsequent offences the fine shall not be less than twenty thousand rupees:

Provided that if the registered pesticide is mixed with any other substance the sub-section (1) in relation to a pesticide shall not be affected.

31. **De-notified of Government Analyst, Agri Inspector and his sub ordinate officials.**—(1) If,

(a) The Agri. Inspector, sub-Agri. Inspector or any other officials functioning under the Act willfully tempers, mixes, substitutes or otherwise varies any sample of a pesticide; or

(b) the Government Analyst will fully prepares an incorrect report; and

upon the complaint of a recognized or registered trade body or an association to the Director(s), and the Director(s) shall refer the complaint to the Gilgit-Baltistan Inspection Committee and the Gilgit-Baltistan Standardization Committee constituted under section 10 and 11 of the Gilgit-Baltistan Pesticide (Control) Act 2025 for the determination of the conduct of Government Analyst or the Agri. Inspector, or his sub-ordinates officials, as the case may be.

(2) If the committees under sub-section (1) if satisfy after the being given an opportunity of being heard to the accused, that the accuse has willfully tempers, mixes, substitutes or otherwise varies any sample of a pesticide, or willfully prepares an incorrect report, shall immediately de-notify such offender of being the Government Analyst or the Agri. Inspector, sub-Agri. Inspector or any other officials functioning under the Act, as the case may be.

(3) The accused found guilty under sub-section (2) shall, in addition to de-notify immediately be de-notified, be punishable under the Act for such offences.

CamScanner

Scanned with CamScanner

32. **Power of Court to order forfeiture.**—If any person is convicted of an offence punishable under the Act, the pesticide, article or thing, the Court while convicting such person may further direct that the pesticide, article or thing shall be forfeited to the Department for disposal at the cost of defaulter, in an environmentally safe manner.

33. **Summary trial.**—All the offences having punishment up to six month under the Act shall be tried summarily, and exceeding six month punishment will have to be ordinarily trial in accordance with the provisions Code of Criminal Procedure, 1898 by the court of Executive magistrate of the territorial jurisdiction.

34. **Appeal.**—In case of conviction/fine, appeal before Session Court and if acquitted than appeal before Chief Court as provision specified in the CPRC for appeal for revision shall be applied.

35. **Applicability of CPRC 1898.**—The code of criminal procedure 1898 shall apply while conducting trial an appeal.

36. **Dues Recoverable as Arrears of Land Revenue.**—All money payable to government under the Act or the rules made there under shall be recoverable as arrears of land revenue.

37. **Delegation of Powers under the Act.**—The government may, by notification in the official Gazette, direct that all or any of its powers under the Act, as may be specified in the direction, shall be exercised by any officer or authority subordinate to Government.

(2) The Director may delegate any of his powers, under the Act to any officer or authority subject to such terms and conditions as he may determine.

38. **Indemnity.**—No suit, prosecution or other legal proceeding shall lie against any person enforcing the Act for anything which is done or purported to be done in good faith under the Act or the rules made hereunder.

39. **Power to make rules.**—(1) Government may, in consultation with the Agricultural Pesticide Technical Advisory Committee will make rules for carrying out the purposes of the Act.

(2) In particular and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:

(a) the nomenclature of every form of plant and animal life that shall be deemed to be insects, fungi or other plant or animal pests;

(b) the form in which an application for the registration of a pesticide or for the generic registration under any other provision or the renewal of registration shall be made, the information shall be furnished therewith and the fee that shall accompany with the application;

CamScanner

Scanned with CamScanner

(c) the procedure for the grant of a certificate of registration of a pesticide and the renewal of such registration and the form of such certificates;

(d) the language of the labels to be attached to the containers and packages containing a pesticide and the characters and location of the printing to be marked on such labels and containers;

(e) the functions of the Pesticides Laboratory and the procedures to be followed by in the performance of such functions, including-

(i) safeguarding of the secrecy of the formulae of any trade name or trade mark of pesticides disclosed to it;

(ii) collection of samples of pesticides for test or analysis;

(iii) the form in which its reports of tests or analysis shall be written;

(iv) the methods of analysis to be followed and the limits of variability to be allowed, by Government Analyst or the In Charge , as the case may be, as between the information marked on the container or on a label attached thereto or supplied to the purchaser when sold in bulk and the results of the analysis;

(f) the qualifications and duties of the Government Analysts and Agri. Inspector;

(g) the form in which an intimation of the purpose for which a sample is taken by an Agri. Inspector shall be given by him to the person from whose possession the sample is taken, the instruments to be employed, and the quantities to be taken, by the Agri. Inspector while taking samples for test or analysis and the manner in which they should be preserved and sent to the Government Analyst or the In Charge, as the case may be, for Laboratory test;

(h) the form in which an application shall be made by the purchaser of a pesticide to a Government Analyst for test or analysis of the pesticide, the manner in which a purchaser may send a pesticide for test or analysis to the Government Analyst, the information that shall be furnished with such application and the fee that shall accompany with the pesticides these are generally detrimental or injurious to vegetation, domestic animals or public health even when used according to directions;

(i) the pesticides that are to be labeled poison and their antidotes;

(j) the requirements for the safe storage of pesticides;

CamScanner

Scanned with CamScanner

(k) the quantities of different brands of pesticides which a person may hold in stock at any one time and the premises in which the conditions subject to which, he may hold them in stock;

(l) the precautions for the protection of workers against risk of poisoning by pesticides arising from their working;

(i) in connection with the use of such pesticides in agriculture; or

(ii) land on which such pesticides are being or have been used in agriculture.

(m) The restrictions or conditions as to the purpose for which the circumstances in which or the methods or means by which a pesticide may be used;

(n) the provision, keeping available and in good order, of facilities for washing and cleaning of other things needed for protecting persons, clothing, equipment and appliances from contamination with pesticides or for removing sources of contamination there from;

(o) The observance of precautions against poisoning by pesticides including the use of things provided in pursuance of the rules, and abstentions from eating, drinking and smoking in circumstances involving risk of poisoning by pesticides;

(p) Intervals or limitations of periods of exposure to risk of poisoning by pesticides;

(q) The observance of special precautions in the case of persons who, by reason of their state of health, age or other circumstances, are subject to particular risk of poisoning by pesticides or of injury there from or imposing in case of persons so subject, prohibitions or restrictions on employment of workers;

(r) the measures for detecting and investigating case in which poisoning by pesticides has occurred;

(s) the provisions of effective facilities for prevention of poisoning by pesticides and first aid treatment;

(t) the provision of instruction and training in the use of things provided in pursuance of the rules and in the observance of precautions against poisoning by pesticides.

(u) the rules and procedure for settlement of compensation claims of aggrieved persons who suffer damage to his health or loss to property;

CamScanner

Scanned with CamScanner

(v) the procedure for environmentally sound disposal of confiscated unregistered, non-permitted, banned, adulterated, sub-standard and obsolete pesticides;

(w) rules for the administrative punishment;

(x) rule governing the responsibility of price;

(y) rules regarding standard of container packing material etc.

(3) Government may make notification, in the official Gazette, regarding cancellation, delisting or changing registration from one to another.

40. **Obsolete Pesticides.**—Any person in possession of obsolete pesticides shall declare to Department on a prescribed proforma.

41. **Pesticide residue laboratory.**—Government shall establish pesticide residue laboratory in order to study pesticide residues on crops for registration and other purposes, including determination of interval before harvest under local conditions and monitoring of maximum residue limit, as may be prescribed.

42. **Centre for Poison control.**—A Centre for poison control shall be established under the direction of Department to monitor pesticide poisoning cases, as may be prescribed.

43. **Prosecution of offences under the Act.**—The Government shall authorize such number of experts as Agri. Prosecutor for conducting the prosecution of the offences under the Act.

44. **Removal of difficulties.**—If any difficulty arises in giving effect to any of the provisions of the Act, Government may, by notification in the official Gazette, make any such order, not inconsistent with any provision of the Act, as may deem necessary for the purpose of removing the difficulty.

NAZIR AHMAD,
Speaker.
Gilgit-Baltistan

SYED MEHDI SHAH,
Governor.
Gilgit-Baltistan

PRINTED BY THE MANAGER, PRINTING CORPORATION OF PAKISTAN PRESS, ISLAMABAD.
PUBLISHED BY THE DEPUTY CONTROLLER, STATIONERY AND FORMS, UNIVERSITY ROAD, KARACHI.

CamScanner
Scanned with CamScanner