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PART I

Acts, Ordinances, President's Orders and Regulations

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

Gilgit, the 24th November, 2025

THE GILGIT-BALTISTAN FERTILIZERS (CONTROL) ACT, 2025

(ACT NO.XXII OF 2025)

AN

ACT

No. ALA.1(1)/2005-GBA.—"*to regulate the production, quality, supply, distribution, storage, sale and prices of fertilizers*"

1. Short title, extent and commencement

a. The Act may be called the Gilgit-Baltistan Fertilizers (Control) Act, 2025.

b. It extends to whole of the Gilgit-Baltistan.

c. It shall come into force at once.

Price : Rs. 20.00

[2788(2025)/Ex. Gaz.]

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

(1) **"Agri. Inspector"** means the inspector appointed under section 20 (1);

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

(3) **"Act"** means the Gilgit-Baltistan Fertilizers (Control) Act, 2025;

(4) **"Adulterated Fertilizer"** means a Fertilizer to which any other material, including fertilizer of other type, has been added which alters the characteristic of its professed standard of quality expressed on its label or marketing under it is sold as fertilizer;

(5) **"Bio-Fertilizer"** means the product which is contained of carrier based solid or liquid and living organisms that is agriculturally useful for nitrogen fixation, phosphorus solubilization or nutrient mobilization to increase soil productivity;

(6) **"Brand"** means the trade name applied by any manufacturer or vendor to the fertilizer, manufactured or offered for sale by him;

(7) **"Code"** means code of Criminal Procedure 1898;

(8) **"Constable"** means the constable serving in the department;

(9) **"Court"** means court of executive magistrate 1st class and includes appellate court i.e. session court and chief court;

(10) **"Crop Supplement or Soil Amendment or Soil Conditioner"** means a chemical substance which supplements the growth of a plant or, which is used to improve the structure and porosity of soil;

(11) **"Dealer"** means a registered person under the Act for the wholesale or retail sale of any brand of fertilizer;

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

(13) **"Distributor"** means any person authorized by the fertilizer's manufacturer or importer to purchase from him and to sell or supply within a specified area as determined by him;

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(14) **"Fertilizer"** means any organic, inorganic or mixture thereof, used to supply one or more of the essential plant nutrient elements for promoting soil or plant fertility that includes a bio-fertilizer or a minor fertilizer;

(15) **"Gilgit-Baltistan Fertilizer Registration Committee"** means a Committee constituted under the section (6);

(16) **"Gilgit-Baltistan Fertilizer Testing Laboratory"** means Gilgit Baltistan Fertilizer Testing Laboratory established under section(17);

(17) **"Gilgit-Baltistan Product Standardization Committee"** means the Product Standardization Committee constituted under section 14;

(18) **"Gilgit-Baltistan Inspection Committee"** means the Gilgit-Baltistan Inspection Committee constituted under section (7);

(19) **"Government"** means the Government of the Gilgit-Baltistan;

(20) **"Government Analyst"** or the **"In charge"** means the Government Analyst or the In Charge as appointed under section 19 of the Act;

(21) **"Importer"** means and includes of a person or, indenter, or agent of manufacturer or puncher who is importing any brand from any other country into the Gilgit-Baltistan;

(22) **"Head Constable"** means the Head constable serving in department;

(23) **"Label"** means the written printed for graphic matter on or attached to fertilizer or immediate container thereof, and outside container or wrapper of the retail package, if any of the fertilizers;

(24) **"Manufacturer"** means a person engaged in the manufacturer or production of a fertilizer;

(25) **"Minor Fertilizer"** means the prescribed bio-fertilizer, growth regulator, soil conditioner or soil amendment or crop supplement;

(26) **"Person"** means and includes a dealer, distributor, importer , manufacturer or any company or association, or body of persons, whether incorporated or not;

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(27) **"Prescribed"** means prescribed by rules;

(28) **"Producer"** means a person engaged in the manufacturer, mixture, packing or labeling of fertilizer;

(29) **"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;

(30) **"Registrar"** means the Director(s) of Agriculture Extension of respective regions of Gilgit-Baltistan;

(31) **"Reference Fertilizer Laboratory"** means National Reference Soil and Water Testing Laboratories of research or National Agriculture research center Islamabad as referred under section 17(1);

(32) **"Rules"** mean rules made under this Act;

(33) **"Schedule"** means the schedule "A" prescribed under this act;

(34) **"Secretary ALF"** means the Secretary Agriculture, Livestock and Fisheries Department Gilgit-Baltistan;

(35) **"Secretary"** means the Secretary of Gilgit-Baltistan Fertilizer Registration Committee

(36) **"Section"** means the section of the Act;

(37) **"Schedule"** means the schedule "A" prescribed under this act;

(38) **"Substandard Fertilizer"** means a fertilizer manufactured or produced in deviation of its registered specifications or which contains ingredients below the standards as may be prescribed.

3. **Registration of a Fertilizer.—** (1) Any person intending to manufacture, sell, offer for sale, hold in stock for sale or advertise any brand of fertilizer may apply to the Registrar for registration of the brand under such name as he may indicate in the application.

(2) No person shall manufacture, import, distribute, store, sell and offer for sale any fertilizer without obtaining a license under the Act.

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

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(4) An application, on a format as may be prescribed, for grant of license as manufacturer, importer, distributor, after fulfilling such conditions and on payment of such fee, as may be prescribed and complete in all respects, shall be submitted to the Additional Controller (Technical) through an online process or by hand.

(5) Upon receipt of an application under sub-section (1), the registrar shall, after forwarding the application to, and taking recommendation from, the Inspection Committee, register a brand of a fertilizer by the name indicated in the application, if he is satisfied that the brand is not such as would tend to deceive or mislead the purchaser with respect to the guarantee relating to the fertilizer or its ingredients or the method of its preparation.

(6) When he registers a brand of a fertilizer on the application of any person, he shall grant him a certificate of registration in such form as may be prescribed.

4. **Effectiveness of Registration.—** (1) The registration of a brand of a fertilizer shall be effective from the date of its registration and shall be valid for a period of Five years until it is cancelled under section (5).

(2) On the application, in a form as may be prescribed, the registration certificate may be renewed by the registrar for such further period.

5. **Cancelation of registration.—** If, at any time, after the registration of brand of a fertilizer, the Registrar, after the recommendation of Inspection Committee and with the consultation of Fertilizer Registration Committee, is of the opinion that the registration has been secured in violation of any of the provisions of the Act or the rules made there under or that the fertilizer is ineffective or does not achieve the desired end or is dangerous to human, plant or animal life, he may, after giving the person, on whose application it has been registered, an opportunity of being heard, cancel the registration.

6. **Gilgit-Baltistan Fertilizer Registration Committee.—** (1) The Government shall, by notification in the official Gazette, constitute the Fertilizer Registration, to advise the Government of all matters arising out of the implementation of the Act and to perform any other function assigned to it by or under this Act.

(2) The Committee shall consist of a Registrar and such other members, being officers of the Agriculture Extension and Research, the persons representing trade and industry engaged in fertilizer and representative of farmers as Government may deem fit to appoint.

(3) Secretary, Agriculture, livestock and Fisheries Department and Director Agriculture Extension Gilgit region shall respectively be the Registrar and as Secretary as soon as after the commencement of this Act.

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(4) Non-official members of the Committee shall hold office for a period of three years and shall be eligible for re-appointment for another term.

(5) A member of the Committee other than an *ex-officio* member may in writing under his hand, at any time, addressed to the Secretary resign his office but he shall continue to hold office until his resignation is accepted.

(6) A person appointed to fill a casual vacancy shall hold office for the remaining term of his predecessor.

(7) No act or proceedings of the Committee shall be invalid only by reason of any defect or vacancy in the Committee.

(8) The Committee shall have the power to regulate, with the prior approval of the government, the procedure for the conduct of its business.

(9) The Committee may constitute a sub-committee to assist it or to investigate into such issues as may be entrusted to it.

7. **Gilgit-Baltistan Inspection Committee.—** (1) The Secretary (ALF), shall, as soon as after the commencement of the Act, constitute a committee to be called the Gilgit-Baltistan Inspection Committee for the purpose of sub-section (3).

(2) The committee shall consist of the following members;

(a)	Director Agriculture (Extension) Gilgit Region;	(*Chairperson*)
(b)	Director Agriculture Research, Gilgit-Baltistan;	(*Member*)
(c)	Director Agriculture Extension, Baltistan region;	(*Member*)
(d)	Director Agriculture Extension, Diamer-Astore region;	(*Member*)
(e)	Soil Scientist/Rep of Mountain Agriculture Research Centre, PARC Juglot.	(*Member*)

(3) The Inspection Committee shall:

(a) Inspect a manufacture, formulate, repackage, sell of presides and ancillary matter thereto, for purposes of registration of a fertilizer and shall submit its report to the registrar;

(b) the report of Gilgit-Baltistan Pesticide Laboratory or other Fertilizer Testing Laboratory , as the case may be;

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(c) Ensure that the manufacturing unit maintains the prescribed quality of the fertilizer.

(4) The Director may, nominate the Deputy Director Agriculture Extension (Inputs Management) or any other officer for purposes of this section.

8. **Fertilizer Prices.—** (1) The Government may, by an order in writing, notify maximum price of any brand of fertilizer in his territorial jurisdiction and no person shall sell such fertilizer at a price higher than the notified price and such price list shall be exhibited at a prominent place in the premises of sale point.

(2) The producer, manufacturer, distributor or importer shall conspicuously mark on each bag, pack or container, the price fixed under sub-section (1).

(3) The Inspector may, in writing, direct any importer, manufacturer, distributor, dealer and sub-dealer to mark fertilizer exposed or intended for sale with the sale price or to exhibit on his premises a price list of fertilizer held by him for sale and may further give directions regarding the manner of sale.

(4) Every importer, producer, distributor or dealer shall give the purchaser a cash memorandum containing particulars of the transaction of sale and complete address of the purchaser.

(5) The Registrar may impose restrictions on movement of fertilizer within or outside the district or province of the Gilgit-Baltistan in special circumstances.

9. **Security features.–** (1) Quick response code and human readable alphanumeric code shall be affixed on bag or container to help trace the origin of the fertilizer and provide contact information of manufacturer or importer or distributor.

(2) Covert security feature shall be affixed on bag or container as a hidden feature that requires an electronic handheld device for verification, aiding field inspectors in detecting counterfeit products.

10. **Declaration of godowns, storehouses or warehouses etc.–** (1) Every manufacturer, importer, distributor, dealer and sub-dealer holding stock of fertilizer shall, after the commencement of the Act, submit to the Deputy Controller a declaration of the place where such stock of fertilizer is kept or stored.

(2) When any such importer, manufacturer, distributor, dealer and sub-dealer or other person as aforesaid, desires to change the place of stock of fertilizer after he had made declaration under sub-section (1), shall bring to the notice of the Director Agriculture Extension his intention to change the place at least one month before or after such change.

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11. **Information to be provided by the Producers.**— Every producer shall furnish the following information to the respective Director of the region,

(a) The description and actual quantity of each brand of fertilizer produced and supplied in the preceding calendar month;

(b) The actual or estimated cost of the production of each fertilizer; and

(c) Such other information as may be prescribed.

12. **Information to be provided by the Dealers.**— Every dealer shall furnish the following information to respective Director of the region;

(a) Actual quantity of each brand of fertilizer received in stock each working day by the end of preceding calendar month;

(b) The details of retail sale of fertilizers to the farmers; and

(c) Such other information as may be prescribed.

13. **Information to be provided by the Distributors.**— Every distributor shall furnish following information to respective Director of the region;

(a) The description and actual quantity of each brand of fertilizer distributed and supplied in the preceding calendar month; and

(b) Such other information as may be prescribed.

14. **Gilgit-Baltistan Product Standardization Committee.**— (1) The Secretary (ALF), shall, as soon as after the commencement of the Act, constitute a committee to be called the Product Standardization Committee to identify and evaluate a fertilizer, and to make recommendations the Government for notifying the specific category of new fertilizer.

(2) The committee shall consist of the following members;

a. Director Agriculture Extension, Gilgit region; (*Chairperson*)

b. Director Agriculture Extension, Baltistan region; (*Member*)

c. Director Agriculture Extension, Diamer-Astore region; (*Member*)

d. In charge Officer, Soil and fertilizer Testing Lab, Skardu/Gigot; (*Member*)

e. Soil scientist, Mountain Agriculture Research Centre, PARC Juglot/Department. (*Member*)

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(3) The Committee may co-opt an eminent scientist dealing with production of fertilizers.

15. **Packing and labeling.**— (1) No manufacturer, importer, distributer, dealer or any other person shall, sell or offer for sale any fertilizer unless it has been registered and labeled in accordance with Pakistan fertilizer quality rules and the standards prescribe by PSQCA.

(2) The bag, box, pack, packet, parcel or a container of a fertilizer shall be of such material as is appropriate for maintaining the quality and contents of the fertilizer during storage and transportation, and the shelf life shall be marked or impressed on the bag, box, pack, package, parcel or container.

16. **Procedure of sampling.**— (1) Save as otherwise provided under this Act, where a Registrar takes a sample of a fertilizer 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 himself, shall divide it into three portions and effectively seal and suitably mark each portion in the prescribed manner and permit such person to add his own seal and mark, if any, to all or any of the portions so sealed and marked.

(2) Where the sampling relates to a bio-fertilizer, the Registrar shall take three samples of the original packing of the same batch for laboratory analysis.

(3) Where the fertilizer is packed in packets not more than one kilogram in weight or contained in containers not exceeding one liter in volume, the Registrar shall, instead of dividing the sample as aforesaid, take into custody three such packets or containers and seal and mark them each, accordingly.

(4) In case of major fertilizers, where standards are prescribed by the Pakistan Standards and Quality Control Authority, the sampling procedure given by the Authority shall be followed.

(5) The Registrar shall restore one portion of a sample so divided or as the case may be, one packet or container in, to the person from whom he takes it for its production by that person as a piece of evidence for reanalysis on his appeal, if any and shall retain the remainder for its disposal as follows:

(a) he shall forthwith send through special messenger or registered post or courier service one portion, or as the case may be, one packet or container to the to the Government analyst or the In charge laboratory testing and analysis;

17. **Gilgit-Baltistan Fertilizer Testing Laboratory.**— (1) The government shall establish such number of Gilgit-Baltistan Fertilizer Laboratories having fully equipped as may deem necessary to carry out the

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functions entrusted under the Act. Provided that the government shall notify the National Reference Soil and Water Testing Laboratories for Research or National Agriculture research center Islamabad as reference Fertilizer laboratories until the Gilgit-Baltistan Fertilizer Testing Laboratory is established under this section of Act.

(2) The functions of the Gilgit-Baltistan Fertilizer Testing 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 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 Fertilizer shall be duly safeguarded in the prescribed manner.

(4) The Gilgit-Baltistan Fertilizer Testing Laboratory shall have a valid ISO Certificate.

(5) For the sake of transparency in analysis, minimum 30% of the fit fertilizer samples shall be re-checked and re-analyzed, as prescribed.

18. **Appeal against analysis.—** (1) Any person aggrieved by report may file appeal, against the analysis conducted by the Gilgit-Baltistan Fertilizer Testing Laboratory, within thirty days of the delivery of report to him, before the Registrar/Secretary ALF in the prescribed Form.

(2) An onus to prove the analysis incorrect shall be on an aggrieved person and in case of re-analysis, the prescribed fee shall be charged.

(3) In case, the sample is declared as sub-standard by the Government Fertilizer Testing Laboratory, legal action shall be initiated after reanalysis of the second portion of sample by the Provincial Reference Fertilizer Testing Laboratory whereas in cases of declaration of sample by the Government Fertilizer Testing Laboratory as adulterated or fake, FIR shall be lodged abruptly.

(4) The report of re-analysis shall be conclusive evidence of the facts stated therein.

19. **Government Analyst and Incharge.—** As soon as may be after the commencement of the Act, government shall set up a Gilgit-Baltistan Fertilizer Testing Laboratory suitably equipped to carry out the functions under the Act. Government may, 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, 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.

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Provided that the government may appoint as many officer having relevant degree and other qualification as may be prescribed to be the Incharge for the Reference Laboratories until the Gilgit Baltistan Fertilizer Testing Laboratory is established and Government Analyst is appointed under this section.

20. **Appointment of Agri. Inspectors.**— (1) The Secretary ALF Gilgit Baltistan upon the recommendation of Director, appoint Inspectors from among the Officers not below the rank of BS-17 from Agriculture Extension preferably soil scientist for checking and reporting irregularities in fertilizer.

(2) The Secretary ALF Gilgit Baltistan upon the recommendation of Director, may by official notification, appoint such number official as serving the Agriculture Assistant and Field Assistant to be the Agri. Sub-Inspector to assist the Inspectors for carry out the purposes of the Act.

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

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

(5) When more than one inspectors are appointed under sub section (1) then the Secretary ALF shall, by official notification, prescribe the local limits of such inspectors for purposes of their powers and duties under the Act.

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

(a) require a manufacturer, importer, distributor or dealer to provide him information relating to manufacturer, storage, sale, purchase and disposal of fertilizers in his possession;

(b) take samples of a fertilizer in the prescribed manner;

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

(d) seize a fertilizer 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 fertilizer to the manufacturer or the person keeping such a fertilizer;

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(e) seize books of accounts or documents relating to the manufacturer, production, distribution, storage or sale of a fertilizer 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;

(f) institute a complaint against any person on the basis of primary results of the fertilizer sample test whereby 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 fertilizer as he deems necessary in public interest.

(2) An 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 Inspector under the Act or the rules made there under.

22. **Intimation of purpose.**— (1) Where an Inspector takes a sample of fertilizer for the purpose of test or analysis under section 21(b), he shall intimate such purpose, in writing in the prescribed form to the person from whose possession he takes it. The Inspector shall, in the presence of such person as may choose to be present, divide the sample into three portions and effectively seal and suitably mark it and permit such person to add his own seal and mark to all or any of the portions so sealed and marked.

(2) The Inspector shall restore one portion of the sample so divided to the person from whom it was taken and shall forthwith send one of the remaining two portions to Government analyst, or the Incharge as the case may before testing or analysis and the other portion to the Gilgit-Baltistan Inspection Committee.

23. **Delivery of Analyst report.**— (1) The Government analyst, or the In charge as the case may be to which a sample of any fertilizer - has been forwarded by an Inspector under sub-section (2) of section 22, shall deliver within the period as may be prescribed to the Inspector, a signed report of the result of the chemical test or analysis in the prescribed form in triplicate.

(2) The 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 Gilgit-Baltistan Inspection Committee 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, under the Act or the rules made there under shall be conclusive evidence of the particulars stated therein, unless the person, to whom the report has been delivered under sub-section (2), disputes the correctness of the laboratory test report and, within thirty days of the delivery

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of the report to him, places the evidence before the Gilgit-Baltistan Inspection Committee which in his opinion controverts the correctness of such report or analysis.

(4) Where the evidence placed before the Gilgit-Baltistan Inspection Committee under sub-section (3) is such as would, in its opinion, justify further investigation, it may with the approval of the secretary cause the portion of the same sample, sent to its under section 21(2), to be analyzed at another fertilizer laboratory. The result should be received within a period as may be prescribed.

(5) After the sample forwarded by the Gilgit-Baltistan Inspection Committee under sub-section (4) has been analyzed by another fertilizer laboratory, it shall record the result of the analysis in a certificate of analysis and forward it to the Gilgit-Baltistan Inspection Committee.

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

24. **Application for conducting test of fertilizer.—** (1) Any person who has purchased a registered brand of fertilizer which he claims to be adulterated may apply to the registrar for an order directing the inspector to collect samples and conduct a test or analysis of the fertilizer.

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

(3) The Registrar shall refer the sample to the Government Analyst or the In charge, as the case may be, for the Laboratory test and analysis, and send the report as and when received under sub-section (4) to the applicant.

(4) The Gilgit Baltistan Fertilizer Testing laboratory or the Reference Laboratories to which references made in accordance with sub section (3) shall conduct the analysis of the sample and issue to the registrar a report of the test or analysis.

25. **Offences and penalties.–** (1) Whoever manufactures, produces, formulates, imports, repacks, transports, distributes, sells, offers for sale, holds in stock for sale or advertises for sale of any or all of the following category of fertilizers shall be punished as given and specified in the below schedule. Offences under this Act shall be triable by Executive Magistrate 1st class having territorial jurisdiction specified under Code of Criminal Procedure, 1898.

S.No.	Offence	Punishments
a)	in case of offence relating to a fake or unlicensed fertilizer	i. With imprisonment for a term which may extend to three months, but not less than one month and with fine which may extend to twenty five thousand

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S.No.	Offence	Punishments
		rupees, but not less than ten thousand rupees, in case of commission of the first offence; ii. with imprisonment for a term which may extend to six months, but not less than three months and with fine which may extend to thirty thousand rupees, but not less than twenty thousand rupees, in case of commission of the second offence; and iii. with imprisonment for a term which may extend to one year, but not less than three months and with fine which may extend to forty thousand but shall not be less than twenty thousand rupees and cancellation of license for every subsequent offence;
b)	in case of offence relating to an adulterated fertilizer:	i. with imprisonment for a term which may extend to three months, but not less than one month and with fine which may extend to thirty thousand rupees, but not less than ten thousand rupees, in case of commission of the first offence; ii. with imprisonment for a term which may extend to six months, but not less than one month and with fine which may extend to fort thousand rupees, but which shall not be less than twenty thousand rupees, in case of commission of the second offence; and iii. with imprisonment for a term which may extend to one year, but not less than three months and with fine which may extend to forty five thousand but not less than thirty thousand rupees and cancellation of license for every subsequent offence;
c)	in case of offence relating to a substandard fertilizer:	i. with fine which may extend to thirty thousand rupees, but not less than twenty thousand rupees in case of commission of the first offence; ii. with fine which may extend to forty five thousand rupees but not less than twenty thousand rupees, in case of

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S.No.	Offence	Punishments
		commission of the second offence, if committed within three years from the first offence; and iii. with fine which may extend to forty five thousand rupees but not less than thirty thousand rupees and cancellation of license for every subsequent offence, if committed within three years from the first offence;
d)	in case of offence relating to mislabeled fertilizer:	i. with fine which may extend to twenty thousand rupees, but not less than ten thousand rupees in case of commission of the first offence; and ii. with fine which may extend to forty thousand rupees but not less than twenty thousand rupees and cancellation of license for every subsequent offence; and
e)	in case of offence relating to misbranded fertilizer:	i. with fine which may extend to twenty thousand rupees, but not less than ten thousand rupees in case of commission of the first offence; ii. with fine which may extend to forty thousand rupees but not less than twenty thousand rupees and cancellation of license for every subsequent offence;
2)	Whoever manufactures or imports or distributes or sells fertilizer in contravention of the Act or unlawfully uses license number	Shall be liable to punishment with imprisonment for a term which may extend to three months and with fine which may extend to forty five thousand rupees but not less than twenty thousand rupees or with both.
3)	Whoever sells or offers for sale an expired fertilizer or fertilizer for more than the price marked or impressed on the bag, box, pack, packet parcel or anything containing the fertilizer	shall be liable to punishment with imprisonment for a term which may extend to three months and with fine which may extend to forty thousand rupees but not less than twenty thousand rupees or with both.
4)	Whoever stores, sells, offers for sale or runs	Shall be liable to punishment with imprisonment for a term which may extend to

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S.No.	Offence	Punishments
	business of sale of a fertilizer without a valid license of dealership	three months and with fine which may extend to thirty thousand rupees but not less than ten thousand rupees or with both.
5)	In case of any offence concerning to infringement of packing and marking,	The offender Shall be liable to punishment with imprisonment for a term which may extend to one month with and a fine may be imposed up to thirty thousand rupees but not less than ten thousand rupees or with both.
6)	In case of any offence concerning infringement of underweight, the offender	Shall be liable to punishment with imprisonment for a term which may extend to three months and with fine which may extend to twenty thousand rupees but not less than ten thousand rupees or with both.
7)	Whoever sells or offers for sale a fertilizer containing a hazardous or dangerous or harmful to human health, safety, or environment	Shall be liable to punishment with imprisonment for a term which may extend to three months and with fine which may extend to forty five thousand rupees but not less than ten thousand rupees or with both.
8)	Any person who sells or offers for sale a fertilizer and is found guilty of destroying, obliterating, damaging, altering, or causing to be destroyed, obliterated, damaged, any label or sign affixed to a container or package of fertilizer, or alters any marking or indication of the price	Shall be liable to fine which may extend to forty five thousand rupees but not less than ten thousand rupees.
9)	A person who violates or fails to comply with the requirements for the disposal of fertilizer, including burial, burning, dumping, or any other means, unless such disposal is done strictly in accordance with the prescribed	Shall be liable to fine which may extend to forty thousand rupees but not less than twenty thousand rupees.

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S.No.	Offence	Punishments
	procedure,	
10	Whoever contravenes or fails to comply with any of the provisions of the Act for which no other penalty is provided	Shall be liable to fine which may extend to forty five thousand rupees but not less than ten thousand rupees.

26. **Trial of Offences.**— Trial of the Offences under this Act shall be conducted by executive magistrate 1st class having tutorial jurisdiction specified in the court of criminal procedure 1898.

27. **Obstruction to lawful authority.**— Whoever willfully obstructs, hinders or in any way resists any authority in the performance of his duties under the Act shall be liable to imprisonment for a term which may extend to three months and with fine which may extend to forty five thousand rupees but shall not be less than ten thousand rupees.

28. **Cognizance of Offences.**— No Court established under the Act shall take cognizance of any offence under the Act, except on complaint in writing by the Inspector

29. **Appeal.**— (1) In case of punishment and fine under the provision of offence, or acquittal, appeal/revision shall be preferred before the relevant forum as provided in the code of criminal procedure 1898.

(2) Provided further that when any person is aggrieved from any order passed by any Agri. Inspector may prefer an appeal to the Registrar within ten days from the date of communication of such order, and the Registrar may decide the appeal within a period of thirty days from the date of its receipt.

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

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

32. **Summary trial.**— All the offences having punishment up to six months shall be tried summarily, and exceeding six month punishment shall be conducted ordinary trial in accordance with the provisions Code of Criminal Procedure, 1898by the competent court.

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33. Removal or De notification of Government Analyst, Inspector and his sub ordinate officials.

(1) If,

(a) the Inspector, sub 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 willfully prepares an incorrect report; and upon the complaint of a recognized or registered trade body or an association to the Director(s), 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 Act for the determination of the conduct of Government Analyst or the Inspector, or his sub-ordinates 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 Inspector, sub 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.

34. **Delegation of powers under the Act.—** Government may, by notification in the official Gazette, delegate all or any of its powers under this Act, to any officer or authority subordinate to it.

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

36. **Fees.—** (1) The fees payable under the Act for the registration of fertilizer shall be such as may be prescribed and shall be non-refundable.

(2) The authority to whom and the manner in which the fees fixed under subsection (1) are paid as may be prescribed.

37. **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.

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38. **Indemnity.**— No suit, prosecution or other legal proceedings shall lie against any person for anything which is in good faith done or intended to be done under this Act.

39. **Rules.**— The Government may, in consultation with Gilgit-Baltistan Fertilizer Registration committee shall make rules for carrying out the purposes of the Act soon after its enactment.

NAZIR AHMAD,
Speaker.
Gilgit-Baltistan Assembly

SYED MEHDI SHAH,
Governor
Gilgit-Baltistan Assembly.

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