



NOTIFICATION

NO. HD/SOJI/8-5/2017:- In exercise of the powers conferred by section 8 read with section 2 of the Poisons Act, 1919, the Government of Sindh are pleased to make the following rules, namely:-

1. **Short title, extent and commencement.** (1) These rules may be called the Sindh Regulation for Storage, Sale and Purchase of Acid Rules, 2022.

(2) They shall extend to the whole of the Province of Sindh.

(3) They shall come into force at once.

2. **Definitions.** (1) In these rules, unless there is anything repugnant in the subject or context-

- (a) "acid" means and includes any corrosive substance as defined in section 336-A of Pakistan Penal Code (Act XLV of 1860), which may cause disfigurement, injury or endangers life of an individual leading to temporary or permanent deformity;
- (b) "authorised agency" means any person or entity described in rule 4, authorized to store, sale or purchase the acid;
- (c) "Code" means the Code of Criminal Procedure, 1898 (Act V of 1898);
- (d) "Committee" means the Sindh Acid Control Committee constituted under these rules for the purpose of hearing of appeals arising out the decision of the licensing authority;
- (e) "Department" means the Home Department, Government of Sindh;
- (f) "Form" means a form appended to these rules;
- (g) "licensing authority" means the Deputy Commissioner in a District, having the authority to issue, investigate and revoke license for sale, storage and purchase of acid;

- (h) "license" means license for the purpose of sale, purchase, storage or supply of acid, granted by the licensing authority under these rules;
- (i) "licensee" means a person who is in possession of license;
- (j) "purchase" and "sale" means the buying or selling of acid by or to any person, the details of which are to be entered into a register maintained for the purpose.

3. **Sale and Purchase of acid.** No person shall, except the licensee, sell or supply the acid to any person in accordance with these rules.

4. **Authority to sale and purchase of acid.** The following shall have the authority to sale, store or purchase the acid:-

- (i) A pharmaceutical chemist for the use, store, supply or sell at his pharmacy in the ordinary course of his business and to prepare, admixture or extract containing any acid, of which he shall maintain record;
- (ii) A medical practitioner or veterinary surgeon or dentist, for the use, store, supply in the course of his lawful practice or possession, any acid, of which he shall maintain record.
- (iii) Any educational institution, for the purpose of conducting chemical practical or examination at the institute;
- (iv) Any other category of persons such as shopkeepers (wholesalers or retailers) as may be notified by the licensing authority after being satisfied that the provisions of these rules have been complied with.

5. **Application for grant of license.**(1) A person or entity referred to in rule 4 shall apply to the licensing authority in for grant of license on an application contained in *Form-I*, and on payment of fees of Rs.5000/- (Rupees five thousand).

(2) The licensing authority on receipt of application under sub-rule (1), may, after being satisfied that the person or entity referred to in rule 4, is entitled to the license under these rules, allow or reject the application for the license.

6. **Grant of License.** The licensing authority shall grant license for sale of acid or corrosive substance contained in *Form-II*.

7. **Renewal of license.** The license granted under these rules shall be valid for a period of one year and shall be renewed on an application in *Form-I* and on payment of fees of rupees three thousand.

8. **Inspection by the licensing authority.** The licensing authority may inspect or authorise any officer not below BPS-17 to inspect the records and storage facilities of the licensee.

9. **Revocation of license.** The licensing authority may revoke license if it is satisfied the licensee has contravened provisions of these rules and the conditions of the license in *Form-III*.

10. **Maintenance of Register.** (1) That licensee shall not sell or supply the acid until he has made or cause to be made an entry in a register to be kept for the purpose stating –

- (a) the date of the sale;
- (b) the name and address of the purchaser along with his copy of Nationality Identification Card;
- (c) the name and quantity of the acid sold and the purchase of which it is stated by the purchaser to be required;
- (d) the purchaser has signed the entry.

(2) The register under sub-section (1) shall be maintained as in *Form-IV*, and the sale records shall be shared with the licensing authority at the end of every quarter of calendar year.

11. **Appeal.** Any person or an entity aggrieved with the order or decision of the licensing authority, may file an appeal to the Sindh Acid Control Committee constituted under rule 12, within thirty days of such decision or order of the licensing authority.

12. **Sindh Acid Control Committee.** (1) The Sindh Acid Control Committee shall be the Appellate Authority against the order to decision made by the licensing authority. The Committee shall consist of –

- (a) Special Secretary (Home), Home Department, who shall be the Chairman;
- (b) Representative of Environment Department (not below the rank of BPS-19) - Member;
- (c) Representative of Inspector General of Police (not below the rank of BPS-19) - Member.

(2) The Committee may issue directions to the licensing authority in connection with the appeal before it.

13. **Optimum concentration of acid for the use specified in rule 14.** (1) The commercial use of acid should have optimum concentration subject to the level not causing injury or endangering any person life.

(2) International standards of acid or acid concentration shall be specified as for the purpose mentioned in rule 14.

14. **Use of Acid.** The authorized agency shall sell, store, supply or purchase the acid for the purpose of medical, laboratory or domestic purpose and in accordance with the protocol provided under rule 15:

Provided that the provisions of this section shall not apply to the Industries as may be notified by the Department in consultation with the licensing authority.

15. **Protocol, precaution to handle, transport and storage of acid and corrosive substance.** (1) The sale of acid shall always be in packed container bearing guidance protocol as per the provisions of the Hazardous Substance Rules, 2014.

(2) A container of an acid shall be of such size, material and design as to ensure that –

- (a) it can be stored, transported and used safely and without leakage;
- (b) the acid therein does not deteriorate in a manner as to render it more likely to cause, directly or in combination with other substances, an adverse environmental effect.

(3) The following information shall be printed conspicuously, legibly and indelibly on every container of a hazardous substance:-

- (a) name of the hazardous substance;
- (b) name, address and license number of the licensee;
- (c) Net contents (volume or weight);
- (d) Date of manufacture and date of expiry, if any;
- (e) A warning statement comprising-
 - (i) the word "DANGER!" in red on a contrasting background;
 - (ii) pertinent instruction for use, storage and handling and safety precautions relating thereto.

16. **Acid to be sold not below the age of eighteen years.** The seller shall not sell the acid to the purchaser who is below the age of eighteen years and is duly authorized by the authorized agency.

17. **Punishment.** (1) Whoever contravenes the provisions of these rules regarding sale, storage, supply or purchase of acid, shall be liable to be punished with imprisonment which may extend to one year and fine which may extend to rupees five hundred thousand rupees.



(2) Any person who fails to pay the fine under sub-rule (1), the convicted person shall undergo for further punishment of imprisonment of three months.

18. **Cognizance of Offences.** (1) No Court inferior to that of a Judicial Magistrate of the First Class shall try any offence under these rules which is alleged to have been committed by authorized agency, on a complaint made in writing by the licensing authority or any officer authorized by him, in accordance with the procedure laid down in the Code.

(2) The Police official not below the rank of Sub-Inspector shall investigate matter and lodge F.I.R by complying with the procedure laid down in the Code on a complaint made in writing by the licensing authority or any officer not below the rank of BPS-17 authorised by him in this behalf.

19. **Trial.** The offences punishable under these rules shall be tried in accordance with the procedure laid down in the Code.

20. **Special provision regarding fine.** Notwithstanding anything contained in section 32 of the Code, it shall be lawful for a Judicial Magistrate of the First class to pass a sentence of fine exceeding fifty thousand rupees or punishment exceeding six months authorized by these rules on any person convicted of an offence there under.

(DR. SAEED AHMED MANGNEJO)
SECRETARY TO GOVERNMENT OF SINDH

NO. HD/SOJI/8-5/2017:

Karachi dated 16th November, 2022

A copy is forwarded for information and necessary action to:

1. The Secretary, Ministry of Interior, Government of Pakistan, Islamabad.
2. The Senior Member Board of Revenue Sindh, Karachi.
3. The Chairman, Planning & Development Board, Sindh Karachi.
4. The Chairman, Anti-Corruption establishment, Sindh, Karachi
5. The Principal Secretary to Governor Sindh, Karachi.
6. The Principal Secretary to Chief Minister Sindh, Karachi.
7. The Administrative Secretaries of Government of Sindh (All)
8. The Inspector General of Police Sindh, Karachi
9. The Commissioner (all) in Sindh.
10. The Additional Inspector General of Police, Karachi Range, Karachi
11. The Deputy Inspector General of Police, East/West/South Zone, Karachi.
12. The Deputy Commissioner, (all) in Sindh.
13. The Senior Superintendents of Police, (all) in Sindh.
14. The Director, Press Information Department for giving wide publicity in electronic and print media.
15. The DS (Staff) to Chief Secretary Sindh, Karachi.
16. The Superintendent, Sindh Government printing press, Karachi for publication in the next issue of Government Gazette and provide copies thereof.
17. The PSO to Home Secretary Sindh, Karachi.


16-11-2022
DR. ADNAN MUNEER TUNIO
SECTION OFFICER (JUDICIAL-I)

FORM-I

(See rule 5)

To

The Deputy Commissioner/Licensing Authority,

District _____

Subject: APPLICATION FOR GRANT OF LICENCE FOR THE TRADE OF ACID / CORROSIVE SUBSTANCE.

Sir,

I intend to carry on the basis on the trade of _____

2. I may kindly be permitted and granted a licence for carrying on the trade of Acid for one year ending 30th June (Year).

3. I intend to keep the following Acids in the quantity mentioned against each [mention the name and quantity of each Acid or as may be allowed:-

Sr. No.	Name of Acid	Maximum Quantity to be retained at a time

4. I under-take to abide by all the rules and bye-laws applicable to the subject matter, as directed and conveyed by the {Name of District / City District Government} from time to time.

5. After the expiry of the licence period, I will myself apply for renewal of the licence.

Applicant's Signature _____

Applicant's Name _____

Father's / Husband's Name _____

C.N.I.C No. _____

Residential Address _____

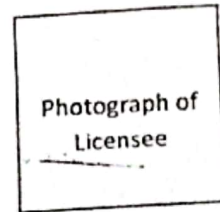
Contact No. _____

Description of Premises _____

The following documents are enclosed:

- (a) Copy of CNIC of the applicant;
- (b) Passport size recent photograph;
- (c) Description of the premises;
- (d) Title of the property;
- (e) Tenancy Agreement, if any; and
- (f) Receipt / Challan from regarding payment of licence fee.

FORM-II
(See rule 6)



To

(Name) _____

Address _____

Subject: **LICENCE FOR CARRYING ON THE TRADE OF ACID.**

With reference to your application dated _____ for grant of license, you are hereby granted a license for carrying on the trade of Acid _____ as required.

2. During the term of license you will abide by all prescribed terms and conditions and bye-laws on the subject matter and as may be directed or conveyed by the Sindh Government from time to time.

3. The license is granted to you as per following particulars:-

4. I under-take to abide by all the rules and bye-laws applicable to the subject matter, as directed and conveyed by the {Sindh Government} from time to time.

5. After the expiry of the license period, I will myself apply for renewal of the license.

Name _____

Father's / Husband's Name _____

C.N.I.C No. _____

Term of license 1st July, 20----- to 30th June, 20-----

License Fee Paid _____

Address _____

Description of Premises _____

Maximum quantity of each Acid allowed to retain:

Sr. No.	Name of Acid	Maximum Quantity to be retained at a time

LICENSING AUTHORITY

FORM-III
(See rule 9)

Name of the licensee. _____

License No. _____

To

(Name) _____

Address _____

Subject: **REVOCATION OF LICENCE.**

With Reference to the license issued by this department in your favor dated _____ for carrying on the trade of Acid at _____ in the jurisdiction of District _____.

2. It is intimated that your license has been revoked on the following grounds:

(i) _____

(ii) _____

(iii) _____

LICENSING AUTHORITY

FORM-IV
REGISTER / RECORD

Name of the licensee. _____ License No. _____

Name of Acid	
Permission No. and Date	
Quantity Sold	
Date of Sale	
Name and address of purchaser with CNIC No.	
Purpose of which the Acid was sold	
Signature and thumb impression of the purchaser	
Signature of vendor / licensee	

Note: Original copy of the permission shall be annexed.