

**S. R. O. 1709(I)/2021.**—In exercise of the powers conferred by section 33 of the Pakistan Halal Authority Act, 2016 (Act No.VIII of 2016) the Federal Government is pleased to make the following rules, namely:—

1. **Short title and commencement.** —(1) These rules shall be called the Pakistan Halal Authority (Business) Rules, 2021.

(2) They shall come into force at once.

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

- (a) **“Act”** means the Pakistan Halal Authority Act, 2016 (VIII of 2016);
- (b) **“agent”** means a person or group who acts on behalf of Authority for specified activity or task as third party;
- (c) **“applicant”** means a person or company or firm who apply on prescribed form to be registered or recognized as a halal certification marks logo of the Authority;
- (d) **“consultants”** means an expert or an organization of expert engaged for a specific task relating to standards formulation to whom a fee is payable by the Authority;

- (e) “**export**” means any article or process exported from Pakistan with the description or representation of being a halal article or process unless it bears the halal logo of the Authority, having been affixed after the requisite certification by a duly accredited halal certification body;
- (f) “**fee**” means fees prescribed for issuance or renewal of halal certificate or licence for authorizing the use of halal logo;
- (g) “**form**” means a form appended to these rules;
- (h) “**halal certification body**” means certification body which assess whether the system, product or services fulfill the requirements of halal certification;
- (i) “**import**” means any article or process imported into Pakistan with the description of being a halal article or process unless it has been certified by the exporting country and recognized by the Authority;
- (j) “**inspectors**” means the officers appointed by the Authority in accordance with section 21 of the Act;
- (k) “**licence**” means a permit granted by the Authority to carry business or trade;
- (l) “**licencee**” means a person to whom a licence has been granted by the Authority;
- (m) “**registration**” means a registration of halal certification body, both local and foreign, with Pakistan Halal Authority duly accredited by recognized national or international accreditation body; and
- (n) “**verification**” means verification or conformation by Authority through the provision of objective evidence that specified requirements have been fulfilled.

3. **Head office of the Authority.**—(1) The headquarter of the Authority shall be at Islamabad.

(2) **Regional offices.**—The regional offices shall be setup in all Provinces of the Pakistan.

(3) **Liaison offices.**—The liaison offices shall be setup at dry ports, sea ports and other places as and where required with the approval of the Board.

4. **Powers and Functions of the Authority.**—(1) Without prejudice to the powers and functions of the Authority contained in section 9 of the Act, the Authority shall perform the following functions, namely:—

- (a) formulate, develop and coordinate strategic plans for improvement of halal, trade, standards and programs for promotion of imports and exports, trade and commerce with foreign countries and inter-provincial trade and commerce in halal articles and processes;
- (b) arrange and conduct public awareness campaigns for promotion of halal sector for recognition of Pakistan as leader in halal sector and build confidence of consumers and customers across the globe for Pakistan halal products and brands by bringing out hand books, guides, special publications and promotion schemes;
- (c) ascertain the halal status of the products, process and services maintained and monitored at all time in local as well as products being imported and exported;
- (d) recommend halal standards developed for articles, processes and services time to time as per OIC guidelines relating to halal food and other articles and to be notified in the official Gazette by the National Standards Body (NSB); and
- (e) recognize and register halal certification bodies local and foreign for control of halal products being manufactured imported and exported.

5. **Authorization of halal logo.**— Every manufacturer, exporter or importer of the halal article shall use halal logo of the Authority on the products or services for which they shall submit application to the Authority for grant of halal certification marks licence as permission to use halal logo of Authority.

6. **Disclosure of ingredients.**— The manufacturer of articles or products shall display the details of ingredients, dates of manufacture and expiry, complete name and address of its manufacturer or exporter or importer or supplier be clearly mentioned on the box, wrapper or other packaging in which its contains or on the label or tag affixed to it.

7. **Fee.**— The Authority shall levy fees for grant and renewal of halal certification marks licences or certificates and authorizing the use of Authority halal marks logo, registration of halal certification bodies and other services time to time approved by the Authority;

8. **Inspection and audit.**—(1) The Authority shall conduct inspection and audits of products and processes through its inspection officers or

agents and these inspections may be carried out in Pakistan and outside Pakistan at the place of manufacturer before dispatch or at the place of its entry in Pakistan or at place of its sale, storage or use in Pakistan;

(2) The inspection may include inspection of quality control system, testing or verification of records to ascertain the quality and halal status for the specification and characteristic for determination of that halal standards compliance for the purpose of manufacturing, imports and exports, trade and commerce with foreign countries and inter-provincial trade and commerce;

(3) The applicant shall pay fee for inspection, testing and other expenses incurred such as travelling and other at the rate as may be specified by the Authority from time to time.

9. **Recognition of institutions engaged in halal activities.**— Subject to the provisions of the Act, the Authority shall be engaged in promoting halal sector development by promoting awareness on halal education and recognizing institutions both local and foreign for mutual coordination and cooperation by entering in to Memorandum of Understanding and Mutual Recognition Agreement with the approval of the Authority time to time.

10. **Public awareness on halal sector.**— The Authority shall arrange and conduct public awareness campaigns such as seminars, webinars and workshops in relation to the halal sector to creates awareness in masses.

11. **Recognition of laboratories.**— Subject to the provisions of the Act, the Authority may recognize well established and accredited laboratories in Pakistan or abroad to carry out testing of articles to ascertain the halal compliance of products, provide support services to industries for quality improvement and maintain record of laboratories for testing samples of articles or processes in relation to recognized halal standard.

12. **Power of inspectors.**—(1) The Authority shall issue to a certificate of appointment which shall be produced by the inspector on demand.

(2) The inspector may inspect any operation carried on in connection with any article, product or process, he may take samples of any articles or of any materials or substance used in any article or process in relation to which halal logo has been used.

(3) Subject to the provisions of the Act, the inspector may seize and detain for such time as may be necessary any article in respect of which he believes or any provision of this act has been contravened, he may stop, search or seize any premises or transport vehicle in which he believes on reasonable ground that any article subject to the provisions of the Act, is being transported or stored or manufactured and does not conform to halal standards.

13. **Agreements.**— The Authority may arrange agreements to assure halal products and services for recognition of halal trade by signing memorandum of understanding and mutual recognition agreement with halal regulatory bodies national, regional and international for recognition of halal articles being imported and exported with approval of the Board.

14. **Appointment of agents.**— Subject to the provisions of the Act, the Authority may appoint any person or laboratory or organization in Pakistan or outside Pakistan as its third party agent to act on its behalf for discharging any one or more of the following functions namely:-

- (a) to carryout function of manufacturing in Pakistan or outside Pakistan for allowing use of Pakistan halal logo for grant of certificate or licence;
- (b) to test sample of products to ascertain the conformity as per halal standard;
- (c) to collect market samples;
- (d) to carry out market surveillance and service for any goods articles, process, system or service for determination of their halal compliance.

15. **Inspection of halal articles.**—(1) The Authority may carryout inspection, through its officers or agents of goods, articles, processes, or services where halal logo is required or claimed under the Act.

(2) The pre and post inspection may be carryout in Pakistan or outside Pakistan at place of manufacture before dispatch or its place before entry in to Pakistan at its storage and sale point of use in Pakistan.

(3) The inspection may include inspection of quality control system, verification of record or testing of samples for determination of halal status.

16. **Budget.**—(1) The Authority shall prepare budget estimates for the next year and revised estimate for the year and shall forward it to the appropriate authority.

(2) The estimates shall be prepared separately on revenue and capital accounts.

(3) The estimates shall contain the following, namely:—

- (a) budget estimates for the current year;

- (b) revised estimates for the current year; and
- (c) budget estimates for the next year:

Provided that where the expenditure is of emergent or of essential character but provision thereof has not been given in the budget it shall be incurred only after the approval of the Authority.

17. **Appropriation and re-appropriation.**—(1) The fund provided in the sanctioned budget shall be deemed to be at the disposal of the Director General who shall have full powers to appropriate sums therefrom to meet the expenditure under different heads of the accounts for activities and purposes authorized and provided for in the budget:

Provided that funds shall not be appropriated or re-appropriated to meet the expenditure which has not been sanctioned by an authority competent to sanction it.

(2) The Director General shall have powers within the scope of budgeted activities and purposes to re-appropriate sums from one head of account to another:

Provided that funds shall not be re-appropriated.

- (a) to meet the expenditure on any new item of work not contemplated in the budget;
- (b) to meet the expenditure on the project involving construction which has not received any administrative approval and technical sanction from the competent authority;
- (c) from the provision made for any specified or any new item for expenditure in the budget for any other person;
- (d) from funds provided under plan heads to the non-plan heads from the expenditure and from capital to revenue and *vice versa*.

18. **Bank accounts.**—(1) Subject to the provisions of the Act and any other law for the time being in force in this behalf, bank accounts shall be opened in National Bank of Pakistan or any other bank approved by the Authority.

(2) All money belonging to the fund shall be deposited promptly in the bank.

19. **Annual report.**— (1) The Authority shall prepare its annual report and forward it to the Federal Government.

(2) The annual report shall give full account of the activity of the Authority during the previous year and shall include the audited accounts of the year and the report of the Auditor General of Pakistan.

20. **Accounts.**—The Authority shall maintain accounts of expenditure relating to each year and prepare annual statements of accounts consisting of income and expenditure and the balance sheet in accordance with Articles 169 and 170 of the Constitution of the Islamic Republic of Pakistan.

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