

# **The Punjab Prohibition of Kite Flying** **(Amendment) Act, 2024**

**1. Short title and commencement.-** (1) This Act may be cited as "The Punjab Prohibition of Kite Flying (Amendment) Act, 2024."

(2) It extends to the whole of Punjab.

(3) It shall come into force at once.

**2. Amendment of Section 2 of the Ordinance LIX of 2001.-**

(i) In Section 2(a) the definition of "District" shall be substituted with "District" means a district notified under the Punjab Land Revenue Act 1967 (XVII of 1967).

(ii) In Section 2(e) the definition of "prescribed" shall be omitted

(iii) In Section 2, the definition of child as (g) shall be added as under:-

"child" means a person under the age of eighteen years.

**3. Amendment of Section 3 of the Ordinance LIX of 2001:-** the words "and would be tried summarily under Chapter XXII of the Code of Criminal Procedure, 1898 (Act V of 1898)" shall be omitted.

**4. Amendment of Section 4 of the Ordinance LIX of 2001.-** In the Punjab Prohibition Kite Flying Ordinance (LIX of 2001), for brevity referred as 'the Ordinance', in Section 4:

a. In Sub-section 1 after clause (c), following new clause (d) shall be inserted:

(d) transport kite, metallic wire, nylon cord (tandi), any other thread coated with sharp mannjha or any other injurious material for the

purpose of kite flying, through courier, goods transport or any other mean of transportation."

After Section 4, sub-section (1) the following proviso shall be added:

"Provided that subject to Section 4(1), all such activities are totally banned".

b. Section 4(2) shall be omitted and the proviso under sub-section (2) shall be omitted

c. Section 4(3) is substituted as under:

**3(i)** A person, who contravenes the provision of sub-section (1)(a), shall be liable to imprisonment for a term not exceeding five years, but not less than three years, or to fine of two million rupees or to both and further imprisonment for one year if fine is not paid.

**(ii)** A person, who contravenes provision of sub-section (1)(b)(c)(d) shall be liable to imprisonment for a term not exceeding seven years, but not less than five years, or to fine of five million rupees or to both and further imprisonment for two years if fine is not paid.

**(iii)** A child who contravenes the provision of sub-section (1)(a), shall be liable to fine of fifty thousand rupees for the first time, if the child repeats the same offence shall be liable to fine of one hundred thousand rupees and shall be dealt with as per Juvenile Justice System Act 2018.

Provided that subject to section 4(3)(iii), if the child is unable to pay the fine, it shall be recoverable from the parents or guardians and is recoverable as arrears of land revenue.

d. Section 4-A shall be omitted.

e. Section 4-B shall be omitted.

f. Section 4-C shall be omitted.

**5. Amendment of Section 5 of the Ordinance LIX of 2001.-** In Section 5(a) the words "or section 4-A" shall be omitted.

6. **Amendment of Section 8 of the Ordinance LIX of 2001.-** Section 8-A shall be omitted.