

**THE WEST PAKISTAN PROHIBITION OF SMOKING IN CINEMA
HOUSES ORDINANCE, 1960.**

(W.P. Ordinance No. IV of 1960)

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[6th February, 1960]

**AN
ORDINANCE**

to prohibit smoking in cinema houses in the Province of West Pakistan.

WHEREAS, it is expedient to prohibit smoking in cinema houses in the Province of West Pakistan; Preamble.

NOW, THEREFORE, in pursuance of the Presidential Proclamation of the seventh day of October, 1958, and in exercise of all powers enabling him in that behalf, the Governor of West Pakistan is pleased to make and promulgate the following Ordinance:-

1. (1) This Ordinance may be called the West Pakistan Prohibition of Smoking in Cinema House Ordinance, 1960. Short title and extent.

¹[(2) It extends to the whole of the ²[Province of Khyber Pakhtunkhwa] except the Tribal Areas.]

2. In this Ordinance, unless the context otherwise requires, the following expressions shall have the meanings hereby respectively assigned to them, that is to say – Definitions.

(a) “cinema house” means any building, tent, or any roofed and enclosed structure, used ordinarily for the exhibition to the public, whether on payment or otherwise, of cinematographic films;

(b) “Government” means the Government of ³[Khyber Pakhtunkhwa].

(c) “management” means the person or persons responsible for managing a performance, demonstration or exhibition in a cinema house.

¹. Subs by W.P. Ord VII of 1964.

². In the same sub section (2) for the west “Province of West Pakistan”, the words “North-West Frontier Province”, subs. by Khyber Pakhtunkhwa Adapt, of Laws Order, 1975 and then subs by the word “Khyber Pakhtunkhwa” vide Khyber Pakhtunkhwa Act No.IV of 20011.

³.Subs..... ibid.

3. Whoever smokes, during any performance, demonstration or exhibition, in any part of a cinema house reserved for the audience or the spectators, shall be punished with fine which may extend to one hundred rupees. Penalty for smoking in cinema houses.

Explanation:- For the purpose of this section, a performance, demonstration or exhibition shall be deemed to commence when the audience or the spectators have entered the cinema house to witness the performance, demonstration or exhibition therein and to continue until they have left the house after the final closing of the performance, demonstration or exhibition.

4. Any police officer not below the rank of Sub-Inspector, may arrest without warrant any person who in his presence commits an offence punishable under section 3, but shall release him on his personal bond for attendance before a Magistrate on a specified date. Power to arrest without warrant.

5. (1) The management shall bring to the notice of the audience or the spectators, by posting notices prominently or by exhibiting slides, that any person smoking during a performance, demonstration or exhibition, in any part of a cinema house reserved for the audience or spectators, shall be liable to arrest without warrant and to fine. Management to post notices or exhibit slides.

(2) Whoever contravenes the provisions of sub-section (1) shall be punished with fine which may extend to one hundred rupees.

6. The District Magistrate or any officer authorized by him in this behalf, may, by general or special order in writing, direct that the provisions of this Ordinance shall not apply in respect of any cinema house or any performance, demonstration or exhibition therein. Power to exempt.

7. Government may make rules for carrying out the purposes of this Ordinance. Power to make rules.