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BALOCHISTAN PROVINCIAL ASSEMBLY SECRETARIAT.

NOTIFICATION.

Dated Quetta, the 08th June, 2017.

No. PAB/Legis:v(04)/2017/ 8833. The Balochistan Senior Citizens Bill (Bill NO.04 of 2017) having been passed by the Provincial Assembly of Balochistan on 20th May, 2017 and assented to by the Governor, Balochistan on 07th June, 2017 is hereby published as an Act of the Balochistan Provincial

Assembly.

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The Balochistan Senior Citizens Act, No III of 2017.

AN
ACT

to provide for the well-being,
comfort and other benefits to the Senior Citizens in
Balochistan and to make provisions for the welfare of
the Senior Citizens.

Preamble. WHEREAS the Constitution of the Islamic Republic
of Pakistan, 1973, enjoin on the state to alleviate the
sufferings of all the citizens, irrespective of sex,
caste, creed or race. Therefore, it is expedient to
make provision for the well-being, comfort and social
security to the Senior Citizens living in the Province
of Balochistan;

It is hereby enacted as follows:-

Short title, extent 1. (1) This Act may be called the Balochistan Senior
and Citizens Act, 2017.

commencement.

(2) It shall extend to the whole of Province of
Balochistan, except Tribal Areas.

(3) It shall come into force at once.

Definitions. 2. In this Act, unless there is anything repugnant in the
subject or context: -

(a) "Act" means the Balochistan Senior
Citizens Act, 2017;

(b) "Chairperson" Means The Chairperson of
the Council;

(c) "Council" means The Balochistan Senior
Citizens Welfare Councils established
under section 3 of this Act;

(d) "Senior Citizens" means a citizen of

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Establishment of
the Senior
Citizens Welfare
Council.

Pakistan of the age of 60 years or above
and a permanent resident of Balochistan;

(e) "Retired" means a person retired from
Government Service or any other such job in
Public or Private Sector, on attaining the
retirement age whatsoever it may be;

(f) "Government" means the Government of
Balochistan;

(g) "Allowance" means a Senior Citizens
Social Security Allowance:

(h) "Welfare" includes all such services relating
to social, economic, boarding, lodging and
legal protection of Senior Citizens;

(i) "Welfare packages/grants" welfare and
social security packages / grants announced
for welfare of the Senior Citizens by the

Provincial Government on the
recommendations of the Senior Citizens
Council;

(j) "Prescribed" means prescribed under the
rules; and

(k) "Rules" means the rules made under
section 11 of this Act.

3. (1) The Government shall establish a Council for the
purposes of this Act, to be known as Balochistan Senior
Citizens Welfare Council, which shall be constituted by
the Provincial Government and shall exercise the
powers conferred upon, and to perform the functions
assigned to it, under this Act.

(2) The Council shall be an independent, non-
profit body corporate by the above said name, having
perpetual succession and a common seal, with power,
subject to the provisions of this Act, to enter contracts,
acquire, purchase, hold and dispose of both movable
and immovable property and shall by its name, sue or

be sued.

(3) The Council shall be provided with necessary trained human resource which shall be responsible for providing secretariat support to the Council and to perform such other functions as may be assigned to them

Composition of 4. (1) The Government shall constitute the council which the Council. shall consist of____,

(a) Chairperson: An eminent Senior Citizen of good standing who has rendered services for the cause of senior citizen to be nominated by the Chief Minister/Government for a period of 3 years extendable for a period of three years;

(b) Vice Chairperson: Approved by the Council; and

(c) Members:-

i. Secretary, Social Welfare, Government of Balochistan.

ti. A representative from Finance Department.
(Not below the rank of Deputy Secretary)

ii. A representative from Planning and Development Department.
(Not below the rank of Deputy Secretary)

iv. A representative from Health Department.
(Not below the rank of Deputy Secretary)

v. A representative from Home Department.
(Not below the rank of Deputy Secretary)

vi. A representative from Law Department.

(Not below the rank of Deputy Secretary)

* vii. All Divisional Commissioners in

Balochistan. (Officer not below the rank of Deputy Secretary)

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viii. Director General, Social Welfare Department.

ix. Director, Bait-ul-Mal.

x. Chief Executive, Trust for Voluntary Organizations (TVO).

xi. President of the Association for the Welfare of Retired Persons.

xii. President Senior Citizen Association Balochistan Member/Secretary.

xiii. Four representatives of NGOs (two from Seniors Organizations and two from other NGOs preferably working for senior citizens) nominated by the Chairperson.

(2) The office of the Council shall be at Quetta.

(3) The Council has power to co-opt members from among persons who are experts in their respective fields, for advice on particular projects and matters under consideration.

(4) | The members of the Council, except the ex-officio members, shall be nominated office for a term of three years and extendable for another term of three years if approved by the Council.

(5) A member of the Council, other than an ex-officio member, may tender his resignation to Chairperson.

(6) The membership of ex-officio member may cease to exist in case he____,

- a) is guilty of misconduct;
- b) is adjudged an insolvent;
- c) is unfit to continue in office by reason of

infirmity of mind or body;

Procedure and
meeting of the
Council.

Member/Secretary
of the Council.

d) is convicted and sentenced to
imprisonment for an offence which
involves moral turpitude; or

e) lack of interest or absence for three or more
consecutive meetings of the council.

(7) Any casual vacancy in the office of a
member, other than an ex-officio member, shall be filled
by a person nominated by the Government and the
person so nominated shall hold office for the remaining
period of the term of his predecessor.

5. (1) The Council shall regulate its own
procedure which will be approved in a meeting of the
Council.

(2) The meetings of the Council shall be held at
least four times a year, and shall be presided over by the
Chairperson or, in absence, by the Vice chairperson and
in the absence of both of them by a member nominated
by Chairperson for purpose or a member chosen for the
purpose by the present members.

(3) One third of the total members shall constitute
the quorum and no quorum shall be necessary for the
adjourned meeting.

(4) All decisions of the Council shall be taken with
simple majority of the Council; the Chairperson shall
have a casting vote in case of tie.

(5) Decision of the Council shall be recorded by
the Secretary / member of the Council, who shall
circulate such decisions for confirmation to each member
and the Chairperson within fifteen days of each meeting.

(6) Secretary / Member shall be responsible for
implementation of the decisions of the Council under the
direction, supervision and control of the Chairperson.

6. Secretary / Member shall be the head of the
secretariat of the Senior Citizen Welfare Council,

Powers and
Functions of the
Council.

Balochistan, and perform his functions under the direct control and supervision of the Chairperson.

7. Powers and Function of the Council shall be;

(a)

(g)

(i)

to formulate policy proposal on aging in the light of Provincial commitment on the welfare of older persons and submit it to the Government for approval from time to time;

to conduct research and compile data on various aspect of aging for the wellbeing of Senior citizens for policy / plan formulation;

to work towards introduction of geriatrics as part of the syllabus of medical universities / colleges and institutions;

to propose arrangements in hospitals for better medical attention to Senior citizens;

to create facilities including clubs, for better social inter-action among Senior citizens;

to arrange workshops to educate Senior Citizens about life changes required for a healthy and stratifying old age;

to formulate proposals to accommodate the requirements of Senior Citizens in urban and rural planning and development schemes;

mobilization of financial resources for welfare of the Senior Citizens;

to approve appointments of all employees of the Council Secretariat and other institutions established for welfare and protection of Senior Citizens under the Council Act;

to constitute committees, assessment

boards and study group to assess and

Senior Citizens.

carry out welfare activities for Senior Citizens;

(k) to coordinate with government, non-government and international social and welfare organizations at national level;

(l) to make regulations/rules — for proper functioning of the Council including regulations for appointment of different Categories of employees under the administrative control of the Council:

(m) to publish reports and other material for guidance and welfare of Senior Citizens;

(n) to grant awards to the Senior Citizens in the fields of their expertise; and

(o) to create awareness in the public through organizing seminars, workshops, conferences and use of mass media.

to 8. (1) The Senior Citizens will be allowed the following privileges on the basis of senior citizen card:-

(a) Senior Citizens will be allowed free of charge entry to public museums, libraries, parks and recreation facilities projected for Senior Citizens in Province and Federal controlled;

(b) financial supports will be given to families that have the responsibilities of looking-after their senior citizens including parents;

(c) the hospital authorities will provide the following facilities in the hospitals___,

(i) separate counters for Senior Citizens in Hospital;

(ii) concession in medical and medicine charges; and

(iii) separate medical wards; and

in all the Public Offices, Banks, Railway Stations separate counters for Senior Citizens will be provided or given priority over others.

(2) The following measures shall also be taken for the welfare of the Senior Citizen :-

(a)

(d)

establishment of Senior Citizen homes to accommodate homeless, deserted and indigent aged persons;

inclusion of the subject Geriatrics in the curriculum of medical universities / colleges;

voluntary organizations will be encouraged and assisted to organize services such as day care, multi service citizens, reach out services, supply of disability related aids and appliances: and

recognize the services of prominent Senior Citizens through celebrations whenever required.

Senior Citizens 9, (1) There shall be a fund established by the Welfare fund. Government to be known as the Senior Citizens Welfare Fund, which shall consist of,

(a)

(b)

(c)

all grants, budgetary allocations made by the Government:

Donations, non-endowments, contributions made by the private individual organizations within country and abroad; and

All sums received by the Council from any other source including Pakistan Bait-ul-Mal, Profits Investment from funds, funds

generated by different motivated

Audit.

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campaigns and received from any lawful sources.

(2) Funds of the Council shall be maintained in a scheduled Bank with 'prior approval of the Government/Finance Department; and the same may be invested only in scheduled banks or other National Saving Banks "Blue Chip" Secure scheme. No investment will be made in stock market shares or used for speculation in any manner.

(3) The Fund shall be administered by the Council, which shall make such allocations for specific activities, as it may deem appropriate in line with the fulfillment of functions of the Council, as per sections 8 and 9 of this Act.

(4) The Government shall make annual budgetary allocations for the establishment and other charges of the Council. The accounting procedure for this fund will be prepared in consultation with Finance Department and Accountant General Balochistan.

(5) The Accounts of the Council shall be maintained in such form and manner as may be approved by the Council from time to time.

10. (1) The Accounts of the Fund shall be Audited by the Auditor General of Pakistan or such other authority as the Provincial Government may appoint in this behalf. The Accounts of the Council shall be maintained in such form and manner as may be prescribed and shall be audited yearly by an auditor to be appointed by the Provincial Government, being a person who is a Chartered Accountant with the meaning of Chartered Accounts Ordinance, 1961 (X of 1961).

(2) | The Secretary / Member shall after the end of every financial year, submit to the Council an audited annual statement of accounts of the Council together with the report of the auditor.

(3) The Secretary Member shall be personally liable for utilization of funds of the council according to

Audit.

10

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(3) The Secretary Member shall be personally liable for utilization of funds of the council according to

Power to make

rules.

Exemption.

Removal
difficulties,

of

11

aim, objects and purposes of the Council.

11. The Government of Balochistan may, by notification in the official gazette, make rules for carrying out the purposes of this Act.

12, The Senior Citizens Welfare Fund shall be exempted from all kinds of taxation or levies under any law in force for the time being. All donations made to the fund shall also be exempted from all taxes.

13. If any difficulty arises in giving effect to any Provision of this Act, the Provincial Government may, by Notification in the official gazette, may make such provisions, not inconsistent with the provisions of this Act, for the purpose of removal of such difficulty.

Secretary,
Balochistan Provincial Assembly.