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ISSUE OF BALOCHISTAN GAZETTE. SERVICES AND GENERAL ADMINISTRATION

J DEPARTMENT

a) (Regulations Section-II)

Dated Quetta, the 6t September, 2023

NOTIFICATION

No.SOR-II(16)5/2023-S&GAD/ 1470-86 In exercise of the powers conferred by Section 25 of the Balochistan Civil Servants Act, 1974 (Act No. IX of 1974), the Government of

Balochistan is pleased to make the following rules regulating the recruitment to the

Balochistan District Law Officers Service, and prescribing conditions of service for the persons appointed thereto, namely:- '

THE BALOCHISTAN DISTRICT LAW OFFICERS
SERVICE RULES, 2023

Service Rules No.III of 2023 fs 3

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PART-I-GENERAL 'e

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Short title and commencement.— (1) These rules may be
District Law Officers Service Rules, 2023".

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{2} They shall come into force at once.

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

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or context,-

(a) "Act" means the Balochistan Civil Servants Act, 1974 (Act No.IX of 1974);

(b) "Appendix" means the Appendix annexed to these rules;

(c) "Appointing Authority" means the appointing authority as specified in rule 4;

(d) "Board" means a Board of Intermediate and Secondary Education established by law in Pakistan or any other educational authority or institution declared by Government in consultation with Commission to be a Board for the purpose of these rules;

(e) "Basic Pay Scale (BPS)" means the Basic Pay Scale of a post as specified in column 2 of the Appendix and such other post in the Service as may be specified by the Government from time to time for the purpose of these rules;

- (f) "Commission" means the Balochistan Public Service Commission;
- (g) "Department" means the Balochistan Law and Parliamentary Affairs Department;
- (h) "Government" means the Government of Balochistan;
- (i) "Initial recruitment" means appointment made otherwise than by promotion or transfer from another Service / Department/ Post;

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(j) "Post" means a post as specified in column 2 of the Appendix and such other

post in the Service as may be specified by the Government from time to time
for the purpose of these rules;

(k) "Provincial Selection Board" means a Board constituted by Government under

rule 6-A of the Balochistan Civil Servants (Appointment, Promotion and
Transfer) Rules, 2009;

(l) "Recognized Institute" means any institute established by law in Pakistan or
any other Institute declared by the Government in consultation with the
Commission to be a recognized Institute for the purpose of these rules;

(m) "Recognized University" means any University established by law in Pakistan
or any other University declared by the Government in consultation with the
Commission to be a recognized University for the purpose of these rules;

(n) "Rules" means the Balochistan District Law Officers Service Rules, 2023;

(o) "Service" means the Balochistan District Law Officers Service; and

(2) Words and expressions used but not defined herein above sub-rule (1), unless
the context otherwise requires, shall have the same meanings as assigh
Act.

PART-II-RECRUITMENT

3. Eligibility and Composition of the Service — (1) No perso!

foreign national shall be eligible for appointment to the Service.

(2) The restriction imposed hereinabove sub-rule (1), may be relaxed by
Government in case of a person who is married or proposed to marry a foreign national of
any country recognized by the Government of Pakistan.

(3) The Service shall comprise of the posts as specified in column 2 of the
Appendix and such other posts as may be determined by Government from time to time.

4. Appointing Authority— Appointment to the posts in the Service shall be made by
the appointing authority as specified in rule 4 of the Balochistan Civil Servants
(Appointment, Promotion and Transfer) Rules, 2009.

5s Method of Recruitment.—(1) The appointment to the posts and Basic Pay Scales
of the post in the Service shall be as spec ified in column 4 of the Appendix.

(2) All the posts for initial recruitment shall be filled from amongst the candidates
domiciled/local of Balochistan.

6. Age.— No person shall be appointed to the Service by initial recruitment who is:-

(a) less than 27 years and more than 45 years of age for the posts in BPS-19; and
(b) less than 25 years and more than 35 years of age for the post in BPS-18;

Provided that only the upper age limit may be relaxed in terms of rules 3 and 4 of the

Balochistan Government Initial Appointment to Civil Service Posts (Age and Relaxation of Upper Age Limit), Rules, 2012.

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Qualification — (1) No person shall be appointed to a post and Basic Pay

Seale in Service by Initial recruitment, unless he possesses the qualifications prescribed for the post in column 3 of the Appendix.

(2) No person, not already in Government Service, shall be appointed to the Service unless he produces a certificate of character from the Principal /Acadernic Officer of the academic institution last attended and also certificates of character from two other responsible persons/ gazetted officers, not being his relatives and who are well acquainted with his character and antecedents.

(3) No person shall be — by initial recruitment to the Service u unless he is purpose

8. Probation.— A person appointed to a post in the Service on regular basis shall remain on probation for a period as prescribed in rule 2-A of the Balochistan Civil Servants (Confirmation) Rules, 2012.

9, Confirmation.— After satisfactory completion of the probationary period, a civil servant appointed on probation under rule 8; provided that he holds a substantive post, shall be eligible for confirmation in service or a post or a Basic Pay Scale as prescribed in rule 20 of the Balochistan Civil Servants (Appointment, Promotion and Transfer) Rules, 2009 and in rule 3 of the Balochistan Civil Servants (Confirmation) Rules, 2012.

10 Seniority— (1) The inter sé Seniority of the members of the Service appointed to the posts in the same Basic Pay Scale shall be determined as prescribed in rule 21 of the Balochistan Civil Servants (Appointment, Promotion and Transfer) Rules, 2009 and in the Balochistan Civil Servants (Seniority) Rules, 2008.

ii. Liability to Transfer and Serve— The members of the Service shall be liable to—
(a) transfer anywhere in Balochistan; and

(b) to serve in any department of Government or any local authority or statutory body setup or established by Government:

Provided that where a member of the Service is required to serve in a post outside his Service or cadre, his terms and conditions of service as to his pay shall not be less

favourable than those to which he would have been entitled, if he has not been so required to serve.

(2. General Rules— _In all matters not expressly provided for in these rules, members of the Service shall be governed by such rules as have been or may hereafter be prescribed by the Government and made applicable to them.

13. Relaxation.—Any provision of these rules, for reasons to be récorded in writing, may be relaxed in individual cases, if Government is satisfied that a strict application of the

rules would cause undue hardship to the individual concerned:

Provided that wherever such relaxation involves a question on which consultation with the Commission is mandatory, the Commission shall be consulted before the relaxation is made.‘

14 Delegation.—The Government may delegate all or any of its powers under these rules, to any officer subordinate to it.

15. Repeal— The Balochistan District Law Officers Service Rules, 1983 are hereby repealed.

BY ORDER OF
GOVERNOR BALOCHISTAN
CHIEF SECRETARY
BALOCHISTAN

The Chief Controller,

Printing and Stationery Department,
Balochistan, Quetta for publication

and provision of 20 copies of the Gazette.

No. Even. Dated. Even.

A copy is forwarded for information to:-

The Senior Member, Board of Revenue Balochistan, Quetta.

The Additional Chief Secretary (Dev:), GoB, P&D Department, Quetta.

The Chairman, Chief Minister's Inspection Team, Quetta.

The Principal Secretary to Governor Balochistan, Quetta.

The Principal Secretary to Chief Minister Balochistan, Quetta.

. the Registrar, Balochistan Service Tribunal, Quetta.

"The Secretary, GoB, Law and Parliamentary Affairs Department, Quetta with reference to his letter No.4-93/Law/83/246 dated 7h August, 2023.

8. The Accountant General Balochistan, Quetta.

9. The Additional Secretary (Staff) to Chief Secretary Balochistan, Quetta.

10. The Secretary, Balochistan Public Service Commission, Quetta.

11. The Deputy Secretary (Services-III) S&GAD, Quetta.

12. All the Under Secretaries/Section Officers in S&GAD, Quetta.

13. The Private Secretary to Secretary S&GAD, Quetta.

14. The P.A to Additional Secretary (Regulations) S&GAD, Quetta.

1S. The P.A to Deputy Secretary (Regulations) S&GAD, Quetta.

16. Master File.

Sor See Ss

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APPENDIX

{See Rules 2 (1) (b) 3 (3), 5 & 7 (1)}

menial

of the post

Nomenclature and
No. | basic pay scale (BPS)

Minimum qualification for

initial recruitment

Method of recruitment

3

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| Senior District
| Attorney,
| (BPS-20).

— eee

2 | District Attorney,
| (BPS-19).

j—

(a)

(b)

Bachelor's Degree in
Law (LL.B) (at least in
Second Division) from a
recognized University;
and

having at least seven
(7) years' experience as
an advocate or
Government Pleader.

| Assistant District
Attorney,
(BPS- 18).

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|
|
(b)

Bachelor's

=
's Degree in | By initial recruitment.
Law (LL.B) (at least in

Second Division) from a
recognized University;
and

having at least five (5)
years' experience as an
advocate

Government Pleader. |

Attorneys (BPS-19) having at

(a) For members of the service

appointed in BPS-18 and later
on promoted in BPS-19.

By promotion from amongst
the members of the Service
holding the posts of District
Attorneys (BPS-19) having at
least twelve (12) years' service
in BPS-18 and above, on
seniority cum fitness basis.

Or

(b) For members of the service

appointed directly in BPS-19.

By promotion from amongst
€ members of the Service
olding the posts of District

least seven (7) years' service
as such, on seniority cum
fitness basis.

(a) 80% by promotion from
amongst the members of
the Service holding the
posts of Assistant

District Attorneys (BPS-18) having at least seven (7) years' service as such, on seniority cum fitness basis; and

(b) 20% by recruitment.

initial

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