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The Baluchiston Gazette  
PUBLISHED BY AVTHQRITY ‘

Me. 12 QUETTA TUESDAY JANUA! 18, 1943.

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GOVERNMENT OF BALUCHISTAN  
LAW DEPARTMENT.

NOTIFICATION

Dated Quetta the 16th Janui), 1983.

No. Legis: 1-21/Law/73. The followirg Orcirance mede by ..8 Governor of  
Béluhisten on the 16th January 1968, is hetey published for general information:-

BALUCHISTAN\_.ORDINANCE NC, I OF 1983,

THE BALUCHISTAN wuBuc SINANCS. os coynaeion (AMEN DMENT)

AN  
ORDINANCE

further to amend the Baluch'stan Public Service Commission Ordinance,  
1978 (li of 1978).

Printed by the Manager Government Printing & Stationery Département  
Baluchistan, Quetta. D.No. 614-450-Copies-2-83.

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Preamble. WHEREAS it is expedient further to amend the Balochistan Public Service, Commission Ordinance, 1978 (II of 1978) for the purpose hereinafter appearing:

AND WHEREAS the Governor is satisfied that circumstances exist which render it necessary to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by Article 128 of the Constitution, with Article 2 of the Provisional Constitution Order, 1981 (C.M.L.A. Order No. 1 of 1981) Governor of Baluchistan is pleased to make and promulgate following Ordinance:—

Short title and a @ This Ordinance may be called the Baluchistan Public Commission Service Commission: (Amendment) Ordinance, 1983.

(2) It shall come into force at once .

Amendment in 2 In the Baluchistan Public Service Commission Ordinance,

2 of 1978, clause (b) of section 2 shall be re-numbered as clause (d) and

addition of the ~ additional clauses shall be added after clause (a) :—

8. :

(b) "Government" means the Government of Baluchistan;

(ce) "Governor" means the Governor of Baluchistan;

(e) "prescribed" means prescribed by rules; and

(f) "Service of Pakistan" means the Service of Pakistan as defined in the Constitution of Islamic Republic of Pakistan, 1973.

The word "and" appearing in the last line of clause (a)

of section 2 shall be omitted.'

Amendment in a In section 3 the following new sub-section shall be

Section 3 of added:

Ordinance I!

of 1978.

Amendment in one

4 of  
Ordinance I!  
of 1978.

(5) No proceeding or act of the Commission shall be invalid merely on the ground of

existence of any vacancy  
in, or any defect in the constitution of the Commission."

For section 4 the following shall be Substituted, namely:

a Member shall not exceed five

Provided that a Member may be reappointed for  
another term not exceeding three years:

Terms of office of a Member~ (1) The term of office of  
years:

Amendment in  
Section 5 of

Ordinance II  
of T9378.

Amendment in  
Section 6 of  
Ordinance II  
of 1978.

3

Provided further that a Member, who immediately before his appointment as Member was holding a post in the Service of Pakistan, may be transferred in public interest before the expiry of his term of office.

(2) A Member may resign his office by writing under his hand addressed to the Governor.“

5. in sub-section (2) for clause (ii) the following shall be substituted, namely:-

(ii) to debar a Member who, immediately before his appointment as Member, was holding a post in the Service of Pakistan and has not attained the age of superannuation prescribed by law applicable to him as a civil servant at the time of his ceasing to hold office as Member, to hold a post as civil servant till he superannuates or retires or otherwise ceases to hold Post as civil servant. "

6. For section @ the following shall be substituted,

namely---

6. Removal from office- (1) If the Governor is of the opinion that the Chairman or Member, by reason of physical or mental incapacity, is unable to perform his duties or is guilty of misconduct, he shall appoint a Judge of the High Court of Baluchistan, to inquire into the matter.

(2) If after holding the inquiry, the Judge submits a report that the Chairman or Member is incapable of performing his duties or is guilty of misconduct, the Governor may, notwithstanding the provisions of section 4, remove such Chairman or Member.

Explanation-For the purpose of this subsection, "misconduct" means conduct prejudicial to the good

order of service discipline or contrary to the rules of conduct applicable to Civil Servants of the Province of Baluchistan or unbecoming of an officer and a gentleman and includes any act on the part of the Chairman or a Member, to bring or attempt to bring political or other outside influence directly or indirectly to bear on Government or any Government Officer, in respect of any matter relating to his retention as such Chairman or Member, punishment, retirement or other conditions of his service and includes

i) conviction for an offence involvi

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dy ontye participation in eectarien, oomm-  
ungl @r political controversy;

(iii) perpistent disregard of the regulations rela-  
ting to conduct of affeirsof Commission;

(iv) appuraing & style of living beyond his legr  
timate means.

(3) For the purpose of inquiry under  
tion the eS shall on power vested in a Civil

F506 part ¥ of Civil Procedure,  
had Vot {08 in top respect of the following matters,

(ly Po rye the attendance of anyperson and examining  
him oh oath;

(Uy requiring thé discovery of documents;

(ili) receiving evidence on affidavite;

(iv) issuing sociation for examination of witnagkes of  
documents.

oe 7" y A In section 10 the word "Provincial" shall be deleted.

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Dated Quetta, the LT, GENERAL RAHIM UD DIN KHAN,  
1@ January, 1983, GOVERNOR BALUCHISTAN,  
QAISAR daq BHORIER  
SECRETAR

GOVERNMENT OF JALUCHISTAN,  
LAW DEPARTMENT,