

THE BALOCHISTAN PUBLIC SERVICE COMMISSION
(AMENDMENT) ACT, 2018

(Baln. Act X of 2018)

CONTENTS

SECTIONS

Preamble.

1. Short title and commencement.

2. Amendment of Section 3, Act II of 1989.

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'THE BALOCHISTAN PUBLIC SERVICE COMMISSION
(AMENDMENT) ACT, 2018

(Balochistan Act No. X of 2018)

[25" June, 2018]

An Act to further amend the Balochistan Public Service Commission Act, 1989 (Act II of 1989) to bring it in conformity with the Article 242 of the Constitution of Islamic Republic of Pakistan, 1973 as amended under Constitution (Eighteenth Amendment Act, 2010 (Act No. X of 2010).

Preamble. WHEREAS, it s expedient further to amend the Balochistan Public Service Commission Act, 1989 (Act No. II of 1989), for the purpose hereinafter appearing;

It is hereby enacted as follows: —

Short title and 1. (1) This Act may be called the Balochistan Public commencement. Service Commission (Amendment) Act, 2018.

(2) It shall come into force at one.

Amendment of 2. In the Balochistan Public Service Commission Act, 1989 Section 3, Act II (Act II of 1989), in section 3, — of 1989.

(1) in sub-section (1), for the words "in consultation with" appearing after the word "Governor" the words "on the advice of" shall be substituted.

(2) After sub-section (3), the following new sub-sections shall be added, namely: —

"(3-A). The Governor may within fifteen days require the Chief Minister to reconsider such advice, whether generally or otherwise, and the Governor shall, within ten days, act in accordance with the advice tendered after reconsideration.

(3-B). If the Governor somehow omits to require the Chief Minister to reconsider such

1 This Act was passed by the Provincial Assembly of Balochistan on 30" April, 2018, which further on return by the Governor

Article 116 (2) (b) of the Constitution of Islamic Republic of Pakistan, 1973, again passed on 30" May, 2018 and sent to the Governor on 30" May, 2018 for his assent, but was not assented within the stipulated period of ten days; whereafter, it has been deemed to be assented to in terms of clause (3) of Article 116 of the Constitution of Pakistan; and, first published in the Balochistan Gazette (Extraordinary) No. 134, dated 25" June, 2018.

advice or after such reconsideration omits to act in accordance with the advice so reconsidered, after lapse of fifteen days or ten days as the case may be, such advice shall be deemed to have been acted upon in the manner so tendered or reconsidered.

(3-C). The question whether any, and if so what, advice was tendered to the Governor by the Chief Minister, shall not be inquired into or by any court, tribunal or other authority."