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EXTRAORDINARY |

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THE BALOCHISTAN GAZETTE

PUBLISHED BY AUTHORITY

NOL 100 QUEEN MONDAY SEPTEMBER 3, 2007.

GOVERNMENT OF BALOCHISTAN
LAW AND PARLIAMENFARY AFFAIRS
DEPARTMENT.

NOTIFICATION.

Dated Quetia. the 3) Spetember. 2007

No. Legis: 1-168 Law 2007 the following Ordinance made by the

Govemor of Balochistan on ES" August 2007) es hereby published for general
Information

BALOCHISTAN ORDINANCE NO. NEE OR 2007,

FHE PROVINCIAL EMIPLOVEES GROUP INSURANCE ORDINANCE, 2007.

bemed by the Controller, Goverment Printing and Stationers: Departinent Balochistan, Quetta

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AN
ORDINANCE

to establish for the common benefit of the employces of the

Provincial Government to provide for their group insurance;

WHEREAS it is expedient to establish a Group Insurance for the
common benefit of the employees of the Provincial Government to provide

for their group insurances

AND WHEREAS the Provincial Assembly of Balochistan is not in session
and the Governor is satisfied that circumstances exist which render it

necessary to take immediate action;

NOW, THEREFORE, in exercise of powers conferred by clause (1) of
Article 128 of the Constitution of Islamic Republic of Pakistan, the
Governor of Balochistan is pleased to make and promulgate the following

Ordinance:-

It is hereby enacted as follows: -

CHAPTER 1
PRELIMINARY

1 Short title, extent and commencement. (1) This
Ordinance may be called the Provincial Employees Group Insurance

Ordinance, 2007.

(2) It extends to the whole of Balochistan except tribal areas and

applies to every employee wherever he may be

(3) It shall come into force at once

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Definitions. In this Ordinance, unless there is anything

repugnant in the subject or context,

“ey

rovermentl means the Government of Balochistan.

“Group Insurance” means the Provincial Employees Group Insurance established under section 10;

“Board” means the Board of Trusices set up under section 4;

“Employees” means any person who is a member of civil service of the Province or who holds a civil post in connection

with the affairs of the Province;

and includes anv such person, olficer, servant or member of the staff

who is -

iti)

iv}

(4)

on deputation elsewhere or on foreign service within the

meanings of the Fundamental Rules,

undergoing study or training in or outside Pakistan:
on leave, or

under orders of suspension

“family” means -

in the case of a mide employee. the wife or wives, and in the case of female emptovec the husband of the emploveec, and Mother;

Father;

Unmarried sisters below the age of 21 vears and widowed

siste

3) anid

brothers below the age of 21 years.

(4)

(5) "Insuranee Fund" means the Provincial Employees Insurance

Fund established under secuion 12;

(o) "Prescribed" means prescribed by rules;

(7) "Retired Government Employee" Retired Government employee includes an employee who opt to retire after completing 25 wears qualifying service or who has attamed the age of superannuation be. OO years.

(3) "Rules" mean rules made under this Ordinance.

3. This. Ordinance to override other laws: - The provisions of this Ordinance shall have effect notwithstanding anything contained in any other law, rule, order, notification, contract, ordinance or other document or instrument; but nothing herein contained shall affect the right to receive any pension, provident fund, gratuity or other benefits accruing to the employee on his retirement or invalidation or to his

family upon his death otherwise than under this Ordinance.

CHAPTER II

BOARD OF TRUSTEES

4 Board of Trustees.- (1) There shall be set up a Board to be known as the Board of Trustees of the 'Provincial Employees Insurance

Fund which shall consist of the following namely: -

() Chief Secretary Balochistan. Chairman.

{il} Finance Secretary, Member.
Government of Balochistan.

(mt) Secretary Labour & Manpower, Member.
Goverment of Balochistan

(iv) Secretary, Industries Deparunent, Member.
Government of Balochistan

{v} Additional Secretary. Member.

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Communication & Works Deptt.

Additional Secretary, Member

Law Department.

Additional Secretary, S@GAD Member

Additional Secretary, Members Scretary

Finanee Department.

Board to be body corporate:- The Board shall be a body

corporate having perpetual sticcession and a@ Common seal with power,

subject to the provisions of this Ordinance, to acquire, hold and dispose

of property both movable and immovable and shall by the aforesaid name

sue or be sued.

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Head Office:- The head office of the Board shall be at

Powers of the Board:- The Board shall have powers:-

(a} to settle claims for sums assured under this Ordinance

and all matters connected with such claims:

(b} to sanction grant from the Group fnsurance to the employees or their families in accordance with the

provistons of this Ordinance and the rules;

(c) to do or cause to be done all acts and things necessary for the proper administration and management of the

moneys or properties it the Group lasurance,

(dj to Sanction expendiuiure connected with the

administration and management of the Group Insurance.

(6)

fel to make arrangement for the insurance of the life of the employees to give effect to the provisions of +his

Ordinance;

(f} to invest moneys held in the Group Insurance in

profitable ventures:

to appoint or employ such persons as it considers

necessary for the efficient performance of its operations

on such terms and conditions as it may determine;

(h) to do or cause to be done all things ancillary or incidental to any of the aforesaid powers or to the purposes of the

Grotip Insurance.

&. Meeting of the Board:- (i; The mectings of the Board shall

be held at Quetta.

(2) To constituie a quorum at a meeting of the Board, the

nuimber of members present shall be five

(3) Each member of the Board shall have one vote and in the

event of equality of votes the Chairman shall have a casting vote.

t+] The meetings of the Board shall be presided over by the

Chairman and by the Finance Scerctary in the absence of the Charman.

{5) All orders and decisions of the Board shall be atithenticated by the signature of the Chairman ov of such other member as inav have

been authorized by the Board

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(7)

9. Delegation of powers:- The Board may, for facilitating the discharge of its function and ensuring efficient operation of the Insurance Fund, delegate to Member (s) of the Board, subject to such conditions and limitations, if any, as may be specified therein, such of its

powers and duties under this Ordinance as it may deem necessary.

CHAPTER III

GROUP INSURANCE

10. Insurance of employees.- Subject to the provisions of this Ordinance, in the event of retirement or the death of an employee during

employment, occurring by whatsoever

cause, the Board shall pay to the retired employee or to the family of the deceased employee a sum as may

be prescribed.

11. Arrangements with Insurance Company etc:- The Board may from time to time if considered necessary arrange for the insurance of the life of the employees in sums as may be prescribed with such Insurance Company or other insurer and for such period as it deems fit, and where any such arrangement subsists, the liability to pay the said specified sums shall devolve upon the insurance company or

other insurer.

12. Provincial Employees Insurance Fund:- (1) There shall be established a fund to be called the Provincial Employees Insurance

Fund which shall vest in and be held and administered by the Board.

{2} All sums received from the employees as premium for the group Insurance of the employees and any interest or profit accruing

thereon shall be credited to the Insurance Fund

(3) The moneys credited to the Insurance Fund shall be kept in

such banks /financial institutions as the Board may decide

(8)

(4) All payments made under section 10, the expenses on any arrangement entered into by the Board with any insurance company or other insurer as provided for in section 11 and all expenses on the administration of the Insurance Fund shall be defrayed from the

Insurance Fund.

(5) Any sums remaining in the Insurance Fund after defraying the expenses referred to in sub-section (4) may be utilized for such purposes connected with the benefit of the employee and their families as

the Board may direct

(13) Payment of premium:- (1) Every employee shall be liable to pay to the Insurance Fund such sum of money as may be determined by the Board as premium for the insurance as provided for in this Chapter and the amount of such premium shall as far as be possible be deducted at the

source from his pay and credited or remitted to the Insurance Fund

(2) Where the amount of premium cannot for any reason be deducted from the pay of the employee, the employee shall remit to the Insurance

Fund the sum of premium payable by him, and any premium remaining

unpaid due to inadvertence or negligence of the employee or otherwise

shall be recoverable from him in such manner as may be

(3) Default in the payment of premium either for the reason that the pay of the employee was not drawn or due to his negligence or fault or for any other reason whatsoever shall not affect the right of the employee or his family to receive the sum assured in the event of his retirement or death of the employee, but the premium remaining unpaid at the time of his

retirement or death may be recovered from the assured amount.

(9)

14. Payment of the sum assured:- (1) At the time of retirement or the death of an employee, the sum assured shall be paid to the employee or such member or members of his family as he might have nominated in accordance with the rules in full or in the shares specified by him at the time of making the nomination or in absence of any nomination to the family member(s) receiving pension of deceased Govt. employee. At the rate specified in column 2 of the schedule within 60 days. Provided that those retiring employees before 01-01-2009 shall be paid the actual amount of their

contribution plus a reasonable increase not exceeding Rs.50,000/-.

CHAPTER IV GENERAL

15. Audit and accounts.- (1) The accounts of the Insurance Fund shall be maintained in such manner and form as the Board may from time to time,

direct and by such officer (s) as the Board may appoint.

(2) The accounts of the Insurance Fund shall be audited by Local Fund Audit or Auditor General of Pakistan or any registered Chartered Accountant

as the Board may decide.

(3) Audit Report of the Accounts shall be submitted to the Board for appropriate action.

16. Protection of action taken in good faith.- No suit, prosecution or other proceedings shall lie against the Board or any officer or other authorized person for anything done in good faith or purporting to

have been done in pursuance of this Ordinance or the rules.

17. Power to make rules.- The Government may make rules for the purpose of giving effect to all or any of the provisions of this Ordinance,

(16)

1s. Removal of Difficulties. If any difficulty arises in giving effect to any of the provisions of this Ordinance the Government may m-ke such Order. not inconsistent with the provisions of this Ordinance, as nay appear to him to be necessary for the purpose of removing the

difficulty.

Dated Quetta, the (OWAIS AHMED GHANI)
4 5 GOVERNOR BALOCHISTAN
TS) Aueust, 2007

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Section 14) SCHEDULE

{See Rule 6)

GROUP INSURANCE

The rate of contribution to the Provincial Employees Group Insurance Fund and the amount of sum assured to be paid to the employees or to the family of an employee, with effect from 1st July,

2007, shall be as under:-

GRADE OF GOVT | ASSURED SUM ON | MONTHLY DEDUCTION

SERVANT RETIREMENT / DEATH | OF PREMIUM

| (in rupees)

TBPS 01-04 ~ 120,000 00 120

“pps OS10 7 150,000 150

BPST115 250,000, 50

BPS 16> 400,000 406

BPS18 798,000 700

BPS19 0 500000 7 800

3PS 20 & above | « 1,000,000 SSS™S™~™~«S; OD

The sum assured will be paid to employee or his family at the time of retirement or death according to his last Pay Scale/Grade. In case employee has been promoted after his retirement/death the differential amount shall be paid according to the revised grade/pay

subject to payment of difference in premium.

(10)

18. Removal of Difficulties: If any difficulty arises in giving effect to any of the provisions of this Ordinance the Government may make such Order, not inconsistent with the provisions of this Ordinance, as may appear to him to be necessary for the purpose of removing the difficulty.

Dated Quetta, the (OWAIS AHMED GHANI)

15 August, 2007 GOVERNOR BALOCHISTAN