

EXTRAORDINARY
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ISLAMABAD, MONDAY, DECEMBER 22, 1975

PART I

Acts, Ordinances, President's Orders and Regulations

NATIONAL ASSEMBLY SECRETARIAT

Islamabad, the 22nd December, 1975

The following Acts of Parliament received the assent of the President on the 9th December, 1975, are hereby published for general information :—

ACT No. LXXXH of 1975

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An Act to provide for the salaries, allowances and privileges of the Chairman of the Senate and the Speaker of the National Assembly

— WHEREAS it is expedient to provide for the salaries, allowances and privileges of the Chairman of the Senate and the Speaker of the National Assembly, and for matters connected therewith ;

It is hereby enacted as follows :—

1. Short title and commencement.—(1) This Act may be called the Chairman and Speaker (Salaries, Allowances and Privileges) Act, 1975.

(2) It shall come into force at once and shall be deemed to have taken effect on the fourteenth day of August, 1975.

2. Definition.—In this Act, unless there is anything repugnant in the subject or context,—

(a) “Assembly” means the National Assembly ;

(b) “Chairman” means the Chairman of the Senate as defined in the Constitution when he is not performing the functions of President ;

(c) “family”, in relation to the Chairman or the Speaker, means his wife

or wives, legitimate children and step children residing with and wholly dependent on him ;

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16. Compensation in case of air accidents.—(1) If the Chairman or the Speaker, while travelling by air on official duty, by any flight, scheduled or unscheduled including flight in a Government-owned aircraft of any type), dies or receives an injury as a result of an accident, the Government shall pay to the person or persons referred to in sub-section (2) a sum of one lakh and fifty thousand rupees in the case of death and an amount to be determined by the Government having regard to scales of compensation applied by insurance companies in like cases, in the case of injury.

(2) The compensation shall be payable, in the case of injury, to the Chairman or, as the case may be, the Speaker, and, in the case of death, to such member or members of his family, or, if there be no such member, such other person or persons, as may be nominated by him, and in the absence of such nomination to his heirs.

(3) A nomination under sub-section (2) may be made, revoked or altered by a notice in writing signed by the Chairman or, as the case may be, the Speaker and addressed to the Accountant General, Pakistan Revenues.

17. Leave.—(1) The President may grant to the Chairman and the Speaker during his term of office, at any one time or from time to time, leave of absence for urgent reasons of health or private affairs, for a period not exceeding in the aggregate three months.

(2) The Chairman and the Speaker shall be entitled to receive leave salary of four thousand rupees per mensem.

18. Additional privileges—The Federal Government may grant to the Chairman and the Speaker such additional privileges as it may "decent"

19. Power to make rules.—The Federal Government may, by notification in the official Gazette, make rules for carrying into effect the provisions of this Act.

20. Repeal.—The Speaker's Remuneration and Privileges Ordinance, 1965 (V of 1965), the Speaker's Allowances and Privileges Order, 1970 (P.O. No. 23 of 1970), and the Chairman and Deputy Chairman of Senate (Salaries, Allowances and Privileges) Order, 1973 (P.O. No. 17 of 1973), in so far as it relates to the Chairman, and the Chairman and Speaker (Salaries, Allowances and Privileges) Ordinance, 1975 (IX of 1975) are hereby repealed.

ACT No. LXXXII OF 1976

whereas

An Act to provide for the salaries, allowances and privileges of the Deputy Chairman of the Senate and the Deputy Speaker of the National Assembly

WHEREAS it is expedient to provide for the salaries, allowances and privileges of the Deputy Chairman of the Senate and the Deputy Speaker of the National Assembly, and for matters connected therewith;

It is hereby enacted as follows :—

1. Short title and commencement—(i) This Act may be called the Deputy Chairmen and Deputy Speaker (Salaries, Allowances and Privileges) Act, .

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(2) It shall come into force at once and shall be deemed to have taken -

effect on the fourteenth day of August. 1975.

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

(a) "Assembly " means the National Assembly ;

(b) "Deputy Chairman" means the Deputy Chairman of the Senate as defined in the Constitution when he is not acting as Chairman ;

(c) "Deputy Speaker" means the Deputy Speaker of the Assembly as defined in the Constitution when he is not acting as Speaker ;

(a) "family", in relation to the Deputy Chairman or the Deputy Speaker, means his wife or wives, legitimate children and step children residing with and wholly dependent on him ;

(e) "maintenance" in relation to a residence includes the payment of local rates and taxes and the provision of water, gas and electricity ;

_ (f) "official business", in relation to the Deputy Chairman and the Deputy Speaker respectively, means attending the sessions of the Senate, the Assembly and the Joint Sittings of Parliament, and includes such other functions or duties connected with the business of Parliament as may be performed or discharged by the Deputy Chairman and the Deputy Speaker ;

(g) "official residence" means the house reserved from time to time for use by the Deputy Chairman or the Deputy Speaker and includes the staff quarters and other buildings appurtenant to, and the gardens of, the residence ;

(h) other words and expressions used but not defined in this Act have the same meaning as in the Constitution of the Islamic Republic of Pakistan or in the Fundamental and Supplementary Rules.

3. Salary.—There shall be paid to the Deputy Chairman and the Deputy Speaker a salary at the rate of three thousand rupees per mensem :

Provided that, if a person who has retired from the service of Pakistan is elected as Deputy Chairman or Deputy Speaker after the commencement of this Act, his pension shall be held in abeyance and shall not be payable for the period he holds the office of Deputy Chairman or Deputy Speaker.

4. Equipment Allowance.—The Deputy Chairman and the Deputy Speaker may, on his election as such, draw one thousand and five hundred rupees as

an allowance for equipping himself :

Provided that, during the ten years immediately preceding the said election,

he had not drawn an allowance for the same purpose upon election or appoint-

- ment as Chairman, Deputy Chairman, Speaker, Deputy Speaker, Federal Minister, Governor or Minister of State or to 2 diplomatic office.

5. Allowances on taking up and laying down the office.—(1) The Deputy Chairman and a Deputy Speaker shall be entitled to claim actual expenses to the extent mentioned below from his ordinary place of residence to the seat of the Senate or, as the case may be, the Assembly on taking up office and from the

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seat of the Senate or the Assembly to his ordinary place of residence on laying down office :—

(a) the actual travelling expenses for himself and his family ;
(b) the cost of transporting personal servants, not exceeding two, by the lowest class of accommodation ; and

(c) the cost of transporting household effects, not exceeding one hundred and twenty maunds, by goods train, steamer or other craft, excluding aircraft, and his personal car, if any.

(2) No claim shall lie for any travel or transportation not performed or effected within six months of the date of taking up or laying down office, as the case may be.

6. Sumptuary allowance.—The Deputy Chairman and the Deputy Speaker shall receive sumptuary allowance at the rate of six hundred rupees per mensem.

. wt.—The Deputy Chairman and the Deputy Speaker shall be entitled to the use of an official car maintained at Government expense.

8. Official residence.—The Deputy Chairman and the Deputy Speaker shall be entitled without payment of rent, to the use of a residence throughout his term of office, and for a period of fifteen days immediately thereafter, and no charge shall fall on him personally in respect of its maintenance :

Provided that half of the electricity and gas charges in excess of two hundred and fifty rupees per mensem shall be paid by the Deputy Chairman or, as the case may be, the Deputy Speaker but the same shall be readjusted at the close of each financial year so that the total share payable by the Deputy Chairman or the Deputy Speaker shall in no case be more than one-half of the excess of such charges over the amount calculated respectively at the rate of six thousand rupees per annum and three thousand rupees per annum.

(2) The official residence shall be furnished by Government at a cost not exceeding twenty thousand rupees.

(3) If, at the time a Deputy Chairman or a Deputy Speaker enters upon his office an official residence is not provided to him. he shall, until such residence is provided by the Government, be paid the actual expenditure incurred by him on furnished accommodation for himself and his family, subject to a maximum of one thousand rupees per mensem.

(4) Where the Deputy Chairman or the Deputy Speaker chooses to reside in his own house, he may be paid a monthly sum of one thousand rupees, in lieu of the furnished accommodation and to cover all expenses on its maintenance :

Provided that no furniture or furnishings shall be provided therein at the cost of Government.

9. Travelling allowance for journeys within Pakistan.—(1) Subject to the provisions hereinafter appearing, the Deputy Chairman and the Deputy

when travelling on official business shall be treated as first grade officer.

(2) When travelling on official business by rail, the Deputy Chair
Deputy Speaker shall be entitled—
a coupe or four-berthed

(a) to requisition at the cost of Government a coupe or four-berthed

first class compartment ; including an air-conditioned
Seating compartment if, conditioned compartment. if

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(b)

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to draw an allowance of fifty rupees for every twenty-four hours of the period of journey, and an allowance of twenty-five rupees for a lesser period, in addition to the daily allowance admissible under section 10;

to take with him, at Government expense, not more than two personal servants by the lowest class of accommodation when travelling by a two-berthed or four-berthed railway compartment;

to the cost of transporting personal luggage not exceeding three

maunds when travelling by a railway compartment; and

to take with him, without payment of fare, the members of his family, not exceeding four, when travelling in a requisitioned railway compartment,

(3) When travelling on official business by steamer or launch, the Deputy

Chairman

(a)

(b)

(c)

(d)

and the Deputy Speaker shall be entitled—
to draw the actual fare paid for himself;

to draw an allowance of fifty rupees for every twenty-four hours of the period of journey, and twenty-five rupees for a lesser period, in addition to the daily allowance admissible under section 10;

to take with him, at Government expense, not more than two personal servants by the lowest class of accommodation; and

to the cost of transporting personal luggage not exceeding three maunds.

(4) The Deputy Chairman or Deputy Speaker may, if the public interest so demands, travel by air, in which case he shall be entitled—

(a)

(b)

(c)

(d)

(e)

(g)

to the actual air fare paid for himself ;

to the cost of transporting personal luggage not exceeding one hundred pounds inclusive of the free allowance given by the air company ;

to requisition at the cost of Government, if he considers it necessary in the public interest, an aeroplane or a helicopter belonging to the Pakistan Air Force or a Provincial Government, subject to availability and in accordance with the rules framed by the relevant authority, or an aeroplane belonging to any flying club in Pakistan;

to take with him one member of his family when travelling by a commercial aeroplane or four members of his family when travelling by a requisitioned aeroplane, provided that no non-official shall be allowed to travel in a Pakistan Air Force aeroplane without the authority of the Ministry of Defence ; .

to the cost of transporting not more than two personal servants by the lowest class of accommodation by rail or steamer:

to the carriage of personal luggage by rail or steamer, subject to a maximum of three maunds; and

to take with him by air one personal servant or a peon in lieu of the entitlement in clauses (cs) and (f).

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(5) The Deputy Chairman and the Deputy Speaker shall be entitled, for a journey performed on official business by road beyond a radius of five miles from his headquarters, to a mileage allowance of one rupee per mile if a public conveyance is used or seventy-five paisa per mile if a private car is used, and in any other case to an allowance at the rate of fifty rupees per day:

Provided that the allowance mentioned in this sub-section shall be admissible only in respect of—

(a) a journey or that part of a journey which has to be undertaken by road in the public interest or in the absence of railway communication ; and

(b) a short journey which cannot conveniently be undertaken by rail and which involves an absence from headquarters for more than eight consecutive hours.

(6) In respect of a journey performed on official business by road beyond a radius of five miles from his headquarters, the Deputy Chairman and the Deputy Speaker shall be entitled to receive the actual cost of transporting—

{a) not more than two personal servants, provided that the servants travelled by a conveyance other than that by which the Deputy Chairman or the Deputy Speaker travelled ; and

{b) up to a maximum of three maunds of personal luggage :

Provided that the journey is performed to a place of halt in respect of which daily allowance is admissible.

10. Daily allowance during halt.—{(1) The Deputy Chairman and the Deputy Speaker, while on tour on official business, shall be entitled to receive a daily allowance of fifty rupees for each day of halt except that, when he stays in a reserved railway saloon, the allowance shall be twenty-five rupees per day.

(2) The allowance mentioned in sub-section (1) shall be admissible—

{a) at half of the full rate for the day of arrival at, and departure from, the place of halt, but no daily allowance shall be admissible in respect of a place of halt from which the Deputy Chairman or the Deputy Speaker departs on the same day on which he arrived at it; and

{b) except as provided in clause (a), at the full rate for the first ten days of each continuous halt at three-fourth of the full rate for the next twenty days and at half of the full rate thereafter.

11. Halt on tour—A halt on tour shall be treated as continuous halt unless terminated by an absence at a distance from the halting place exceeding five miles for a period which includes not less than seven successive nights.

12. Travelling allowance for journeys abroad.—The Deputy Chairman and the Deputy Speaker when travelling on official business outside Pakistan shall be entitled to such travelling allowance as may be prescribed by Government from time to time.

13. Medical facilities.—The Deputy Chairman and the Deputy Speaker and his family shall be entitled to medical facilities admissible under the Special Medical Attendance Rules, except that he and his family shall be entitled to receive medical treatment at his official residence.

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14. Provident Fund.—The Deputy Chairman and the Deputy Speaker may, at his option, become a subscriber to the General Provident Fund ; and if he so opts, he shall subscribe to the Fund as a compulsory subscriber in accordance with the General Provident Fund (Central Services) Rules.

(2) A temporary advance may be granted to the Deputy Chairman or the Deputy Speaker from the amount standing to his credit in the General Provident Fund at the discretion of the Government for the purpose for which such advance may be granted to subscriber under the said Rules.

(3) The grant of temporary advance under sub-section (2) shall, unless the Government otherwise directs, be subject to the conditions to which an advance granted to a subscriber under the aforesaid Rules is subject.

15. Personal staff.—The Deputy Chairman and the Deputy Speaker shall be entitled to such personal staff as may be prescribed by Government.

16. Compensation in case of air accidents.—(1) If the Deputy Chairman or the Deputy Speaker, while travelling by air on official duty by any flight, scheduled or unscheduled (including flight in a Government-owned aircraft of any type), dies or receives an injury as a result of an accident, the Government shall pay to the person or persons referred to in sub-section (2) a sum of one lakh and fifty thousand rupees in the case of death and an amount to be determined by the Government having regard to scales of compensation applied by insurance companies in like cases, in the case of injury.

(2) The compensation shall be payable, in the case of injury, to the Deputy Chairman or, as the case may be, the Deputy Speaker, and, in the case of death, to such member or members of his family, or, if there be no such member, such other person or persons, as may be nominated by him, and in the absence of such nomination to his heirs.

(3) A nomination under sub-section (2) may be made, revoked or altered by a notice in writing signed by the Deputy Chairman or, as the case may be, the Deputy Speaker and addressed to the Accountant General, Pakistan Revenues.

17. Leave.—(1) The President may grant to the Deputy Chairman and the Deputy Speaker during his term of office, at any one time or from time to time, leave of absence for urgent reasons of health or private affairs, for a period not exceeding in the aggregate three months.

(2) The Deputy Chairman and the Deputy Speaker shall be entitled to receive leave salary of three thousand rupees per mensem.

18. Additional privileges.—The Federal Government may grant to the Deputy Chairman and the Deputy Speaker such additional privileges as it may deem fit.

19. Power to make rules.—The Federal Government may, by notification in the official Gazette, make rules for carrying into effect the provisions of this

Act.

20. Repeal.—The Deputy Speaker's (Remuneration and Privileges) Act, 1966 (VI of 1966), the Deputy Speaker's Allowances and Privileges Order, 1970 (P. O. No. 25 of 1970), and the Chairman and Deputy Chairman of Senate (Salaries, Allowances and Privileges) Order, 1973 (P. O. No. 17 of 1973), in so far as it relates to the Deputy Chairman, and the Deputy Chairman and Deputy Speaker (Salaries, Allowances and Privileges) Ordinance, 1975 (X of 1975), are hereby repealed.