

S.-1033
L.-7646

i of Pakistan

_ . REGISTERED No.

EXTRAORDINARY
PUBLISHED BY AUTHORITY

ISLAMABAD, TUESDAY, JULY 29, 1975

PART I

Acts, Ordinances, President's Orders and Regulations
NATIONAL ASSEMBLY SECRETARIAT

Islamabad, the 29th July, 1975

The following Acts of Parliament received the assent of the President on the 24th July, 1975, and are hereby published for general information :—

ACT No, LXI of 1975

An Act further to amend the Employees' Cost of Living (Relief) Act, 1973

Whereas it is expedient further to amend the Employees' Cost of Living (Relief) Act, 1973 (1 of 1974), for the purposes hereinafter appearing ;

It is hereby enacted as follows :—

1. Short title and commencement.—(1) This Act may be called the Employees' Cost of Living (Relief) (Amendment) Act, 1975.

(2) It shall come into force at once.

2. Amendment of section 2, Act I of 1974.—In the Employees' Cost of Living (Relief) Act, 1973 (1 of 1974), hereinafter referred to as the said Act, in section 2, in clause (b), the words and commas "a person employed on wages equal to, or exceeding one thousand and one hundred rupees per month, or" shall be omitted.

3. Amendment of section 3, Act I of 1974.—In the said Act, in section 3,—

(a) in sub-section (2),—

(i) after the word "employee", the words "whose wages do not exceed one thousand and one hundred rupees" shall be inserted ;
and

(ii) in clause (b), after the word "rupees" occurring for the second time, the words " but are less than one thousand and | one hundred tupees" shall be inserted ; and

(48>

Price: Ps. 37.

[4040 Ex. Gaz.]

(b) after sub-section (2) amended as aforesaid, the following new sub-section (3) shall be added, namely :—

“(3) In addition to the cost of living allowance admissible under sub-section (1) or, as the case may be, sub-section (2), if any, every employee shall in respect of his employment, on or after the seventh day of April, 1975, whether on time-work or piece-work basis, be paid by his employer a cost of living allowance equal to twenty-five rupees per month. ”.

4, Amendment of section 5, Act I of 1974.—In the said Act, in section 5, in the proviso,—

(a) after the figure and comma “1974,”, occurring for the second time, the words, brackets, figures and commas “or under sub-section (3) of that section for any period commencing on or after the seventh day of April, 1975, but preceding the commencement of the Employees’ Cost of Living (Relief) (Amendment) Ordinance, 1975,” shall

be inserted ;

(b) in clause (a), the word “and” at the end shall be omitted ;

(c) in clause (b), for the full stop at the end the semi-colon and word “; and” shall be substituted ; and

(d) after clause (b) amended as aforesaid, the following new clause shall be added, namely :—

“(c) in the case of the cost of living allowance payable under sub-section (3) of that section, of the Employees’ Cost of Living (Relief) (Amendment) Ordinance, 1975.”.

5. Amendment of section 8, Act I of 1974.—In the said Act, in section 8,~~~

(a) in clause (b), after the figure and comma “1974,” the word “or” shall be added; and

(b) after clause (b) amended as aforesaid, the following new clause shall be inserted, namely :—

“(c) in the case of the cost of living allowance payable under sub-section (3) of section 3, immediately before the commencement of the Employees’ Cost of Living (Relief) (Amendment) Ordinance, 1975.”.

6. Repeal.—The Employees’ Cost of Living (Relief) (Amendment) Ordinance, 1975 (II of 1975), is hereby repealed.

ACT No. EXIL or 1975

An Act to determine the salaries, allowances and privileges of the Federal Ministers and Ministers of State

Whereas it is expedient to determine the salaries, allowances and privileges

of the Federal Ministers and Ministers of State and for matters connected therewith ;

It is hereby enacted as follows :—

Short title and commencement.—(1) This Act may be called the Federal Ministers and Ministers of State (Salaries, Allowances and Privileges) Act, 1975,

(2) It shall come into force at once.

SI?

Part I] THE GAZETTE OF PAKISTAN, EXTRA., JULY 29, 1975 a-

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

(a) 'electricity' includes gas consumed at the official residence ;

(8) ' family' means the wife, legitimate children and step-children residing with and wholly dependent upon the Minister ;

(c) ' Government' means the Federal Government ;

(d) ' maintenance' in relation to a residence includes the maintenance of furniture and furnishings, the payment of local rates and taxes and the provision of electricity and water ;

(e) ' Minister' means a Federal Minister and a Minister of State ;

(f) ' official residence' means the house reserved from time to time for use by a Minister and includes the staff quarters and other buildings appurtenant to, and the gardens of, the residence ;

(g) ' prescribed ' means prescribed by rules to be made by the Government ;

(A) ' year* means a year commencing on the first day of July and ending on the thirtieth day of June next following ;

(i) other words and expressions used in this Act and not defined shall have the meanings assigned to them in the Constitution of the Islamic Republic of Pakistan or the Fundamental and the Supplementary Rules,

3. Salary.—Every Federal Minister shall receive a salary of three thousand rupees per mensem and every Minister of State two thousand and five hundred rupees per mensem.

4. Equipment Allowance.—On his first appointment, a Federal Minister may draw two thousand rupees, and a Minister of State one thousand and five hundred rupees, as an allowance for equipping himself:

Provided that during the ten years immediately preceding the said appointment, he had not drawn an allowance for the same purpose upon election or appointment to the office of Chairman, Speaker, Federal Minister, Governor or Minister of State or a diplomatic office.

5. Allowances on taking up and laying down the office.—(1) A Ministry shall be entitled to claim actual expenses to the extent mentioned below from his ordinary place of residence to the seat of Government on taking up office and from the seat of Government 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 ;

(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 within six months of the date of taking up or laying down office, as the case may be.

6. Sumptuary Allowance.—Every Federal Minister shall receive sumptuary allowance at the rate of one thousand rupees per mensem and every Minister of State six hundred rupees per mensem, .

are

46° THE GAZETTE OF PAKISTAN, EXTRA., JULY 29, 1975 (Parr I

7. Transport.—(1) Every Minister shall be entitled to the use of an official car maintained at the cost of Government in accordance with the rules framed by the Government for the use of staff cars.

(2) A Minister who resigns his office but is not re-appointed may be allowed the use of the staff car provided to him for the same period for which he is allowed to retain official residence but, during this period, he shall pay for the petrol and oil and for the official driver who will remain in charge of the car.

8. Official residence.—(1) Every Minister 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, saveed [A

(2) The assessed rent of a house hired for the use of a Federal Minister shall in no case exceed rupees per mensem and that of a house hired

for the use of a Minister of State five Rupees per mensem.

. : : Wee Reacacud ick bbs ehawdisd) n

(3) The official residence of a Federal Minister shall be furnished by Government at a cost not exceeding thirty thousand rupees and that of a Minister of State twenty thousand rupees, in accordance with such scale as may be prescribed by Government from time to time;

Provided that spending of the whole of the aforesaid amount on any one item of furnishing shall not be permissible.

(4) Half of the electricity charges in excess of five hundred rupees per mensem shall be paid by the Federal Minister and such charges in excess of two hundred fifty rupees per mensem by the Minister of State but the same shall be readjusted at the close of each year so that the total share payable by the Federal Minister or the Minister of State 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.

(5) _ All furniture and furnishings provided in the official residence shall be marked by the Pakistan Public Works Department for the purpose of identification,

(6) When a Minister occupies an official residence, it shall be the duty of the officer concerned of the Pakistan Public Works Department to hand over charge of the furniture and furnishings in that residence to the Minister, or to a person authorised by him in writing, according to an inventory to be drawn up and signed,

(7) When a Minister is about to vacate an official residence, he shall inform the officer concerned of the Pakistan Public Works Department and shall arrange for the furniture and furnishings of the official residence being handed over to that officer according to an inventory to be drawn up and signed.

(8) The officer concerned of the Pakistan Public Works Department may, from time to time, inspect an official residence, its furniture and furnishings, with

the prior approval of the Minister.

_ 9. Payment on account of non-availability of official residence—If, at the time of his entering upon office, an official residence is not available, a Federal Minister or a Minister of State 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 two hundred and fifty rupees in the case of a Federal Minister and one thousand rupees in the case of a Minister of State. rs fee wwomth] A

Ve Sadao Bad tuo by oud. No KERRY. & ARC -

10. Payment in case of own house.—Where a Federal Minister. or a Minister of State chooses to reside in his own house, the Federal Minister may be paid a monthly sum of one thousand two hundred and fifty rupees and the Minister of State 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 :

Provided further that, if the Minister holds his office in the house, the room used as his office shall be furnished at Government expense.

II. Travelling allowance for journeys within Pakistan.—(1) Subject to the provisions made hereafter, a Minister travelling on official duty shall be treated as a first grade officer.

(2) Journey by rail—(i) A Federal Minister shall be entitled—

(a) to requisition at the cost of Government a reserved railway saloon, if available, or a two-berthed or four-berthed first class compartment, including an air-conditioned compartment if available on the train ;

(6) to take with him not more than two personal servants by the lowest class of accommodation when travelling by a two-berthed or four-berthed railway compartment and not more than four personal servants when travelling by a requisitioned railway saloon ;

(c) to the carriage of personal baggage not exceeding three maunds when travelling by a railway compartment and not exceeding six maunds when travelling by a requisitioned railway saloon ;

(d) to take with him without payment of fares his family members not exceeding four, when travelling in a requisitioned railway compartment or 2 saloon ;

{e) 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 12.

Gi) A Minister of State shall be entitled—

(a) to requisition at the cost of Government a coupe or four-berthed first class compartment, including an air-conditioned compartment if available on the train ;

(8) to take with him not more than two personal servants by the lowest class of accommodation when travelling by a two-berthed or four-berthed railway compartment ;

(c) to the carriage of personal baggage not exceeding three maunds when travelling by a railway compartment ;

(d) to take with him without payment of fares his family members not

exceeding four, when travelling in a requisitioned railway compartment ;

(e) 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 12.

(3) Journey by steamer or launch.—A Minister shall be entitled—

(a) to draw the actual fare paid for himself ;

oe”

#8 THE GAZETTE OF PAKISTAN, EXTRA., JULY 29, 1975 [Parr I

(8) 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 12 ;

(c) to take with him not more than two personal servants by the lowest class of accommodation ;

(d) to the carriage of personal luggage not exceeding three maunds.

(4) Journeys by air—A Minister may, if the public interest so demands, travel by air, in which case he shall be entitled—

(@ to the actual first class air fare paid for himself ;

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

(c) 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 ;

(da) 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 ;

' (e) to the cost of transporting not more than two personal servants by the lowest class of accommodation by rail or steamer ;

(f) to the carriage of personal luggage by rail or steamer subject to a maximum of three maunds ;

(g) to take with him by air one personal servant or a peon in Tien of the entitlements in clauses (e) and (f).

(5) Journey by road—(a) A Minister shall be entitled, for a journey performed 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 paisas 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 —

(i) 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

(ii) a short journey which cannot conveniently be undertaken by rail and

which involves an absence from headquarters for more than eight consecutive hours.

(b) In respect of a journey performed by road beyond a radius of five miles from his headquarters, a Minister shall be entitled to claim the actual cost of transporting—

(#) not more than two personal servants, provided that the servants travelled by a conveyance other than that by which the Minister travelled, and

(ii) 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.

12, Daily allowance during halt.—(1) A Minister, while on tour, shall be
~__ entitled to receive a daily allowance at the rate of ffty}rupees for each day. (area ace

' from guch place/in afternoon day of led to draw daily/all t f

daily allowgince drawn shyll be at half such ra

' Pfoyided that not mord than 6ne daily allo

case, b@ claimed in respect Of any one day.

(3) Where a Minister on tour stays in an hotel because of non-availability of accommodation in any Government Guest House or Rest House, he shall be entitled to the reimbursement of actual rent charges of a small suite paid by him for the period of stay in that hotel, in addition to the daily allowance :

Provided that a Minister who does not wish to avail himself of such accom-
modation shall be paid a subsidy at the rate of{sixty-five}rupees for each day during
any period of tour on duty. (YG A

q

13. Travelling allowance bill—A Minister shall indicate on his travelling allowance bill whether he has travelled in a requisitioned railway saloon or compartment or aeroplane or as an ordinary first class passenger, specify the number and relationship of family members and others who travelled with him, certifying whether they purchased the necessary tickets, and also certify that the journey was primarily undertaken on official business.

14. Controlling officer.—A Minister shall be his own controlling officer.

15, Travelling allowance for journeys abroad.—A Minister travelling on official business outside Pakistan shall be entitled to such allowance as may be prescribed from time to time by Government.

16. Medical facilities—A Minister and his family shall be entitled to medical facilities admissible under the Special Medical Attendance Rules, except that they shall be entitled to receive medical treatment at the residence.

17. Leave.—(1) The Prime Minister may grant to a Minister 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

' in the case of a Federal Minister and two months in the case of a Minister of State :

Provided that a Minister shall be entitled to avail himself of the unutilised period of the leave aforesaid immediately after laying down his office.

(2) A Federal Minister shall be entitled to receive leave salary of three thousand rupees per month and a Minister of State two thousand and five hundred rupees per month,

|, Ghuby Od. Wo KAT a We.

18. Personal staff.—Each Minister, except while on leave, shall be entitled to have one private secretary, one personal assistant, ; ‘ with such status and conditions as are or may be laid down by the Government from time to time.

19. Provident Fund.—(1) A Minister 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.

7

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

(3) The grant of a 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.

20. Compensation in case of air accidents.—(1) If a Minister, 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 Minister +. and, in the case of death, to such member or members of his family, or, if there be no such member any 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, and may also be revoked or altered, by a notice in writing signed by the Minister and addressed to the Accountant General, Pakistan Revenues.

. 21. General.—(!) The family of a Minister shall be entitled to travel by air or | by rail from the headquarters of the Minister to his hometown and back once a | year at Government expense.

(2) All reasonable precautions shall be taken by the Minister to see that the Official residence, transport and furniture and furnishings provided by the Government are used with the same care with which a person's own property is used.

22, Act to have effect subject to instructions, etc.—This Act shall have effect subject to such instructions, rules, exceptions, further concessions, or easements as the Government may from time to time prescribe or grant. >

a -orvutted by exc. RK eh BN.