The Gazette



of Pakistan

EXTRAORDINARY PUBLISHED BY AUTHORITY

ISLAMABAD, TUESDAY, SEPTEMBER 28, 2010

PART I

Acts, Ordinances, President's Orders and Regulations

GOVERNMENT OF GILGIT-BALTISTAN

THE GILGIT BALTISTAN LEGISLATIVE ASSEMBLY SPEAKER

(Salaries, Allowances and Privileges) Act 2010

Gilgit, the 28th September, 2010

No. PS-Law-1/2008.—To provide for the Salaries, Allowances and Privileges of the Speaker Gilgit Baltistan Legislative Assembly.

AN

ACT

WHEREAS it is expedient to provide for the Salary, allowances and privileges of the Speaker of the Legislative Assembly of the Gilgit Baltistan for the purpose herein-after appearing;

It is hereby enacted as follows:

1. Short title and commencement.—(1) This Act shall be called the Gilgit-Baltistan Legislative Assembly Speaker (Salaries, Allowances and Privileges) Act No. II of 2010.

(607)

Price: Rs. 10.50

[2883(2010)/Ex. Gaz.]

- (2) It shall come into force at once.
- 2. **Definitions.**—(1) In this Act, unless the context otherwise requires, the following expressions shall have the meanings hereby respectively assigned to them, that is to say-
 - (a) 'Order' means the Gilgit-Baltistan (Empowerment and Self Governance) Order, 2009.
 - (b) 'Speaker' means Speaker of Gilgit-Baltistan Legislative Assembly;
 - (c) 'Family' means the parents, the wife, legitimate and step children residing with and wholly dependent upon the Speaker.
 - (d) 'Government' means the Government of Gilgit-Baltistan.
 - (e) 'Maintenance' means in relation to a residence includes the payment of local rate, local taxes, electricity, gas fuel charges and the conservancy charges;
 - (f) 'Official Residence' means the house reserved from time to time for use by a Speaker and includes out houses and gardens appurtenant thereto.
- (2) Words and expressions used but not defined in this Act, shall have the same meanings as are assigned in the Order.
- 3. Salary.— The Speaker shall be paid a salary at the rate of fifty two thousand five hundred and fifty rupees per mensem.
- 4. Allowances on taking up and laying down the office.— (1) The Speaker 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; as the case may be:—
 - (a) the actual traveling expenses for himself and his family;
 - (b) the actual cost of transporting personal servants, not exceeding two, by the lowest class of accommodation; and
 - (c) the actual cost of transporting house-hold effects not exceeding 4700kg, 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.
- 5. **Sumptuary allowance.**—The Speaker shall be entitled to receive a sumptuary Allowance of twenty five thousand rupees per mensem.
- 6. Equipment allowance of the Speaker.—The Speaker on appointment shall receive equipment allowance of twenty thousand rupees; provided that no such allowance was received by him during the life time of assembly as a Chief Minister, Deputy Speaker or Minister.
- 7. Official residence.—(1) The Speaker shall be entitled, without payment of rent to the use of an official residence including accommodation on tour throughout his term of office and for a period of fifteen days immediately thereafter, and the charges for its maintenance including electricity and gas shall be borne by Government. The residence shall be furnished by Government at a cost not exceeding rupees five hundred thousand in case of a building reserve for this purpose at the first term and rupees three hundred thousand for any subsequent term. The term furniture will include carpets and curtains but will not include the cost of two air conditioners and one refrigerator to which the Speaker is otherwise entitled.
- (2) If, at the time of entering upon office, an official residence is not available, the Speaker shall, until such residence is provided by the Government, be paid the actual expenditure incurred by him on a furnished accommodation for himself and his family subject to a maximum of forty thousand rupees per mensem.
 - (3) Where a Speaker chooses to reside.—
 - (i) in his own house; or
 - (ii) in a rented house occupied by him before his appointment:

He may be paid a monthly sum of forty five thousand rupees in lieu of the official furnished accommodation and to cover all expenses on its maintenance. The Speaker shall be entitled to claim actual amount paid by him on account of Electricity and Gas charges at his residence from the Government.

- (4) The Speaker shall be entitled, without payment of rent, to the use of Government Guest Houses, Circuit Houses, or other Rest Houses wherever such accommodation is available, whenever he is on official duty.
- 8. Traveling allowance for touring in Gilgit Baltistan or Pakistan.—
 (1) Subject to the provisions made hereinafter appearing a Speaker traveling on official duty shall be treated as a first grade officer.

- (2) A Speaker may, if the public interest so demands, travel by air, in which case he shall be entitled to—
 - (a) business class air fair paid for himself;
 - (b) cost of transporting personal luggage upto 60kg, inclusive of the free allowance given by the air company;
 - (3) The Speaker when traveling on duty in Pakistan shall be entitled to:—
 - (a) requisition, at the cost of Government, if he considers it necessary in the public interest, a Pakistan Air Force aeroplane or an aeroplane belonging to Government subject to availability, and in accordance with the rules made by the Federal Government or the Provincial Government of Pakistan, as the case may be;
 - (b) take with himself his wife whether traveling by a commercial aeroplane or 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;

- (c) cost of transporting up to two personal servants by the lowest class of accommodation by rail or steamer;
- (d) carriage of personal luggage by rail or steamer, subject to a maximum of 120kg; and
- (e) claim the actual premium paid for insuring himself for the air journey for an amount not exceeding one hundred thousand rupees.
- · (4) The Speaker, when traveling on duty by rail in Pakistan shall be entitled to—
 - (a) requisition at the cost of Government—
 - (i) an ordinary first-cum-second class carriage or a 'B' class tourist car, or an 'A' class tourist car, if a 'B' class tourist car is not available; or and
 - (ii) if the vehicle specified at (i) above are not available, or are not desired, an ordinary four berthed first class compartment or a two berthed air conditioned (coupe) compartment;

- (b) take with himself in the reserved accommodation without payment of any fare, his family members not exceeding four when traveling in a requisitioned railway compartment or saloon;
- (c) take with himself up to two personal servants by the lowest class of accommodation available; and
- (d) the carriage of personal luggage up to 120kg when traveling by a railway compartment or up to 240kg when traveling by a requisitioned railway saloon.
- (5) The Speaker reserving accommodation in the railway shall be required, before beginning the journey, to have the number and other details of the tickets purchased for the persons traveling with him in the reserved accommodation entered on the requisition form by the Station Master of the Station from which the journey is to commence.
- (6) The Speaker, when traveling on duty in Pakistan by steamer or a launch, shall be entitled to—
 - (a) draw the actual fare paid for himself;
 - (b) take with him up to two personal servants by the lowest class of accommodation available; and
 - (c) the carriage of personal luggage up to 120kg.
- (7) When the Speaker travels on duty, in the public interest, by road between places connected by railway and chooses to forego the privileges granted under sub-sections (4) and (6) he may, where the journey is performed in a vehicle not owned or maintained by Government, draw—
 - (a) traveling allowance at the rate of five rupees per kilometer for his own journey by road; and
 - (b) actual expenses of the transport of-
 - (i) two private servants; and
 - (ii) all his personal luggage, including stores carried for consumption on tour.

- 9. Traveling allowance for tour abroad.—The Speaker traveling on official business, outside Pakistan shall be entitled to first class air fare and such allowance as may be specified by Government from time to time.
- 10. **Daily allowance during halt.**—The Speaker while on tour shall be entitled to draw an allowance at the rate of rupees five thousand per day or at such rates as may be determined by the Finance Committee of the Assembly from time to time for the duration of his halts on tour:

Provided that-

- (a) in respect of a place of halt, one-half daily allowance shall be admissible for-
 - (i) the day of arrival;
 - (ii) the day of departure; and
 - (iii) the day of the arrival and departure if the Speaker arrives and departs on the same day; and
- (b) for such continuous halt on tour exceeding ten days daily allowance shall be admissible:—
 - (i) for the first ten days, at the full rate;
 - (ii) for the next twenty days or part, thereof at three-fourth of the full rate; and
 - (iii) for the remaining period, at one-half of the full rate.

Explanation.—A half on tour shall be treated as continuous unless terminated by an absence at a distance from the halting place exceeding five mile, for a period including not less than seven nights.

11. Compensation in case of air accidents.— (1) If the Speaker, while traveling by air, on official duty by any flight scheduled or unscheduled (including flight in a Government owned aircraft of any type) dies or receives any injury as a result of an accident, Government shall pay to the person or persons referred to in sub-section (2), a sum of rupees twenty hundred thousand in the case of death and an amount to be determined by 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 Speaker, and in case of death, to such member or members of his family, or (if there be no such member) to any other person or persons as may be nominated by him, and in the absence of such nominating to his heirs.
- (3) A nomination under sub-section (2) may be made, revoked, or altered by a notice in writing signed by the Speaker and addressed to the Accountant-General Gilgit-Baltistan.
- 12. **Dearness allowance.**—The Speaker may draw a sum of ten thousand five hundred fifty rupees per mensem.
- 13. **Controlling officer.**—The Speaker shall be his own controlling officer for purpose of traveling allowances including the journey under taken out side his jurisdiction in the discharge of his official duties.
- 14. **Transport.**—A Speaker shall be entitled to the use of two official cars maintained at Government expense throughout his terms and for a period of fifteen days immediately thereafter.
- 15. **Discretionary grant.**—A sum of rupees twelve hundred thousand per annum shall be placed at the disposal of the Speaker for making discretionary grant in such manner as may be prescribed.
 - 16. **Medical facilities.**—The Speaker shall be entitled to medical facilities admissible in terms of the Medical Attendance Rules 1950 except that he and his family shall also be entitled to medical attendance at his residence.
 - 17. **Leave.**—(1) The Governor may grant to 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 one month in a year:

Provided that such leave may be accumulated for a period not exceeding three months. The leave salary of the Speaker shall be the same as admissible to him under section 3.

- (2) If the leave granted under sub-section (1) is spent abroad, the Speaker shall be entitled to draw his leave salary in Foreign Currency subject to such conditions and restrictions as may be imposed by the Federal Government.
- 18. **Provident fund.**—(1) The 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 Rules.

- (2) A temporary advance may be granted to the Speaker from the amount standing to his credit in the General Provident Fund at the discretion of Government for the purpose of 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 condition to which an advance granted to a subscriber under the said rules.
- 19. **Holidaying abroad.**—(1) The Speaker may, while holidaying abroad, draw his full pay in foreign currency for the period of holiday spent abroad.
- (2) When the Speaker is holidaying abroad and draws his pay in foreign currency, he shall not be liable to pay income-tax, provident fund subscription etc., in foreign currency, if he makes arrangements to pay such amount in rupees in Gilgit Baltistan.
- (3) The expenditure in foreign exchange involved under this Act shall be adjusted against the foreign exchange allocation placed at the disposal of the Government for each relevant shipping period.
- (4) Where the pay is drawn in foreign currency by the Speaker he shall not be eligible to receive foreign exchange allocation from the State Bank of Pakistan in any other capacity.
- 20. General.—(1) All reasonable precautions shall be taken to see that official residence, transport and furniture provided to the Speaker by Government are used with the same care with which a person's own property is taken care of.
- (2) All furniture and furnishings provided in an official residence shall be marked by the Works Department, of Gilgit-Baltistan, for the purpose of identification.
- (3) When the Speaker occupies an official residence it shall be the duty of the officer concerned of the said Department, to hand over the charge of the furniture and furnishing in that residence to the Speaker or to a person authorized by him in writing according to an inventory to be drawn up and signed by such officer.
- (4) When the Speaker is about to vacate the official residence, he shall inform the officer concerned of the said Department, and shall arrange that the furniture and furnishings of the official residence are handed over to that officer according to an inventory to be drawn up and singed.

- (5) The officer concerned of the said Department, may from time to time inspect an official residence, its furniture and furnishings with the prior approval of the Speaker.
- 21. **Telephone.**—The Speaker shall be entitled at government expenses to the use of two telephones at his office, two telephones installed at his residence and mobile phone shall not exceed the amount equal to ten thousand local calls collectively for residence telephones including the mobile phone.
 - 22. Charge report.—The Speaker shall not be required to sign a charge report on taking up office as Speaker or on laying down that office.
 - 23. Special privileges of the Speaker.— Notwithstanding anything to the contrary contained in this Act the Speaker shall be entitled to receive the actual expenditure incurred by him on tours if such expenditure exceeds the amount to which he is entitled under this Act.
 - 24. **Personal staff.**—The Speaker except while on leave shall be entitled to have such personal staff as may be sanctioned from time to time by the Government.
 - 25. Power to make rules.—The Government may make rules to carry out the purpose of this act.

WAZIR BAIG,
SPEAKER
Gilgit-Baltistan
Legislative Assembly.

ACTING GOVERNOR, Gilgit-Baltistan.