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PART I

Acts, Ordinances, President's Orders and Regulations

GOVERNMENT OF GILGIT-BALTISTAN

THE GILGIT BALTISTAN CHIEF MINISTER/MINISTERS

(Salaries, Allowances and Privileges) Act No. V of 2010

Gilgit, the 28th September, 2010

No. PS-Law-1/2008.—To provide for the salaries, allowances and privileges of the Ministers of the Gilgit Baltistan.

AN

ACT

Preamble.— WHEREAS it is expedient to provide for the salaries, allowances and privileges of the Chief Minister/Ministers of the Gilgit-Baltistan;

It is hereby enacted as follows:-

1. **Short title and commencement.**— (1) This Act may be called the Gilgit-Baltistan Chief Minister/Ministers (Salaries, allowances and privileges) Act No. V of 2010.

(635)

Price : Rs. 10.50

[2886(2010)/Ex. Gaz.]

(2) It shall come into force at once but shall be deemed to have taken effect on and from the first day of 23rd April 2010.

2. **Definitions.**—(1) In this Act, unless the context otherwise requires:—

- (a) **'Order'** means the Order of the Gilgit-Baltistan (Empowerment and Self Governance) Order 2009.
- (b) **'Family'** means the wife/husband/parents and children/step children residing with and wholly dependent upon a Chief Minister/Minister;
- (c) **'Furnishing'** means pictures, paintings, curios, linen, glass-ware, brass-ware, cutlery, crockery, kitchen equipment, radios, radiograms, lamps.
- (d) **'Equipment'** means public address systems, projectors, television sets of all kinds, acoustical equipment and similar other articles;
- (e) **'Furniture'** includes carpets, sofa sets, curtains, refrigerators, air-conditioners, washing machines, vacuum cleaner and similar other articles;
- (f) **'Government'** means the Government of the Gilgit-Baltistan;
- (g) **'Maintenance'** means renovation, improvement white washing etc. including payment of local rates, taxes, the provision of electricity, water and gas;
- (h) **'Minister'** means a Minister appointed under the provision of the Gilgit-Baltistan (Empowerment and Self Governance) Order, 2009 and includes the Chief Minister;
- (i) **'Official residence'** means the house reserved from time to time for residence by a Minister and includes out-houses and gardens appurtenant thereto; and
- (j) **'Prescribed'** means prescribed by rules framed under this Act.

(2) Words and expressions used but not defined in this Act shall have the same meanings as are assigned to them in the Order.

3. **Salary.**—(1) The salary of the Chief Minister and that of a Minister shall respectively be seventy thousand rupees and fifty thousand rupees per month.

(2) The salary mentioned in sub-section (1) shall automatically be increased by the Government in proportion to the increase in the salary of the civil servants.

4. **Equipment allowance.**—The Chief Minister and a Minister may draw a sum of fifty thousand rupees and twenty-five thousand rupees, respectively as equipment allowance on their appointment as such:

Provided that no such allowance was received by them during the lifetime of the Assembly on appointment to a diplomatic post, or as a Governor, a Speaker, a Chief Minister or a Minister.

5. **Allowance on taking up and laying down the office.**—(1) A Minister shall be entitled to claim actual expenses to the extent mentioned below from his ordinary place of residence to the seat of Government and from the seat of Government to his ordinary place of residence on taking up or laying down office, as the case may be—

- (a) actual traveling expenses for himself and his family;
- (b) cost of transporting personal servants not exceeding two, by the lowest class of accommodation; and
- (c) cost of transporting house-hold effects, not exceeding one hundred and twenty kilos, by goods 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.**—(1) The Chief Minister shall be entitled to receive sumptuary allowance at the rate of forty thousand rupees per mensem.

(2) A Minister shall be entitled to receive sumptuary allowance at the rate of thirty thousand rupees per mensem.

7. **Dearness allowance.**—A Minister shall also be entitled to receive dearness allowance at the rate of ten thousand per mensem.

8. **Transport.**—A Minister shall be entitled to use of one official jeep maintained at Government expense throughout his term of office and for a period of 15 days immediately thereafter, provided that the Chief Minister may withhold this facility to a Minister who is removed from his office on the ground of misconduct or misbehavior.

9. **A duty free car.**— The Chief Minister, during his tenure as such, may import or purchase out of bond one motor car with engine capacity up to 3200 CC for his personal use, without payment of custom duty and sales tax if exemption in respect of the same is granted by the Federal Government.

10. **Official residence.**—(1) A Minister 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 the electricity and gas shall be borne by Government.

(2) If at the time of entering upon office, an official residence is not available, a Minister shall, until such residence is provided by Government, be paid the actual expenditure incurred by him on furnished accommodation for himself and his family, subject to a maximum of thirty-five thousand rupees per mensem. The residence shall reasonably be furnished by the Government in the manner as may be prescribed. The expenditure incurred for the furnishing shall not be exceeded to five hundred thousand rupees.

(3) Where a Minister chooses to reside in his own house, he shall be paid a monthly sum of thirty-five thousand rupees in lieu of the official furnished accommodation and to cover all expenses on its maintenance except the charges for consumption of electricity and gas which shall be borne by the Government.

11. **Traveling allowance for touring in Pakistan.**—(1) Subject to the provisions made hereafter, a Minister traveling on official duty shall be treated as a first grade officer.

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

- (a) business Class air fare paid for himself;
- (b) cost of transporting personal luggage up to one hundred Kg, inclusive of the free allowance given by the air company;
- (c) 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, as the case may be;

- (d) 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;
- (e) cost of transporting up to two personal servants by the lowest class of accommodation by rail or steamer;
- (f) carriage of personal luggage by rail or steamer, subject to maximum of 120 Kgs; and
- (g) claim the actual premium paid for insuring himself for the air journey for an amount not exceeding one hundred thousand rupees.

(3) Wherever possible a Minister shall purchase return air ticket.

(4) A Minister, 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

(ii) if the vehicles 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 224kg when traveling by a requisitioned railway saloon.

(5) A Minister 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, enter on the requisition form by the station master of the station from which the journey is to commence.

(6) A Minister, when traveling on duty in Pakistan by steamer or 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 a Minister 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 transport of —
 - (i) two private servants; and
 - (ii) all his personal luggage including stores carried for consumption on tour.

12. Compensation in case of air accident.— (1) If a Minister, while traveling on official duty, by air or by road, dies or receives an injury as a result of an accident, the Government shall pay to the persons referred to in sub-section (2), a sum of fifteen hundred thousand rupees, in case of death, and an amount to be determined by Government having regard to scales of compensation applied by insurance having regard to scales of compensation applied by insurance companies in like cases, in case of injury.

(2) The compensation shall be payable in case of injury to the Minister and in a 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 in this behalf, or, in the absence of such nomination, to his heirs:

Provided that the nominee shall distribute the amount received by him among the heirs of the deceased.

(3) A nomination under sub-section (2) may be made, revoked or altered by a notice in writing signed by the Minister and addressed to the Accountant-General, Gilgit-Baltistan.

13. **Daily allowance.**— A Minister while on tour shall be entitled to draw an allowance of three thousand rupees per day:

Provided that where the duration of the tour is less than eight hours one half daily allowance shall be admissible.

14. **Controlling officer.**— A Minister shall be his own controlling officer for purposes of traveling allowance including the journey undertaken outside his jurisdiction in the discharge of official business.

15. **Traveling allowance for tour abroad.**— A Minister traveling on official business outside Pakistan shall be entitled to First Class air fare and such allowance as may be specified by Government.

16. **Medical facilities.**— A Minister shall be entitled, for himself and for his parents, spouse, real and step sons and daughters, wholly dependent upon him, to medical facilities admissible in terms of the Special Medical Attendance Rules, 1950.

17. **Leave.**— (1) The Chief 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 three months in the aggregate.

(2) The leave allowance of the Chief Minister and a Minister shall respectively be thirty nine thousand rupees and thirty five thousand rupees per mensem.

18. **Personal staff.**— A Minister, except while on leave, shall be entitled to have such personal staff as may be sanctioned from time to time by Government.

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 Rules.

(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 government for the 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 said rules.

20. **General.**—(1) All reasonable precautions shall be taken to see that the official residence, transport and furniture provided to a Minister 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, Gilgit-Baltistan, for the purposes of identification.

(3) When a Minister occupies an official residence, it shall be the duty of the officer concerned of the said department to hand over charge of the furniture and furnishings in that residence to the Minister or to a person authorized by him in writing according to an inventory to be drawn up and signed by such officer.

(4) When a Minister 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 signed.

(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 Minister.

21. **Holidaying abroad.**—(1) A Minister may, while holidaying abroad, draw his full pay in foreign currency for the period of holiday spent abroad.

(2) A Minister who draws pay in foreign currency while holidaying abroad shall not be liable to pay income-tax, provident fund subscription, etc., in foreign currency if he makes arrangement to pay such amount in rupees in Pakistan.

(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 a Minister he shall not be eligible to receive foreign exchange allocation from the State Bank of Pakistan in any other capacity.

22. **Telephone.**—A Minister shall be entitled at Government expense, to the use of two telephones at his office and two telephones at his residence both for official or private purposes throughout the term of his office and for a period of fifteen days immediately thereafter. He will also be entitled to free telephone facility while on tour where such facility is available:

Provided that the liability of Government in respect of the two telephones installed at his residence shall not exceed the amount equal to ten thousand local calls collectively for both the telephones including his cellular phone.

23. **Discretionary grant.**—An appropriate amount and a sum of ten hundred thousand rupees shall be placed at the disposal of the Chief Minister and a Minister respectively per annum for making discretionary grants in such manner as may be prescribed.

24. **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.