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PART I

Acts, Ordinances, President's Orders and Regulations

GOVERNMENT OF GILGIT-BALTISTAN

GILGIT-BALTISTAN SECRETARIAT

(Law and Prosecution Department)

*Gilgit, the 31st December, 2010*

THE GILGIT-BALTISTAN PUBLIC SERVICE COMMISSION  
ACT, 2010 (No. VIII OF 2010)

AN

ACT

*to provide provision for establishment of Public Service Commission  
to exercise jurisdiction regarding examination, test and interview of the  
candidates for recruitment to the posts in the Service of Gilgit-Baltistan.*

**No. PS-Law-1/2008.**—WHEREAS, it is expedient to enact law for the establishment of Gilgit-Baltistan Service Commission.

It is hereby enacted as follow:—

**1. Short title and commencement.**—(1) This Act may be called the Gilgit-Baltistan Public Service Commission Act No. VIII of 2010.

(797)

Price : Rs. 5.00

[3158(2010)/Ex. Gaz.]

- (2) It shall come into force at once.

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

- (a) 'Government' means Government of Gilgit-Baltistan.
- (b) 'Commission' means the Gilgit-Baltistan Public Service Commission;
- (c) 'Member' means a member of the commission and includes the chairman thereof;
- (d) 'Service' means the Service of Government of Gilgit-Baltistan as defined in the Gilgit-Baltistan (Empowerment & Self Governance) Order, 2009.
- (e) 'Council' means the Gilgit-Baltistan Council; and
- (f) 'Chairman' means Chairman of the Gilgit-Baltistan Council.

**3. Composition of Commission etc.**—(1) The Gilgit-Baltistan Public Service Commission shall consist of such number of members, including a Chairman to be appointed by the Chairman of the Council on the advice of the Governor.

(2) Terms and condition of service of the members including the Chairman shall be such as may determined by the Governor:

Provided that the salary, allowances and privileges of a member shall not be varied to his disadvantage during his term of office.

- (3) The Commission shall have:
- (a) not less than one half of the members who shall be persons having held office in the service of Pakistan/Gilgit-Baltistan not less than 20 years and in basic pay scale 20 or above:

Provided that no serving Government servant shall be appointed as a Member;

- (b) at least one Member from—
  - (i) retired Judges of the superior judiciary;



- (ii) women and the private sector possessing such qualification and experience as the Gilgit-Baltistan Government may by rules prescribe.

(4) No proceeding or act of the Commission shall be invalid merely on the ground of non existence of any vacancy in, or any defect in the constitution of the Commission.

(5) The Governor shall nominate one of the member to be the Chairman of the Commission.

(6) A person appointed as member and holding office as such immediately before the commencement of this Act shall be deemed to have been appointed as member under this Act.

**4. Terms of Office of a Member.**—(1) The term of office of a member shall not exceed 3 years:

Provided that a member may be reappointed for another term not exceeding 2 years.

(2) A member may resign his office in writing under his hand addressed to the Governor.

(3) A member shall cease to hold office on completion of his term or on attaining the age of 65 years; whichever is earlier.

(4) Before entering upon office the Chairman and members shall make oath in the forms set out in the Schedule to this Act, before the Governor in case of Chairman and before the Chairman in case of a member.

**5. Removal from Office.**— (1) A Member shall not be removed during the term of his office except in the manner hereinafter provided:

(2) If, the Governor is of the opinion that a member;

(a) may have been guilty of misconduct; or

(b) may be incapable of properly performing the duties of his office by reason for physical or mental incapacity;

the Governor shall appoint a Judge of the Chief Court to inquire into the matter.

(3) If, after inquiring into the matter the Judge reports to the Governor that he is of the opinion that the member has been guilty of misconduct or is incapable of performing the duties of his office, the Governor may remove the Member from office.

**6. Ineligibility for further employment.—** (1) On ceasing to hold office a member shall not be eligible for further employment in the service of Gilgit-Baltistan.

Provided that the Government may in an individual case and in public interest allow such employment on such terms and conditions as may be prescribed, in the case of a member who had ceased to hold office either as a result of completing the term of office or had resigned.

(2) Nothing contained in sub-section (1) shall debar a Member who immediately before his appointment as Member, was holding a post in the Service of Pakistan/Gilgit-Baltistan and has not attained the age of superannuation prescribed by law applicable to him as a civil servant at the time of his ceasing to hold office as Member, to hold a post as civil servant till he superannuates or retires or otherwise ceases to hold post as civil servant.

**7. Functions of Commission.—** The functions of the Commission shall be:—

- (a) to conduct test, examinations or interviews for selection of suitable persons for appointments to Civil Services of the Gilgit-Baltistan and posts connected with the affairs of the Gilgit-Baltistan in Grade-16 and above or equivalent posts and such other posts as may be prescribed;

*Explanation.*—In this clause, “appointment” means initial appointment otherwise than by transfer or promotion.

- (b) to advise the Governor on matters relating to qualifications for and method of recruitment to the civil services of the Gilgit-Baltistan and posts connected with the affairs of the Gilgit-Baltistan.
- (3) Such other functions as may be prescribed.

**8. Commission to be informed when its advice is not accepted.—** Where the Governor does not accept the advice of the Commission, he shall inform the Commission accordingly.



**9. Report of Commission.**—(1) The Commission shall, not later than 15th day of February in each year, prepare report as to the work done by it during the preceding year ending on the 31st day of December and submit the report to the Governor.

(2) The report shall be accompanied by a statement setting out, so far as known to the Commission:—

- (a) the cases, if any, in which the advice of the Commission was not accepted and the reasons therefore, and
- (b) the matters, if any, on which the Commission ought to have been consulted but was not consulted and the reasons therefore.

(3) The Governor shall cause a copy of the report to be laid before the Gilgit-Baltistan Legislative Assembly.

**10. Rules and Regulations.**—(1) The Gilgit-Baltistan Government may, by notification in the official gazette, make rules for carrying out the purpose of this Act.

(2) Subject to the provisions of this Act, and the rules, the Commission may make regulations for carrying out the purposes of this Act and the rules.

WAZIR BAIG,  
SPEAKER  
*Gilgit-Baltistan  
Legislative Assembly.*

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PIR SYED KARAM ALI SHAH,  
GOVERNOR,  
*Gilgit-Baltistan.*

**SCHEDULE-I**

[See Section-4(4)]

I, \_\_\_\_\_ do solemnly swear that I will bear true faith and allegiance to Pakistan and Gilgit-Baltistan.

That, as a Chairman of the Gilgit-Baltistan Public Service Commission I will discharge my duties, and perform any functions, honestly, to the best of ability and faithfully in accordance with the law, and always in the interest of the solidarity, integrity, well being and prosperity of Pakistan and Gilgit-Baltistan.

That, I will not allow my personal interest to influence my official conduct or my official decisions and that in the performance of my functions, whether in the selection of persons for recruitment or appointment or in any other way, I will act without fear or favour, affection or ill-will.

May Allah Almighty help and guide me (Amen!)

Place \_\_\_\_\_

Date \_\_\_\_\_

(Signature of Chairman)

Gilgit-Baltistan Public Service Commission

**(SIGNATURE OF GOVERNOR)**  
**GILGIT-BALTISTAN**