

## C O N F I D E N T I A L

Not to be released for publication in the press before presentation to the Assembly

### PROVINCIAL ASSEMBLY OF THE PUNJAB REPORT OF THE STANDING COMMITTEE ON LAW AND PARLIAMENTARY AFFAIRS REGARDING THE PUNJAB PUBLIC REPRESENTATIVES' LAWS (AMENDMENT) BILL 2016 (BILL NO. 14 OF 2016)

The Punjab Public Representatives' Laws (Amendment) Bill 2016 (Bill No. 14 of 2016) was referred to the Standing Committee on Law and Parliamentary Affairs on 1<sup>st</sup> February 2016. The Committee considered the bill in its meeting held on 4 February 2016.

2. The following were present:-

1.	Mrs Azma Zahid Bukhari, MPA (W-318)	Chairperson
2.	Mr Nazar Hussain, MPA (PP-27)/ Par Secretary for Law and Parliamentary Affairs	<i>ex-officio</i> Member
3.	Raja Abdul Hanif, MPA (PP-14)	Member
4.	Mr Muhammad Asif Bajwa, Advocate, MPA (PP-130)	Member
5.	Mrs Zill-e-Huma, MPA (W-349)	Member
6.	Malik Muhammad Ahmad Khan, MPA (PP-179)	Member
7.	Mr Kanji Ram, MPA (NM-365)	Member
8.	Mr Arif Mahmood Gill, MPA (PP-59)	Member
9.	Sardar Vickas Hasan Mokal, MPA (PP-180)	<i>on invitation</i>
10.	Ch Ghulam Murtaza, MPA (PP-283)	<i>on invitation</i>
11.	Mr Ehsan Riaz Fatyana, MPA (PP-58)	<i>on invitation</i>
12.	Dr Syed Waseem Akhtar, MPA (PP-271)	<i>on invitation</i>
13.	Sardar Shahabuddin Khan, MPA (PP-263)	<i>on invitation</i>
14.	Mr Asif Mehmood, MPA (PP-9)	<i>on invitation</i>

3. Captain (Retd) Javed Akbar, Secretary (I&C), Services and General Administration Department and Mr Mohsin Abbas Syed, Director, Law and Parliamentary Affairs Department represented their Departments. Hafiz Muhammad Shafiq Adil, Special Secretary, Provincial Assembly of the Punjab functioned as Secretary to the Committee.

4. Mr Mohsin Abbas Syed, Director, Law and Parliamentary Affairs Department apprised the Committee about the aims and objects of the Bill. He stated that the salaries and other emoluments of the Parliamentary Secretaries and the Members of the Provincial Assembly of the Punjab were lastly revised in 2006. The emoluments/allowances admissible to them were needed to be revised and rationalized to cater for inflation and making it comparable with the emoluments of MPAs and Parliamentary Secretaries in other Provinces. Some incidental provisions were also necessary. He requested the Committee that the Bill, as introduced, may be recommended for the passage by the Assembly.

5. The Committee after hearing the Members, having view point of the Administrative Department as well as the Law and Parliamentary Affairs Department and discussing various points, unanimously decided to recommend that the bill may be passed by the Assembly subject to the following amendment:-

**AMENDMENT IN THE BILL**

**CLAUSE 1**

sub clause (2) be substituted as under :-

“(2) It shall come into force with effect from 1<sup>st</sup> day of July 2015.”.

6. A copy of the Bill as introduced in the Assembly is at Annexure-A and a copy of the Bill as recommended by the Committee is at Annexure-B.

Lahore  
4 February, 2016

(MRS AZMA ZAHID BUKHARI)  
Chairperson  
Standing Committee on Law and Parliamentary Affairs

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Lahore  
4 February, 2016

*Mumtaz Hussain*  
(RAI MUMTAZ HUSSAIN BABAR)  
Secretary

ANNEXURE – A

(BILL AS INTRODUCED IN THE ASSEMBLY)  
**PROVINCIAL ASSEMBLY OF THE PUNJAB**

Bill No. 14 of 2016

**THE PUNJAB PUBLIC REPRESENTATIVES' LAWS (AMENDMENT)  
BILL 2016**

A  
BILL

*to amend the laws relating to the public representative of the Province of the Punjab*

It is expedient to amend the laws relating the public representative offices of the Province of the Punjab;

Be it enacted by the Provincial Assembly of the Punjab as follows:

**1. Short title and commencement.**– (1) This Act may be cited as the Punjab Public Representatives' Laws (Amendment) Act 2016.

(2) It shall come into force at once.

**2. Amendments in Act XVI of 1974.**– In the Punjab Provincial Assembly (Salaries, Allowances and Privileges of Members) Act, 1974 (*XVI of 1974*), the following amendments shall be made:

(1) In section 3:

(a) in subsection (1), for the words “ten thousand”, the words “eighteen thousand” shall be substituted; and

(b) for subsection (4), the following shall be substituted:

“(4) The Government shall, by notification, increase the salary mentioned in subsection (1) in proportion to the increase in the salary of the civil servants of the highest grade.

**Explanation.**– The word “salary” in subsection (4) shall include any *ad hoc* relief or special allowance provided to the civil servants of highest grade, having the effect of increase in the basic pay of the civil servants.”.

(2) In section 4:

(a) for the words “six hundred and fifty”, the words “one thousand” shall be substituted; and

(b) for the words “four hundred”, the words “six hundred” shall be substituted.

(3) In section 5, in subsection (1), in clause (c), in the proviso, for the word “five”, the word “fifteen” shall be substituted.

(4) In section 5-A, for the words “seventy five”, the words “one hundred and twenty” shall be substituted.

(5) In section 7-B:

(a) in subsection (1), for the words “ten thousand”, the words “twenty nine thousand” shall be substituted; and

(b) in subsection (2), for the words “three thousand”, the words “six thousand” shall be substituted.

(6) In section 10, for the words “five thousand”, wherever occur, the words “ten thousand” shall be substituted.

- (7) In section 10-B, for the words "five thousand", the words "ten thousand" shall be substituted.

**3. Amendments in Ordinance LXXI of 2002.**— In the Punjab Parliamentary Secretaries (Salary, Allowances and Privileges) Ordinance, 2002 (*LXXI of 2002*), the following amendments shall be made:

- (1) in section 2, for clause (f), the following shall be substituted:  
 "(f) "Parliamentary Secretary" means a member of the Assembly appointed as Parliamentary Secretary by the Chief Minister; and".
- (2) In section 3, in subsection (2), before full stop, the words "or until he is member of the Assembly" shall be inserted;
- (3) in section 4, for subsection (2), the following shall be substituted:  
 "(2) The Government shall, by notification, increase the salary mentioned in subsection (1) in proportion to the increase in the salary of the civil servants of highest grade.  
**Explanation.**— The word "salary" in subsection (2) shall include any ad hoc relief or special allowance provided to the civil servants of the highest grade, having the effect of increase in the basic pay of the civil servants."
- (4) In section 5, for the words "five thousand", the words "ten thousand" shall be substituted.
- (5) In section 6, in subsection (2), for the words "fifteen thousand", the words "twenty thousand" shall be substituted.
- (6) In section 7:  
 (a) in subsection (3), for the words "fifteen thousand", the words "seventeen thousand" shall be substituted; and  
 (b) after subsection (3), the following subsections (4) and (5) shall be inserted:  
 "(4) A Parliamentary Secretary shall be entitled to receive utilities allowance for gas and electricity charges of his residence at the rate of six thousand per month.  
 (5) If a Parliamentary Secretary is not provided official residence in Lahore, he shall be entitled to receive twenty five hundred rupees per diem for the period of residence on duty for session of the Assembly or a meeting of a Committee."
- (7) In section 8-A, in subsection (6), for the word "five", the word "fifteen" shall be substituted;
- (8) in section 10, for the words "seventy five", the words one hundred and twenty" shall be substituted.
- (9) In section 11, for the words "six hundred and fifty", the words "one thousand" shall be substituted.
- (10) In section 15, in subsection (1), for the words "seven thousand", the words "ten thousand" shall be substituted.

**4. Amendments in Act XLI of 1975.**— In the Punjab Ministers (Salaries, Allowances and Privileges) Act, 1975 (*XLI of 1975*), in section 3, for subsection (2), the following shall be substituted:

- "(2) The Government shall, by notification, increase the salary mentioned in subsection (1) in proportion to the increase in the salary of the civil servants of highest grade.

**Explanation.**— The word “salary” in subsection (2) shall include any ad hoc relief or special allowance provided to the civil servants of the highest grade, having the effect of increase in the basic pay of the civil servants.”

**5. Amendments in Act XLII of 1975.**— In the Punjab Provincial Assembly Speaker (Salary, Allowances and Privileges) Act, 1975 (XLII of 1975), in section 3, for subsection (2), the following shall be substituted:

“(2) The Government shall, by notification, increase the salary mentioned in subsection (1) in proportion to the increase in the salary of the civil servants of highest grade.

**Explanation.**— The word “salary” in subsection (2) shall include any ad hoc relief or special allowance provided to the civil servants of the highest grade, having the effect of increase in the basic pay of the civil servants.”

**6. Amendments in Act XLIII of 1975.**— In the Punjab Provincial Assembly Deputy Speaker (Salary, Allowances and Privileges) Act, 1975 (XLIII of 1975), in section 3, for subsection (2), the following shall be substituted:

“(2) The Government shall, by notification, increase the salary mentioned in subsection (1) in proportion to the increase in the salary of the civil servants of highest grade.

**Explanation.**— The word “salary” in subsection (2) shall include any ad hoc relief or special allowance provided to the civil servants of the highest grade, having the effect of increase in the basic pay of the civil servants.”

**7. Amendments in Ordinance LXXVI of 2002.**— In the Punjab Special Assistants (Salary, Allowances and Privileges) Ordinance, 2002 (LXXVI of 2002), the existing section 4 shall be renumbered as subsection (1) of section 4, and the following new subsection (2) shall be inserted:

“(2) The Government shall, by notification, increase the salary mentioned in subsection (1) in proportion to the increase in the salary of the civil servants of highest grade.

**Explanation.**— The word “salary” in subsection (2) shall include any ad hoc relief or special allowance provided to the civil servants of the highest grade, having the effect of increase in the basic pay of the civil servants.”

**8. Amendments in Ordinance LXXVII of 2002.**— In the Punjab Advisors (Salary, Allowances and Privileges) Ordinance, 2002 (LXXVII of 2002), the existing section 4 shall be renumbered as subsection (1) of section 4, and the following new subsection (2) shall be inserted:

“(2) The Government shall, by notification, increase the salary mentioned in subsection (1) in proportion to the increase in the salary of the civil servants of highest grade.

**Explanation.**— The word “salary” in subsection (2) shall include any ad hoc relief or special allowance provided to the civil servants of the highest grade, having the effect of increase in the basic pay of the civil servants.”

## STATEMENT OF OBJECTS AND REASONS

The salaries and other emoluments of the Parliamentary Secretaries and the Members of the Provincial Assembly of the Punjab were lastly revised in 2006. The emoluments/allowances admissible to them need to be revised and rationalized to cater for inflation and making it comparable with the emoluments of MPAs and Parliamentary Secretaries in other Provinces. Some incidental provisions are also necessary. Hence this Bill.

**MINISTER INCHARGE**

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**Lahore:**  
**1<sup>st</sup> February 2016**

**RAI MUMTAZ HUSSAIN BABAR**  
**Secretary**

**ANNEXURE - B**

**(BILL AS RECOMMENDED BY THE STANDING COMMITTEE  
ON LAW AND PARLIAMENTARY AFFAIRS)**

A  
BILL

*to amend the laws relating to the public representative of the Province of the Punjab*  
It is expedient to amend the laws relating the public representative offices of the Province of the Punjab;

Be it enacted by the Provincial Assembly of the Punjab as follows:

**1. Short title and commencement.**— (1) This Act may be cited as the Punjab Public Representatives' Laws (Amendment) Act 2016.

(2) It shall come into force with effect from 1<sup>st</sup> day of July 2015.

**2. Amendments in Act XVI of 1974.**— In the Punjab Provincial Assembly (Salaries, Allowances and Privileges of Members) Act, 1974 (*XVI of 1974*), the following amendments shall be made:

(1) In section 3:

(a) in subsection (1), for the words "ten thousand", the words "eighteen thousand" shall be substituted; and

(b) for subsection (4), the following shall be substituted:

"(4) The Government shall, by notification, increase the salary mentioned in subsection (1) in proportion to the increase in the salary of the civil servants of the highest grade.

**Explanation.**— The word "salary" in subsection (4) shall include any *ad hoc* relief or special allowance provided to the civil servants of highest grade, having the effect of increase in the basic pay of the civil servants."

(2) In section 4:

(a) for the words "six hundred and fifty", the words "one thousand" shall be substituted; and

(b) for the words "four hundred", the words "six hundred" shall be substituted.

(3) In section 5, in subsection (1), in clause (c), in the proviso, for the word "five", the word "fifteen" shall be substituted.

(4) In section 5-A, for the words "seventy five", the words "one hundred and twenty" shall be substituted.

(5) In section 7-B:

(a) in subsection (1), for the words "ten thousand", the words "twenty nine thousand" shall be substituted; and

(b) in subsection (2), for the words "three thousand", the words "six thousand" shall be substituted.

(6) In section 10, for the words "five thousand", wherever occur, the words "ten thousand" shall be substituted.

(7) In section 10-B, for the words "five thousand", the words "ten thousand" shall be substituted.

**3. Amendments in Ordinance LXXI of 2002.**— In the Punjab Parliamentary Secretaries (Salary, Allowances and Privileges) Ordinance, 2002 (*LXXI of 2002*), the following amendments shall be made:

- (1) in section 2, for clause (f), the following shall be substituted:  
“(f) “Parliamentary Secretary” means a member of the Assembly appointed as Parliamentary Secretary by the Chief Minister; and”.
- (2) In section 3, in subsection (2), before full stop, the words “or until he is member of the Assembly” shall be inserted;
- (3) in section 4, for subsection (2), the following shall be substituted:  
“(2) The Government shall, by notification, increase the salary mentioned in subsection (1) in proportion to the increase in the salary of the civil servants of highest grade.  
**Explanation.**— The word “salary” in subsection (2) shall include any ad hoc relief or special allowance provided to the civil servants of the highest grade, having the effect of increase in the basic pay of the civil servants.”.
- (4) In section 5, for the words “five thousand”, the words “ten thousand” shall be substituted.
- (5) In section 6, in subsection (2), for the words “fifteen thousand”, the words “twenty thousand” shall be substituted.
- (6) In section 7:  
(a) in subsection (3), for the words “fifteen thousand”, the words “seventeen thousand” shall be substituted; and  
(b) after subsection (3), the following subsections (4) and (5) shall be inserted:  
“(4) A Parliamentary Secretary shall be entitled to receive utilities allowance for gas and electricity charges of his residence at the rate of six thousand per month.  
(5) If a Parliamentary Secretary is not provided official residence in Lahore, he shall be entitled to receive twenty five hundred rupees per diem for the period of residence on duty for session of the Assembly or a meeting of a Committee.”.
- (7) In section 8-A, in subsection (6), for the word “five”, the word “fifteen” shall be substituted;
- (8) in section 10, for the words “seventy five”, the words one hundred and twenty” shall be substituted.
- (9) In section 11, for the words “six hundred and fifty”, the words “one thousand” shall be substituted.
- (10) In section 15, in subsection (1), for the words “seven thousand”, the words “ten thousand” shall be substituted.

**4. Amendments in Act XLI of 1975.**— In the Punjab Ministers (Salaries, Allowances and Privileges) Act, 1975 (*XLI of 1975*), in section 3, for subsection (2), the following shall be substituted:

“(2) The Government shall, by notification, increase the salary mentioned in subsection (1) in proportion to the increase in the salary of the civil servants of highest grade.

**Explanation.**— The word “salary” in subsection (2) shall include any ad hoc relief or special allowance provided to the civil servants of the



highest grade, having the effect of increase in the basic pay of the civil servants.”

**5. Amendments in Act XLII of 1975.**— In the Punjab Provincial Assembly Speaker (Salary, Allowances and Privileges) Act, 1975 (XLII of 1975), in section 3, for subsection (2), the following shall be substituted:

“(2) The Government shall, by notification, increase the salary mentioned in subsection (1) in proportion to the increase in the salary of the civil servants of highest grade.

**Explanation.**— The word “salary” in subsection (2) shall include any ad hoc relief or special allowance provided to the civil servants of the highest grade, having the effect of increase in the basic pay of the civil servants.”

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“(2) The Government shall, by notification, increase the salary mentioned in subsection (1) in proportion to the increase in the salary of the civil servants of highest grade.

**Explanation.**— The word “salary” in subsection (2) shall include any ad hoc relief or special allowance provided to the civil servants of the highest grade, having the effect of increase in the basic pay of the civil servants.”

**7. Amendments in Ordinance LXXVI of 2002.**— In the Punjab Special Assistants (Salary, Allowances and Privileges) Ordinance, 2002 (LXXVI of 2002), the existing section 4 shall be renumbered as subsection (1) of section 4, and the following new subsection (2) shall be inserted:

“(2) The Government shall, by notification, increase the salary mentioned in subsection (1) in proportion to the increase in the salary of the civil servants of highest grade.

**Explanation.**— The word “salary” in subsection (2) shall include any ad hoc relief or special allowance provided to the civil servants of the highest grade, having the effect of increase in the basic pay of the civil servants.”

**8. Amendments in Ordinance LXXVII of 2002.**— In the Punjab Advisors (Salary, Allowances and Privileges) Ordinance, 2002 (LXXVII of 2002), the existing section 4 shall be renumbered as subsection (1) of section 4, and the following new subsection (2) shall be inserted:

“(2) The Government shall, by notification, increase the salary mentioned in subsection (1) in proportion to the increase in the salary of the civil servants of highest grade.

**Explanation.**— The word “salary” in subsection (2) shall include any ad hoc relief or special allowance provided to the civil servants of the highest grade, having the effect of increase in the basic pay of the civil servants.”

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