

**EXTRAORDINARY**

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## PART I

GOVERNMENT OF SINDH

LAW DEPARTMENT

NOTIFICATION

Karachi the 26th August, 2002

No.S.Legis:1(26 )/2002 /! The following Ordinance made by the Governor of Sindh is hereby published for general information:-

THE SINDH PROVINCE PENSION FUND ORDINANCE, 2002.

Sindh Ordinance No. XXVI of 2002

### AN ORDINANCE

to provide for the establishment of a pension fund in the Sindh Province.

WHEREAS it is expedient to provide for establish- preamble.  
ment of a Pension Fund in the Sindh Province; and to  
provide for matters ancillary thereto;

AND WHEREAS the Provincial Assembly stands dis-  
solved in pursuance of the Proclamation of the fourteenth  
day of October, 1999, and the Provisional Constitution



Order No.1 of 1999;

AND WHEREAS the Governor of Sindh is satisfied that circumstances exist which render it necessary to take immediate action;

NOW, THEREFORE, in pursuance of the aforesaid Proclamation and the Provisional Constitution Order read with Provisional Constitution (Amendment) Order No.9 of 1999, and in exercise of all powers enabling him in that behalf, the Governor of Sindh is pleased to make and promulgate the following Ordinance:-

Short title  
extent and  
commencement.

1. (1) This Ordinance may be called the Sindh Province Pension Fund Ordinance, 2002.

(2) It shall come into force at once.

2. In this Ordinance, unless there is anything repugnant to the subject or context -

(a) "Board" means the Provincial Pension Fund Board constituted under section 5;

(b) "Chairman" means the Chairman of the Board;

(c) "Fund" means the Provincial Pension Fund established under section 3;

(d) "Government" means the Government of Sindh;

(e) "prescribed" means prescribed by rules made under this Ordinance.

**1\***

Establishment  
of Fund.

3. (1) As soon as may be after the commencement of this Ordinance, Government shall establish a fund to be known as the Provincial Pension Fund.

(2) The Fund shall be established with seed money of Rs.1200 million from the financial year 2002-03.

(3) The Fund shall, subject to the availability of resources, be enhanced from year to year by depositing such amount in the Fund as Government may, with particular reference to its over all liabilities towards payment of pension determine in respect of each year.



(4) The amount credited to the fund shall be distinct and operated upon in accordance with the provisions of this Ordinance and the rules.

(5) An expenditure from the Fund shall be charged upon the Provincial Consolidated Fund within the meaning of Article 121(e) of the Constitution of the Islamic Republic of Pakistan.

(6) The amount in the Fund shall be invested in such Bank, Development Financial Institutions or National Saving Schemes or any other profitable scheme as the Board may approve.

4. (1) The Fund or any portion thereof, not for the time being invested under sub-section (6) of section 3, shall be kept in a scheduled Bank determined by the Board in consultation with Government, which offers maximum profits. Maintenance of Fund.

(2) The Fund shall be utilized for the payment of pension to the employees of Government.

1\*5. (1) The fund shall be under the control and operated upon by a Board, consisting of - Constitution of Board.

(i) Chief Secretary Chairman

(ii) Secretary Finance Member

(iii) Secretary (General Administration), SGGAD. Member

(iv) Member of Institute of Chartered Accountants of Pakistan. Member

(v) Representative of the Bank in which the Fund is kept. Member

(2) An Additional Secretary Finance, nominated by the Secretary Finance, shall act as Secretary of the Board.

(3) The Finance Department shall provide Secretariat Service for the fund.

2\* 6. (1) The Board shall meet at such time and place and on such date as the Chairman may direct. Meetings of the Board.

(2) The Chief Secretary, or in his absence, the Finance Secretary, shall preside over a meeting of the Board.

1\* Amendment by SPPF Act, No:VI of 2006 Dated:19/12/2006

2\* ibid



- (3) The Board shall evolve its own procedure for the conduct of its business under this Ordinance.
- (4) No remuneration shall be admissible to any member, including the Secretary of the Board.
- Accounts of Fund. 7. The Bank, in which the Fund is kept, shall maintain the accounts of the fund in such manner and in such form as may be prescribed.
- 1\* Withdrawal of amount from the fund. 8. (1) No amount from the Fund shall be withdrawn except with the approval of the Board.  
(2) An amount shall be withdrawn from the fund under the joint signatures of the Chief Secretary and the Secretary Finance in their capacity as Chairman and member of the Board.
- Annual statement of Fund. 9. (1) The Finance Department shall prepare annual statement of accounts of the fund within thirty days of closing of the respective financial year.  
(2) The Board shall forward the annual statement accompanied by a brief report on the maintenance of the Fund to Government after closing of the respective financial year.  
(3) The Fund shall be audited in the prescribed manner and the Audit Report shall be tabled in the Provincial Assembly.
- power to make rules 10. Government may make rules for carrying out the purposes of this Ordinance.

Karachi,  
Dated 22nd August, 2002

MOHAMMED MIAN SOOMRO  
GOVERNOR OF SINDH

/ SAYED GHULAM NABI SHAH  
SECRETARY TO GOVERNMENT OF SINDH  
LAW DEPARTMENT

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It is hereby enacted as follows:-

- Short title and commencement. 1. (1) This Act may be called the Sindh Province Pension Fund (Amendment) Act, 2006.
- (2) It shall come into force at once and be deemed to have taken effect on and from 10<sup>th</sup> April, 2005.

- Amendment of Section 3 of Sindh Ordinance XXVI of 2002. 2. In the Sindh Province Pension Fund Ordinance, 2002 herein-after referred to as the said Ordinance, in section 3-
- (i) in sub-section (3), between the word "year" and the word "by", the words "by adding investment returns and" shall be inserted;
- (ii) after sub-section (6), the following new sub-section shall be added:-

"(7) The Board may enter into a contract with an insurance company incorporated in Pakistan having competence and expertise in the field of management of fund to provide pensionary benefits to the employees of Government under the scheme prepared by the company with the approval of Government."

- Amendment of Section 5 of Sindh Ordinance XXVI of 2002. 3. In the said Ordinance, in section 5-
- (i) for sub-section (1), the following shall be substituted:-

"(1) The Fund shall be controlled and managed by the Board consisting of-

- |  |           |
|--|-----------|
| (a) Minister Finance   | Chairman  |
| (b) Chief Secretary  | Member    |
| (c) Secretary Finance  | Member    |
| (d) Secretary (G.A) SGA&C Department                               | Member    |
| (e) Nominee of the Institute of Chartered Accountants of Pakistan  | Member    |
| (f) Nominee of the Bank or Organization in which the Fund is kept. | Member.;" |



(ii) for sub-section (2), the following shall be substituted:-

"(2) The Secretary Finance shall act as Secretary of the Board.

(2-A) The Chief Secretary shall, in the absence of the Minister Finance, act as Chairman."

4. In the said Ordinance, in section 6,-

(i) for sub-section (2), the following shall be substituted:-

"(2) The Chairman shall preside over the meetings of the Board.;"

(ii) for sub-section (4), the following shall be substituted:-

"(4) No remuneration shall be admissible to the Chairman or any member of the Board.;"

5. In the said Ordinance, in section 8, for sub-section (2), the following shall be substituted:-

"(2) The amount approved by the Board shall be withdrawn from the Fund under the signatures of the Secretary Finance as Secretary of the Board."

Amendment of  
section 6 of  
Sindh Ordinance  
XXVI of 2002.

Amendment of  
section 8 of  
Sindh Ordinance  
XXVI of 2002.

BY ORDER OF THE SPEAKER  
PROVINCIAL ASSEMBLY OF SINDH

HADI BUX BURIRO  
SECRETARY  
PROVINCIAL ASSEMBLY OF SINDH