

EXTRAORDINARY

Registered No. M 324



The Sindh Government Gazette

Published by Authority

KARACHI SATURDAY DECEMBER 8, 2001

PART-I

GOVERNMENT OF SINDH

LAW DEPARTMENT

NOTIFICATION

Karachi the 8th December 2001

No. S.LEGIS: 1 (39) 2001 The following Ordinance made by the Governor of Sindh is hereby published for general information:-

*THE SINDH PUBLIC SERVICE COMMISSION
(AMENDMENT) ORDINANCE 2001*

SINDH ORDINANCE NO. XXXIX OF 2001

AN
ORDINANCE

further to amend the Sindh public Service Commission Act, 1989.

WHEREAS it is expedient further to amend Preamble.

LCIV) 181- EXT-I-757

(3536)

Price RS: 4.00.

the Sindh Public Service Commission Act, 1989, in the manner hereinafter appearing;

AND WHEREAS the Provincial Assembly stands dissolved 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 and commencement.

1. (1) This Ordinance may be called the Sindh Public Service Commission (Amendment) Ordinance, 2001.

(2) It shall come into force at once.

Amendment in section 2 of Sindh Act XI of 1989.

2. In the Sindh Public Service Commission Act, 1989, hereinafter referred to as the said Act, in section 2 after clause (b), the following new clause shall be inserted:-

"(bb) "Governor" means, the Governor of Sindh;"

Amendment in section 3 of Sindh Act XI of 1989.

3. In the said Act, in section 3, for subsections (2) and (3), the following shall be substituted:-

"(2) The Commission shall consist of a Chairman and such number of members,

not exceeding ten, as the Governor may determine.

- (3) Not less than one half of the Members shall be the persons who have held office in the Service of Pakistan for not less than twenty years including at least five years service in BPS-20 or above with out-standing career and eminence in their profession.
- (4) The remaining members shall be selected from private sector from amongst the eminent persons with minimum age of forty five years and maximum age of sixty five years representing liberal arts and science and professionals having a Bachelor's Degree with sufficient practical experience in the relevant field.
- (5) No person in the service of Government or in autonomous corporation or body established by Government by law or otherwise shall be appointed as Member."

4. In the said Act, in section 4, for sub-section(2) including the proviso, the following shall be substituted:-

Amendment
in section
4 of Sindh
Act XI of
1989

"(2) The Chairman or a Member shall hold office for a single non-renewable term of five years from the date on which he enters upon his office; provided that the Governor may in his discretion extend the term of the Chairman or a Member holding office on the commencement of the Sindh Public Service Commission (Amendment) Ordinance, 2001 for a maximum period of five years including the term or terms already served by him in office."

5. In the said Act, in section 5, for sub-section (1) excluding the proviso, the following shall be substituted:-

Amendment
of section
5 of Sindh
Act XI of
1989

"(1) The terms and conditions of Service including pay, allowances and perquisites of the Chairman and Members shall be such as may be prescribed."

- Omission of section 5-A of Sindh Act XI of 1989.
6. In the said Act, section 5-A shall be omitted.
- Amendment of section 7 of Sindh Act XI of 1989.
7. In the said Act, in section 7, in clause (ii)-
- (i) for the word "Government", the word "Governor" shall be substituted;
- (ii) in sub-clause (a), the word "and" shall be omitted;
- (iii) after clause (a), the following new clause shall be inserted:-
- "(aa) the matter relating to absorption of officers of various services and cadres in the provincial service or cadre; and".
- Amendment of section 8 of Sindh Act XI of 1989.
8. In the said Act, for section 8, the following shall be substituted:-
- "8. Where the Governor does not accept the advice of the Commission, he shall inform the Commission accordingly."
- Amendment of section 9 and 10 of Sindh Act XI of 1989.
9. In the said Act, in section 9, in sub-section (3) and in section 10, for the word "Government", the word "Governor" shall be substituted.

Karachi
Dated the 6/12/2001

MOHAMMEDIAN SOOMRO
GOVERNOR OF SINDH

SAYED GHULAM NABI SHAH
SECRETARY TO GOVERNMENT OF SINDH
LAW DEPARTMENT