

**THE BALOCHISTAN SECRETARIAT
(LAW DEPARTMENT MISCELLANEOUS POSTS) (B-1 to 15) SERVICE
RULES, 2016**

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RULES

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**¹THE BALOCHISTAN SECRETARIAT
(LAW DEPARTMENT MISCELLANEOUS POSTS) (BPS-1 to 15) SERVICE
RULES, 2016**

NOTIFICATION

[12th February, 2016]

No. SO (R-II)(16)12/2016-S&GAD/205-55. In exercise of the powers conferred by Section 25 of the Balochistan Civil Servants Act, 1974², (Act No. IX of 1974), the Government of Balochistan is pleased to make the following rules regulating recruitment to the Balochistan Secretariat (Law Department Miscellaneous Posts) (BPS-1 to 15) Service, and prescribing conditions of service for the persons appointed thereto, namely:—

PART I – GENERAL

1. **Short title and commencement.**— (1) These rules may be called “the Balochistan Secretariat (Law Department Miscellaneous Posts) (BPS-1 to 15) Service Rules, 2016”.

(2) They shall come into force at once.

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

- (a) “**Act**” means the Balochistan Civil Servants Act, 1974² (Act No. IX of 1974);
- (b) “**Appendix**” means the Appendix annexed to these rules;
- (c) “**Appointing Authority**” means the appointing authority as specified in rule 4;
- (d) “**Board**” means a Board of Intermediate and Secondary Education established by law in Pakistan or any other educational authority or institution declared by Government in consultation with the Commission to be a Board for the purpose of these rules;
- (e) “**Commission**” means the Balochistan Public Service Commission³;
- (f) “**Department**” means the Law and Parliamentary Affairs Department⁴, Government of Balochistan;
- (g) “**Government**” means the Government of Balochistan;
- (h) “**Initial recruitment**” means appointment made otherwise than by promotion or transfer from another Service/ Department/ Post;

¹ These rules have been issued by the Services and General Administration Department, Government of Balochistan, vide its Notification No. SO (R-II)(16)12/2016-S&GAD/205-55, dated 12th February, 2016.

² Balochistan Act IX of 1974; passed by the Balochistan Assembly on 19th June, 1974; assented to by the Governor of Balochistan; and published in the Balochistan Gazette (Extraordinary) No. 41 dated 20th July, 1974.

³ Constituted under the Balochistan Public Service Commission Act, 1989 (Act II of 1989); published in the Balochistan Gazette (Extraordinary) No. 88, dated 23rd May, 1989; and earlier to that under the Balochistan Ordinance II of 1978 (repealed) and the Balochistan Act IV of 1974 (repealed).

⁴ See Schedule I, Part “A”, S. No 22 of the Balochistan Government Rules of Business, 2012; published in the Balochistan Gazette (Extraordinary) No. 115, dated 14th December, 2012.

- (i) “**Post**” means a post specified in column 2 of the Appendix and such other post in the Service as may be specified by the Government from time to time for the purpose of these rules;
 - (j) “**recognized Institute**” means any institute established by law in Pakistan or any other Institute declared by the Government in consultation with the Commission to be a recognized Institute for the purpose of these rules;
 - (k) “**recognized University**” means any University established by law in Pakistan or any other university declared by Government in consultation with the Commission to be a recognized University for the purpose of these rules;
 - (l) “**Rules**” means the Balochistan Secretariat (Law Department Miscellaneous Posts) (BPS-1 to 15) Service Rules, 2016;
 - (m) “**Service**” means the Balochistan Secretariat (Law Department Miscellaneous Posts) (BPS-1 to 15) Service; *and*
 - (n) “**Selection/ Promotion Committees**” means the Selection/ Promotion Committees constituted by the Department under the rule 5 of the Balochistan Civil Servants (Appointment, Promotion and Transfer) Rules, 2009⁵.
- (2) Words and expressions used but not defined herein above sub-rule (1), unless the context otherwise requires, shall have the same meanings as assigned to them in the Act.

PART II – RECRUITMENT

3. **Eligibility and Composition of the Service.**— (1) No person who is married to a foreign national shall be eligible for appointment to the Service.

(2) The restriction imposed hereinabove by sub-rule (1), may be relaxed by Government in the case of person who is married or proposed to marry a foreign national of any country recognized by the Government of Pakistan.

(3) The Service shall comprise of the posts specified in column 2 of the Appendix and such other posts as may be determined by Government from time to time.

4. **Appointing Authority.**— Appointments to the posts in the Service shall be made by the appointing authority as specified in rule 4 of the Balochistan Civil Servants (Appointment, Promotion and Transfer) Rules, 2009⁶.

5. **Method of Recruitment.**— The appointment to the posts in the Service shall be made as specified in the column 4 of the Appendix.

(2) All the posts for initial recruitment shall be filled from amongst the candidates domiciled/local of Balochistan.

⁵ Rules issued by the Services and General Administration Department, Government of Balochistan; and published in the Balochistan Gazette (Extraordinary) No. 165, dated 27th October, 2009.

⁶ Rules issued by the Services and General Administration Department, Government of Balochistan; and published in the Balochistan Gazette (Extraordinary) No. 165, dated 27th October, 2009.

6. **Age.**— (1) No person, who is less than 18 years or more than 28 years of age shall be appointed and as prescribed in rule 3 and 4 of the Balochistan Government Initial Appointment to Civil Service Posts (Age and Relaxation of Upper Age Limit), Rules, 2012⁷.

7. **Qualifications.**— (1) No person shall be appointed to a post in the Service by initial recruitment unless he possesses the qualifications prescribed for the post in column 3 of Appendix.

(2) No person, not already in Government Service, shall be appointed to the Service unless he produces a certificate of character from the Principal/ Academic Officer of the academic institution last attended and also certificates of character from two other responsible persons/ gazetted officers, not being his relatives and who are well acquainted with his character and antecedents.

(3) No person shall be appointed by initial recruitment to the Service unless he is declared to be physically fit by a Government Medical Officer.

PART III – CONDITIONS OF SERVICE

8. **Probation.**— A person appointed to the Service on regular basis shall remain on probation for a period as prescribed in rule 2-A of the Balochistan Civil Servants (Confirmation) Rules, 2012⁸.

9. **Confirmation.**— After satisfactory completion of the probationary period:

Provided that he holds a substantive post, a civil servant appointed on probation under rule 8, shall be eligible for confirmation in service or a post or a grade as prescribed in rule 20 of the Balochistan Civil Servants (Appointment, Promotion and Transfer) Rules, 2009⁹ and in rule 3 of the Balochistan Civil Servants (Confirmation) Rules, 2012¹⁰.

10. **Seniority.**— (1) The *interse* seniority of the members of the Service appointed to posts in the same grade shall be determined as prescribed in rule 21 of the Balochistan Civil Servants (Appointment, Promotion and Transfer) Rules, 2009¹ and in the Balochistan Civil Servants (Seniority) Rules, 2008¹¹.

11. **Liability to Transfer and Serve.**— The member of the Service shall be liable to—

- (a) transfer anywhere in Balochistan; *and*
- (b) to serve in any department of Government or any local authority or statutory body setup or established by Government:

Provided that where a member of the Service is required to serve in post outside his Service or cadre, his terms and conditions of service as to his pay shall not be less favourable than those to which he would have been entitled, if he has not been so required to serve.

⁷ Rules issued by the Services and General Administration Department, Government of Balochistan; and published in the Balochistan Gazette (Extraordinary) No. 35, dated 25th February, 2013.

⁸ Rules issued by the Services and General Administration Department, Government of Balochistan; and published in the Balochistan Gazette (Extraordinary) No. 29, dated 16th April, 2012.

⁹ Rules issued by the Services and General Administration Department, Government of Balochistan; and published in the Balochistan Gazette (Extraordinary) No. 165, dated 27th October, 2009.

¹⁰ Rules issued by the Services and General Administration Department, Government of Balochistan; and published in the Balochistan Gazette (Extraordinary) No. 29, dated 16th April, 2012.

¹¹ Rules issued by the Services and General Administration Department, Government of Balochistan; and published in the Balochistan Gazette (Extraordinary) No. 222, dated 25th August, 2008.

12. **General Rules.**— In all matters not expressly provided for in these rules; members of the Service shall be governed by such rules as have been or may hereafter be prescribed by Government and made applicable to them.

13. **Relaxation.**— Any provision of these rules, for reasons to be recorded in writing, may be relaxed in individual cases if Government is satisfied that a strict application of the rules would cause undue hardship to the individual concerned:

Provided that wherever such relaxation involves a question on which consultation with the Commission is mandatory, the Commission shall be consulted before the relaxation is made

14. **Delegation.**— The Government may delegate all or any of its powers under these rules to any officer subordinate to it.

BY ORDER OF
GOVERNOR BALOCHISTAN

CHIEF SECRETARY
GOVERNMENT OF BALOCHISTAN

(See Appendix on next page)

APPENDIX

{See rule 2 (1)(b), 3 (3), 5 and 7 (1)}

S.No.	Nomenclature and basic pay scale (BPS) of the Post	Minimum qualifications for the Initial Recruitment	Method of recruitment
1	2	3	4
1	Translator, (BPS-11)	Second Class Bachelor's Degree from a recognized University with Urdu as a subject having three (3) years experience of translation from Urdu to English and English to Urdu.	By Initial recruitment.