

EXTRAORDINARY

REGISTERED NO. S-2771



THE BALOCHISTAN GAZETTE PUBLISHED BY AUTHORITY

NO. 62 QUETTA TUESDAY JUNE 14, 2022.

GOVERNMENT OF BALOCHISTAN,
LAW AND PARLIAMENTARY AFFAIRS
DEPARTMENT.

NOTIFICATION

Dated Quetta, the 14th June, 2022.

No. Legis:4-236/Law/2022/166-175. In exercise of the powers conferred by section 13 of the Balochistan Letters of Administration and Succession Certificates Act, 2022 (Act I of 2022), the Government of Balochistan is pleased to make the following rules:

1. **Short title and Commencement:** - (1) These rules may be cited as the Balochistan Letters of Administration and Succession Certificates Rules, 2022.

(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 Letters of Administration and Succession Certificates Act, 2022;
- (b) "applicant" means a person authorized to make an application under section 6 of the Act;
- (c) "Authority" means the National Database and Registration Authority (NADRA);
- (d) "property" includes movable and immovable property;
- (e) "rules" means the Balochistan Letters of Administration and Succession Certificates Rules, 2022; and
- (f) "Schedule" means the Schedule appended to the rules.

(2) The words and expressions used but not defined in these rules shall have the same meanings as assigned to them in the Act.

3. **Application for the grant of Letters of Administration or Succession Certificate:** - An application for the grant of Letter of Administration or Succession Certificate may be made by the applicant, or his/her legal counsel authorized by the legal heirs, at any notified office of the Authority, in the form set out in Schedule I, along with the following documents:

- (a) death certificate of the deceased;
- (b) list of the legal heirs and copies of their National Identity Cards which may include a Computerized National Identity Card (CNIC), National Identity Card for Overseas Pakistanis (NICOP), Family Registration Certificate (FRC) or any such instrument issued by the Authority;
- (c) an authorization in the form set out in Schedule I by the legal heirs in favour of the applicant; and
- (d) documentary evidence of ownership of immovable and movable properties in respect of which the Letter of Administration or Succession Certificate is applied for;

Provided that in case of immovable property, the applicant submits certificate confirms the ownership issued by the relevant registry or department or office.

4. **Summary enquiry:** - (1) Upon receipt of an application, the Authority may require from the applicant, such evidence, documentary or otherwise, or may make such enquiries as it deems fit.

(2) In case of any controversy, the authority shall decline to process the application and inform the applicant accordingly.

5. **Publication of notice:** - (1) Where there is no controversy involved, a notice shall be published on the web portal of the Authority and in one English language and Urdu language daily newspaper of wide circulation for inviting objections from the general public.

(2) Where no objection or claim is received within fourteen days of the publication of notice, the Authority shall require the applicant and all legal heirs to appear in person, in any of its notified offices, for bio-metric verification.

(3) Where bio-metric of a legal heir is not verified, the Authority may require the legal heirs to appear before it in person on a date fixed by the Authority or it may resort to any other modern device with a view to satisfy itself as to the identity of any legal heir.

(4) Upon verification, if the Authority is satisfied, it may issue the Letter of Administration or Succession Certificate, as the case may be, in favour of the applicant and the legal heirs, in the forms prescribed under Schedule II and III, as the case may be.

6. **Duplicate or amended Letter of Administration or Succession Certificate:** - (1) The Authority may, for any Letter of Administration or Succession Certificate which is lost, stolen, destroyed or damaged, issue a duplicate Letter of Administration or Succession Certificate to the applicant.

(2) For the purpose of sub-rule (1), in case of lost or stolen letter of Administration or the Succession Certificate, a copy of police/levies report or FIR, as the case may be, reporting such fact shall be submitted to the Authority and in case of a destroyed or damaged Letter of Administration or Succession Certificate, the original instrument shall be surrendered to the Authority.

(3) In case of an error, a Letter of Administration or Succession Certificate may be amended by making an application to the Authority, which may be, subject to surrender of the original Letter of Administration or the Succession

Certificate, issue an amended Letter of Administration or the Succession Certificate, as the case may be.

(4) For the purpose of issuing a duplicate or amended Letter of a Administration or Succession Certificate, the Authority may conduct an enquiry or require from the applicant such evidence as it may deem fit.

(5) A duplicate or amended Letter of Administration or Succession Certificate shall be issued upon payment of such fee as provided in Schedule IV.

7. **Fee and cost:** - (1) The Authority shall charge fee and other charges for its services as specified in Schedule IV.

(2) The Authority shall make necessary arrangements for the collection of fee and other charges and may collect, or cause to be collected for issuance of the Letter of Administration or Succession Certificate at any time prior to or along with the deposit of application, as it may deem fit.

(3) The Authority may adopt any mode or manner for collection of the fee and other charges as it may deem fit for achieving efficiency and facilitating the deposit and collection of fee and other charges by and from the applicant.

(4) If an application is declined due to controversy or upon objection of any person or due to any dispute at the stage of verification, fees and other charges, if any, collected by the Authority, shall be refunded to the applicant after deducting the processing charges as specified in Schedule IV.

BY ORDER OF
GOVERNOR BALOCHISTAN.

DR. MUHAMMAD AKBAR HARIFAL
SECRETARY.
LAW AND PARLIAMENTARY AFFAIRS
DEPARTMENT.

**Schedule I
(rule 3)**

**LETTER OF AUTHORIZATION
FOR**

LETTER OF ADMINISTRATION/SUCCESSION CERTIFICATE

1. I _____ S/D/W of _____ bearing CNIC/NICOP No. _____ do hereby state on oath that the legal heirs mentioned below have authorized the undersigned to act on their behalf for the purpose of filing the application for the grant of Succession Certificate/ Letter of Administration in respect of movable/ immovable properties (mentioned below) of the deceased Mr/Mrs/Miss/Ms. _____ S/D/W of _____ bearing CNIC/NICOP No. _____

2. The details of movable/ immovable properties and the legal heirs are given below:

(a) Details of movable/ immovable properties

NB: In the case of immovable properties, the address and area of the property is to be mentioned, while in case of movable assets, such as a bank account. The account number is to be mentioned. In case of co-ownership, the percentage of fraction of ownership in the asset is to be mentioned.

(b) Legal heirs details (include all legal heirs)

Sr. No.	Name	CNIC/ NICOP No.	Relation with applicant	Relation with deceased	Religion	Sect.	Cell No.	E- mail	Share of legal heirs in the assets e.g. (1-2 of total or 2/3 remaining etc.)	Signature	Address

3. I _____ the above named applicant do hereby state on oath and declare that the list of legal heirs and details of the assets provided by me are true and correct to the best of my knowledge and belief and nothing has been concealed.

Dated this _____ day of _____ at _____
Sign/ Thumb impression of Applicant _____

Attested by Oath
Commissioner

Schedule II

(rule 5)

LETTER OF ADMINISTRATION

(Issued under the Balochistan Letters of Administration and Succession Certificates Act, 2022)

It is certified that _____ S/D/W _____ bearing CNIC/NICOP No. _____ applied on _____ for issuance of Letter of Administration regarding immovable properties mentioned below, as left by the deceased Mr/Mrs/Miss/Ms. _____ S/D/O _____ bearing CNIC/NICOP No. _____ in favour of the legal heirs mentioned hereunder:-

Sr. No.	Details of immovable properties
1	
2	

Details of Legal heirs of the deceased and their shares (according to the Personal Law of the deceased) are as under:

Legal heirs details				
Sr. No.	Name	CNIC/NICOP No.	Relation with Deceased	Share
1				
2				

This Letter of Administration is accordingly granted in favour of _____ and empowers him/ her _____ to further distribute the above mentioned properties, among the legal heirs mentioned aforesaid.

Dated this _____ day of _____

This certificate is issued on the basis of information provided by applicant (s) and after fulfilling legal formalities under the provision of the Letters of Administration and Succession Certificates Act, 2022.

Schedule III

(rule 5)

SUCCESSION CERTIFICATE

(Issued under the Balochistan Letters of Administration and Succession Certificates Act, 2022)

It is certified that _____ S/D/W _____ bearing CNIC/NICOP No. _____ applied on _____ for issuance of Succession Certificate regarding movable properties mentioned below, as left by the deceased Mr/Mrs/Miss/Ms. _____ S/D/O _____ bearing CNIC/NICOP No. _____ in favour of the legal heirs mentioned hereunder:-

Sr. No.	Details of immovable properties
1	
2	

Details of Legal heirs of the deceased and their shares (according to the Personal Law of the deceased) are as under:

Legal heirs details				
Sr. No.	Name	CNIC/NICOP No.	Relation with Deceased	Share
1				
2				

This Succession Certificate is accordingly granted in favour of and empowers him/ her to collect movable properties of the deceased mentioned above and distribute them among the legal heirs mentioned aforesaid.

Dated this _____ day of _____

This certificate is issued on the basis of information provided by applicant (s) and after fulfilling legal formalities under the provision of the Letters of Administration and Succession Certificates Act, 2022.

**Schedule IV
(rule 7)
Fee and Cost**

- (1) Following fee shall be paid by the applicant at the time of filling an application under rule 3 and 6 respectively:

(a)	For Initial Application	(i) Rs. 12,000/- (In case value of the property is equal to or more than Rs. 100,000/-) (ii) Rs. 5000/- (In case value of the property is less than Rs. 100,000/-)
(b)	For application of duplicate or amended letter of administration or succession certificate	Rs. 2500/-

- (2) Fee mentioned above may be paid through pay order or demand draft, a bank challan in favour of the Authority or any other mode as the Authority may deem fit, like easy paisa, U paisa, mobicash etc.
- (3) An application shall be refunded Rs.5000/- if application is declined.

**SHOUKAT ALI MALIK
ADDL: SECRETARY-CUM-DRAFTSMAN.**