

**GOVERNMENT OF <sup>1</sup>[Khyber Pakhtunkhwa] ESTABLISHMENT &  
ADMINISTRATION  
DEPARTMENT (Establishment Wing)**

**NOTIFICATION  
Dated 1<sup>ST</sup> MARCH, 2008**

**NO.SOE-III(E&AD)2-1/2007, Dated 01-03--2008.**---In pursuance of the powers granted under Section 26 of the <sup>2</sup>[Khyber Pakhtunkhwa] Civil Servants Act, 1973 (<sup>3</sup>[Khyber Pakhtunkhwa] Act XVIII of 1973), the competent authority is pleased to make the following rules, namely:

**THE <sup>4</sup>[Khyber Pakhtunkhwa] INITIAL APPOINTMENT TO CIVIL POSTS  
(RELAXATION OF UPPER AGE LIMIT RULES, 2008)**

**PART — I  
GENERAL**

1. (1) These rules may be called the Initial Appointment to Civil Posts (Relaxation of Upper Age Limit) Rules, 2008.
- (2) These shall come into force with immediate effect.
- <sup>5</sup>[2. (1) Nothing in these rules shall apply to the appointment in BS-17 and the posts of Civil Judge-Cum-Judicial Magistrate / Illaqa Qazi, BS-18 to be filled through the competitive examination of the Public Service Commission, in which case two years optimum relaxation shall be allowed to:
  - (a) Government servants with a minimum of 2 years continuous service;
  - (b) Disabled persons; and
  - (c) Candidates from backward areas.
- (2) For appointment to the post of Civil Judge-cum-Judicial Magistrate/Illaqa Qazi, the period which a Barrister or an Advocate of the High Court and /or the Courts subordinate thereto or a Pleader has practiced in the Bar, shall be excluded for the purpose of upper age limit subject to a maximum period of two years from his/her age.]

**PART — II  
GENERAL RELAXATION**

<sup>1</sup> Subs. by the Khyber Pakhtunkhwa Act No. IV of 2011

<sup>2</sup> Subs. by the Khyber Pakhtunkhwa Act No. IV of 2011

<sup>3</sup> Subs. by the Khyber Pakhtunkhwa Act No. IV of 2011

<sup>4</sup> Subs. by the Khyber Pakhtunkhwa Act No. IV of 2011

<sup>5</sup> Rule 2 substituted by Notification No. SO-III(E&A)2-1/2007 dated 03-09-2008.

<sup>6</sup>[3. (i) Maximum age limit as prescribed in the recruitment rules shall be relaxed in respect of the candidates mentioned in column 2 to the extent mentioned against each in column 3 of the table below:-

| S.No.             | Category of candidates   | Age relaxation admissible   |
|-------------------|--|---|
| 1                 | 2  | 3   |
| i.                | Government Servants who have completed 2 years continuous service.   | Upto ten years Automatic Relaxation.  |
| ii.               | Candidates belonging to backward areas as specified in the Appendix attached herewith.   | Three years Automatic Relaxation.   |
| iii.              | General candidates.  | Upto two years by the appointing authority and exceeding two years upto five years by the Establishment Department <sup>7</sup> [and beyond five years upto ten years by the Chief Minister of the Khyber Pakhtunkhwa]. |
| iv.               | Widow or son or daughter of a deceased civil Servant who died during service and son/brother in case of a shaheed of Police Department; and    | Discretion of the appointing authority.   |
| v.                | Disabled persons /divorced woman/widow   | 10 years Automatic Relaxation.  |
| <sup>8</sup> {vi. | (a) Employees or ex-employees of the development projects of the Government of <sup>9</sup> [Khyber Pakhtunkhwa] ;<br><br>(b) Employees of ex- | Equal to the period served in the projects, subject to the maximum limit of the ten years.]   |

<sup>6</sup> . Rule 3 substituted by Notification No. SOE-III(E&AD)2-1/2007 dated 09-12-2010

<sup>7</sup> . Added by Notification No. SOE-III(E&AD)2-1/2007 dated 26-10-2011

<sup>8</sup> . Added by Notification No. SOE-III(E&AD)2-1/2007 dated 29-01-2011

<sup>9</sup> Subs. by the Khyber Pakhtunkhwa Act No. IV of 2011

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|--|--|--|
|  | employees of the development projects of the Federal Government under the administrative control of the Government of <sup>10</sup> [Khyber Pakhtunkhwa] |  |
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(ii) in case of divorced woman or widow, the following certificates shall be produced by the applicant at the time of applying for age relaxation

- (a) in case of widow, death certificate of husband;
- (b) in case of divorced woman, divorce certificate from the District Coordination Officer of the District concerned;
- (c) certificate form the District Coordination Officer of the District concerned to the fact that the applicant weather divorced or widow has not remarried at the time of submitting application.]

<sup>11</sup>[Provided that the age relaxation at serial No. vi above shall not be availed in conjunction with any other provisions of these rules.]

**4.** A candidate shall only be allowed, relaxation in age in one of the categories specified in rule 3;

Provided that the candidates from backward areas, in addition to automatic relaxation of three years under category (ii) specified in rule 3, shall be entitled to one of the relaxations available to Government servants, general or disabled candidates, whichever is relevant and applicable to them.

<sup>12</sup>**5.** The age relaxation specified in column No. 3, against serial No. (iii) of the TABLE of rule 3, shall be subject to cogent reasons and sound justification of the case.]

**6.** Age relaxation in respect of overage candidates shall be sought prior to their appointment.

**7.** For the purposes of these rules, age of a candidate shall be calculated from the closing date of submission of application for a particular post.

**8.** The cases of age relaxation, beyond the competence of Administrative Departments, shall be sent to the Establishment Department through the Administrative Department concerned.

<sup>10</sup> Subs. by the Khyber Pakhtunkhwa Act No. IV of 2011

<sup>11</sup> . Added by Notification No. SOE-III(E&AD)2-1/2007 dated 29-11-2011

<sup>12</sup> . Added by Notification No. SOE-III(E&AD)2-1/2007 dated 26-10-2011

9. All existing instructions, relating to age relaxation, issued from time to time shall stand superseded.

### **APPENDIX**

**[See Rule 3(ii)]**

- (i) Khyber Agency
- (ii) Kurram Agency.
- (iii) Mohmand Agency.
- (iv) North Waziristan Agency.
- (v) South Waziristan Agency.
- (vi) Malakand Agency including protected areas (Swat, Ranizai and Sam-Ranizai) and Bajaur
- (vii) Tribal Areas attached to Peshawar, Kohat and Hazara Division.
- (viii) Shirani Area.
- (ix) Merged Areas of Hazara and Mardan Division and Upper Tanawal.
- (x) Swat District.
- (xi) Upper Dir District.
- (xii) Lower Dir District.
- (xiii) Chitral District.
- (xiv) Buner District.
- (xv) Kala Dhaka Area.
- (xvi) Kohistan District.
- (xvii) Shangla District.
- (xviii) Gadoon Area in Swabi District.
- (xix) Backward areas of Mansehra and District Batagram.
- (xx) Backward areas of Haripur District, i.e. Kalanjar Filed Kanungo Circle of Tehsil Haripur and Amazai Field Kanungo circle of Tehsil Ghazi.