

THE KHYBER PAKHTUNKHWA
ADVOCATE-GENERAL (TERMS
AND CONDITIONS OF SERVICE)
RULES, 2005

Updated

In light of Notifications issued from time to time (**List at Annex-I**)

GOVERNMENT OF ¹[KHYBER PAKHTUNKHWA]
LAW DEPARTMENT

NOTIFICATION

Dated, Peshawar the 20/07/2005

No. E&A(LD)11-42/90.--In pursuance of the provisions contained in Article 140 of the Constitution of the Islamic Republic of Pakistan, and in supersession of the ²[Khyber Pakhtunkhwa] Advocate-General (Terms and Conditions of Service) Rules, 1977, the Governor of the ³[Khyber Pakhtunkhwa] is pleased to make the following rules, namely:

1. Short title and commencement.---(1) These rules may be called the ⁴[Khyber Pakhtunkhwa] Advocate-General (Terms and Conditions of Service) Rules, 2005.

(2) They shall come into force at once.

2. Definitions.---In these rules, unless the context otherwise requires,-

- (a) "Advocate-General" means the Advocate-General for the ⁵[Khyber Pakhtunkhwa] appointed under Article 140 of the Constitution of the Islamic Republic of Pakistan;
- (b) "Government" means the Government of the ⁶[Khyber Pakhtunkhwa];
- (c) "High Court" means the Peshawar High Court; and
- (d) "Supreme Court" means the Supreme Court of Pakistan;

3. Prohibition of private practice.---Except as may be allowed by Government, the Advocate-General shall not engage himself in private practice of any kind.

¹ Subs by Khyber Pakhtunkhwa Act No. IV of 2011

² Subs by Khyber Pakhtunkhwa Act No. IV of 2011.

³ Subs by Khyber Pakhtunkhwa Act No. IV of 2011.

⁴ Subs by Khyber Pakhtunkhwa Act No. IV of 2011.

⁵ Subs by Khyber Pakhtunkhwa Act No. IV of 2011.

⁶ Subs by Khyber Pakhtunkhwa Act No. IV of 2011.

¹[4. **Fee/remuneration and allowance.**--- ²[(1) The Advocate General shall be paid the following pay and allowances, namely:

1	2	3
S#	Description	Amount
(a)	Pay	Rs. 1,095,434/- per month
(b)	Sup: Judicial Allowance	Rs. 342,431/- per month
(c)	Medical Allowance	Rs. 65,126/- per month
(d)	House Rent Allowance	Rs. 65,000/- per month.]

(2) No fee shall be allowed to the Advocate-General for opinion work of Government or for attending any proceeding of the Provincial Assembly of the ³[Khyber Pakhtunkhwa].

5. **Leave.**--The Advocate-General shall be eligible for leave as follows:

- (a) leave on pay equivalent to full pay may be granted up to 1/11th of the period spent on duty as Advocate-General; provided that leave of this kind shall not accumulate beyond four months;
- (b) leave may be granted on medical certificate on pay equivalent to half pay up to 2/11th of the period spent on duty as Advocate-General, subject to a maximum of three months at any one time;
- (c) extraordinary leave may be granted without allowances subject to a maximum of three months at any one time;
- (d) leave of the various kinds may be granted in combination up to a maximum of six months only at any one time;
- (e) for the first two years of the appointment, the Advocate-General will not be entitled to more than one month's leave except on medical certificate in any one year.

¹ The marginal heading and sub-rule (1) of rule 4 substituted by Notification No. E&A(LD)/11-42/90 dated 17-03-2010.

² Sub-rule (1) substituted vide Notification No. SO(E)LD/5-9/2024, dated 19/07/2024.

³ Subs by Khyber Pakhtunkhwa Act No. IV of 2011.

¹[*****]

7. **Telephone facility.**---²[(1)] There shall be no limit of using the telephone for official use by the Advocate-General. However, a facility of two thousand and five hundred local calls per month is permissible for residential use free of charge.

³[(2)] The Advocate General shall also be entitled to the use of a cellular phone facility with a bill not exceeding Rs. 4000/- per month, at Government expenses.]

⁴[*****]

⁵[8A. **Utility facility.**--- The Advocate General shall be entitled to the utility facility on actual basis upto the minimum of rupees thirty-five thousand (35000) per month.]

⁶[9. **Transport.**---- The Advocate General shall be entitled to two 1600 CC staff cars for official use with three hundred (300) Liter POL for each car in accordance with the rules applicable for use of staff car and POL.]

10. **Travelling Allowance.**--- ⁷[(1)] The Advocate-General shall be entitled to travelling, mileage daily allowances as admissible to officers of Grade-22.

⁸[(2)] The Advocate-General shall be entitled to accommodation in Frontier House, Islamabad and other Rest House of the ⁹[Khyber Pakhtunkhwa], as admissible to a Provincial Minister.]

11. **General.**---Other terms and conditions of service of the Advocate-General shall be as prescribed in the Punjab Law Department Manual as in forced in the ¹⁰[Khyber Pakhtunkhwa].

¹ Rule 6 deleted vide Notification No. SO(E)LD/5-9/2024, dated 19/07/2024.

² Renumbered as sub-rule (1) of rule 7 by Notification No. E&A(LD)/11-42/90 dated 17-03-2010

³ Added by Notification No. E&A(LD)/11-42/90 dated 17-03-2010

⁴ Rule 8 deleted vide Notification No. SO(E)LD/5-9/2024, dated 19/07/2024.

⁵ Ins. by Notification No. E&A(LD)/3-4/2012/Vol-II dated Feb. 01, 2016

⁶ Rule No. 9 substituted by Notification No. SOG/LD/3-4/2017 dated 12-03-2018.

⁷ Renumbered as sub-rule (1) of rule 10 by Notification No. E&A(LD)/11-42/90 dated 17-03-2010

⁸ Added by Notification No. E&A(LD)/11-42/90 dated 17-03-2010

⁹ Subs by Khyber Pakhtunkhwa Act No. IV of 2011.

¹⁰ Subs by Khyber Pakhtunkhwa Act No. IV of 2011.

**SUBJECT: AMENDMENTS IN THE KHYBER PAKHTUNKHWA ADVOCATE-
GENERAL (TERMS AND CONDITIONS OF SERVICE) RULES, 2005**

S.NO	NOTIFICATION NO	NOTIFICATION DATED	REMARKS
1	No. E&A(LD)11-42/90.	26-05-2007	
2	No. E&A(LD)11-42/2005.06	09 September, 2008	
3	No. E&A(LD)11-42/90	17-03-2010	
4	No. E&A(LD)11-42/90	09-06-2011	
5	SO(G)LD/3-4/2012/AG	10 th March, 2014	
6	SO(G)LD/3-4/2012/Vol-II	February 01, 2016	
7	SO(G)LD/3-4/2017	12 th March, 2018	
8	SO(E)LD/5-9/2024	19/07/2024	