

**¹[Khyber Pakhtunkhwa] Public Service Commission
(Conditions of Service of Members) Rules, 1974**

No. SOS-III(S&GAD)1-187/74, dated 24-10-1974---In exercise of the powers conferred by section 9 of the ²[Khyber Pakhtunkhwa] Public Service Commission Act, 1973 (³[Khyber Pakhtunkhwa] Act No. XIX of 1973), read with section 3 thereof the Governor of the ⁴[Khyber Pakhtunkhwa] is pleased to make the following rules prescribing the terms and conditions of service of the Chairman and Members of the ⁵[Khyber Pakhtunkhwa] Public Service Commission:--

1. Short title and commencement.---(1) These rules may be called the ⁶[Khyber Pakhtunkhwa] Public Service Commission (Conditions of Service of Members) Rules, 1974.

(2) They shall come into force at once.

2. Definitions.---In these rules--

(a) “Commission” means the ⁷[Khyber Pakhtunkhwa] Public Service Commission;

(b) “Member” means a member of the Commission and includes the Chairman thereof;

(c) “Government” means the Government of the ⁸[Khyber Pakhtunkhwa] ⁹[;and}

¹⁰[(d) “Schedule” means the Schedule appended to these rules.]

¹¹3. Remuneration.---(1) Members, other than those re-employed after retirement, shall receive salary and allowances as are admissible to them under the ¹²[Khyber Pakhtunkhwa] Civil Services Pay Revision Rules, 1978;

Provided that if an officer in the Service of Pakistan drawing pay in National Pay Scale No. 20 or above is appointed as member, he shall receive the pay which he would have drawn but for such appointment;

¹ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

² Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

³ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

⁴ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

⁵ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

⁶ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

⁷ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

⁸ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

⁹ Subs. by Notification NO. SOE-V(E&AD)/11-2/2011 dated 02-08-2011

¹⁰ Added by Notification NO. SOE-V(E&AD)/11-2/2011 dated 02-08-2011

¹¹ Rule 3 substituted vide S&GAD Notification No. SORI(S&GAD)1-187/74, dated 01.04.1982

¹² Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

Provided further that where a person in the Service of Pakistan is promoted to Grade-20 or above while serving a member, he shall draw pay in Grade-20 or above, as the case may be, with effect from the date of such promotion.

¹³[(2) Where a person retired from Service of Pakistan is appointed as member, he shall draw his pay as specified in the Schedule:

Provided that existing members may, within a period of sixty days of the issue of this Notification, opt for the pay admissible to them immediately before the issue of this Notification

4. Pension.---(1) No pension shall attach to the office of a member as such but in the case of a member who on the date of his appointment was in the Service of Pakistan, service as member shall count for pension under the rules applicable to the service to which such member belonged, and unless the member be a member of the All Pakistan Unified Grades or entitled to a pension under Army Regulations, service as Chairman shall also count as service in the upper grade for the special additional pension and service as a member shall count as service in the lower grade for the special additional pension under the provisions of the West Pakistan Civil Services Pension Rules, 1963, or other rules which were applicable to him on the date of his appointment to the Commission.

(2) In the case of a retired Officer, service as member shall not count as qualifying service for the purpose of re-calculating his pension at the expiry of his terms of Office as member.

5. Provident Fund.---(1) A member, if he so elects, may subscribe to the General Provident Fund in accordance with the prescribed rules.

(2) A member who on the date of his appointment was in the Service of Pakistan shall be governed for the purposes of Provident Fund, or any other Fund, by such rules as are applicable to the holders of his grade of pay:

Provided that he shall cease to subscribe to the Funds on attaining the age of superannuation in his previous service and the amount standing to his credit in the said fund after such deduction as are authorised under the rules applicable to him, shall become payable to him.

¹³ . Sub-rule (2) of rule 3, subs: by No. SOE-V(E&AD)/11-2/2011 dated 02-08-2011, *for*
(2) Where a person retired from Service of Pakistan is appointed as member, his pay shall be fixed in accordance with the principles laid down in the Finance Department's circular letter No. SO(SR-III)FD/28-120/73-VII, dated 17th July, 1980:
Provided that the existing members may, within sixty days of the issuance of Notification No. SORI(S&GAD)1-187/74, dated 1st April, 1982 opt for the pay admissible to them immediately before the option period.

6. Leave.---(1) A member who on the date of his appointment was in the Service of Pakistan may be granted leave by Government under the rules applicable to him immediately before his appointment and his service as member shall count for such leave.

(2) A member who on the date of his appointment was not in the Service of Pakistan may be granted leave by Government as follows:---

(a) leave on leave salary equivalent to full pay upto one eleventh of the period spent on duty as member subject to maximum of four months at any one time:

OR

if the member so elects, leave on leave salary equivalent to full pay (to be taken not more than once during his term of office) for a period not exceeding four months;

(b) leave on medical certificate on leave salary equivalent to half pay upto two eleventh of the period spent on duty as member subject to a maximum of three months at any one time;

(c) extraordinary leave without salary.

Explanation.---A member who on the date of his appointment as in the Service of Pakistan but retires from such service during the term of office as member shall not, as from the date of such retirement, be treated as belonging to the Service of Pakistan.

7. Attendance.---The member shall be entitled to such traveling allowance and medical facilities as are admissible to officers in the corresponding grades of National Pay Scales:

Provided that a member who, on the date of his appointment in the Commission, was in the Service of Pakistan may elect to be governed by the rules applicable to him immediately before the said date.

SCHEDULE

[See sub-rule (2) of rule 3]

Serial No.	Revised pay package	Chairman	Member
1	2	3	4
(i)	Pay	Rs. 1,20,000/- per month	Rs. 1,00,000/- per month
(ii)	House Rent Allowance, if not residing in Government	Rs. 40,000/- per month	Rs. 40,000/- per month

	accommodation		
(iii)	Transport facility with staff car driver	1300 CC motor car	1300 CC motor car
(iv)	Monthly fuel	175 Ltr per month	175 Ltr per month
(v)	Traveling Allowance/Daily Allowance	As admissible to Officers of BPS-22	As admissible to Officers of BPS-21
(vi)	Medical Facilities	As per Government rules	As per Government rules
