

**The West Pakistan Government Servants (Restrictions on Marriages with Foreign Nationals) Rules, 1963**

**SO XII (S&GAD) 2-44/61, dated 06-08-1963.**---In exercise of the powers conferred by clause (2) of Article 178 of the Constitution of the Republic of Pakistan, the Governor of the West Pakistan is pleased to make the following rules namely :-

**1. Short title, commencement and application:-**(1) These rules may be called the West Pakistan Government Servants (Restrictions on Marriages with Foreign Nationals) Rules,1963

(2) They shall come into force at once.

(3) They shall apply to all Government servants under rule making authority of the Governor of West Pakistan other than the persons employed on contract basis.

**2. Definition:-** In these rules, unless the context otherwise requires, the following expression shall have the meanings hereby respectively assigned to them, that is to say-

(a) "Foreign national" means a person who is not a national of Pakistan.

(b) "Government" means the Government of West Pakistan;

(c) "Government servants" means a Government servant to whom these rules apply;

(d) "Marriage" means the matrimonial relationship entered into in accordance with any law for the time being in force or in accordance with any religious, rites or ceremonies and its grammatical and cognate expressions shall be construed accordingly; and

(e) "Misconduct" shall have the same meaning as assigned to it in the West Pakistan Government Servants (Efficiency and Discipline) Rules,1960.

**3. Prohibition on marriages with foreign nationals:-** Save as provided in rule 4, a Government servant who marries or promises to marry a foreign national shall be guilty of mis-conduct and shall be liable to be removed from service.

**4. Permission to marry a citizen of India:-** \*(1) A Government servant may, with the prior permission of Government marry or promise to marry a person who is a citizen of India.

(2) The grant of permission under sub-rule(1) shall be at the sole discretion of

Government and shall be subject to such conditions, if any, as may be specified by Government.

\*Note:- This concession is also extended to the nationals of Bangladesh vide <sup>1</sup>[Khyber Pakhtunkhwa] Notification No.SORI(S&GAD)4-1/80(Vol.III), dated 21.5.97

(Authority: Letter No.2/7/81-D-IV, dated the 30th July, 1981, from Govt. of Pakistan Cabinet Secretariat (Establishment Division).

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<sup>1</sup> Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011.

## **MARRIAGE WITH FOREIGN NATIONALS BY THE GOVERNMENT SERVANTS**

I am directed to state that an amendment has since been made in the Government Servants (Marriage with Foreign Nationals) Rules, 1962, vide Establishment Division's Notification No.2/7/81-D-IV, dated 26.5.1981, as published in the Gazette of Pakistan (Extraordinary) dated 27.5.1981, vide SRO-497(i)/81, that no Government servant is allowed to marry a foreign national, except a Muslim citizen of India with prior permission of the Government.

2. It has been decided that :-

- (a) These Rules shall be equally applicable to the employees of the Provincial Governments, autonomous bodies of Federal and Provincial Governments and the taken-over organizations.
- (b) Exceptions may be made in the case of officers who are serving autonomous bodies on contract basis.
- (c) The statutory bodies like the State Bank of Pakistan etc. may be advised to adopt the Government Servants (Marriage with Foreign Nationals) Rules, 1962 as amended, for being made applicable to their employees.
- (d) For marrying a Muslim citizen of India, the authorities to grant prior permission in consultation with the concerned Police/ Intelligence agencies, shall be the following :-
  - (i) Establishment Division in the case of all Government Servants in the Federal Govt.
  - (ii) Secretaries of the Provincial Services and General Administration Departments, in respect of Provincial Civil Servants and the APUG Officers serving in Provinces.
  - (iii) Heads of autonomous and taken-over organizations, either under the Federal or Provincial Governments, in respect of their own employees.
  - (iv) Cases of Government servants serving in the autonomous bodies shall be referred to their respective Government.

3. Provincial Governments, and Ministries/Divisions in the Federal Government, are requested to take action accordingly,

4. This cancels the Establishment Division's O.M. No.6/8/63-D-II, dated 18.6.1965.