

SENATE OF PAKISTAN

REPORT NO.6 OF 2018



House of the Federation

REPORT OF THE STANDING COMMITTEE ON FINANCE, REVENUE AND ECONOMIC AFFAIRS

ON

**THE PRESIDENT'S SALARY, ALLOWANCES AND PRIVILEGES
(AMENDMENT) BILL, 2018, TRANSMITTED BY THE NATIONAL
ASSEMBLY UNDER ARTICLE 73 OF THE CONSTITUTION, AND
REFERRED BY THE CHAIRMAN SENATE IN HIS CHAMBER ON
29TH MAY, 2018, TO THE STANDING COMMITTEE**

PRESENTED BY

SENATOR FAROOQ HAMID NAEK

SENATE SECRETARIAT

REPORT OF THE STANDING COMMITTEE ON FINANCE, REVENUE AND ECONOMIC AFFAIRS ON THE PRESIDENT'S SALARY, ALLOWANCES AND PRIVILEGES (AMENDMENT) BILL, 2018

I, Senator Farooq Hamid Naek, Chairman Standing Committee on Finance, Revenue and Economic Affairs, have the honour to submit, on behalf of the Committee, this report on a money Bill further to amend the President's Salary, Allowances and Privileges Act, 1975 [The President's Salary, Allowances and Privileges (Amendment) Bill, 2018], transmitted by the National Assembly, under Article 73 of the Constitution, and referred by the Chairman Senate in his Chamber on 29th May, 2018, to the Standing Committee for making recommendations, if any, thereon to the National Assembly.

2. The composition of the Standing Committee is given as under: -

| | | |
|------|---|-------------------|
| (1) | Senator Farooq Hamid Naek | Chairman |
| (2) | Senator Saleem Mandviwalla | Member |
| (3) | Senator Ayesha Raza Farooq | Member |
| (4) | Senator Mushahid Ullah Khan | Member |
| (5) | Senator Musadik Masood Malik | Member |
| (6) | Senator Dilawar Khan | Member |
| (7) | Senator Muhammad Akram | Member |
| (8) | Senator Muhammad Talha Mahmood | Member |
| (9) | Senator Khanzada Khan | Member |
| (10) | Senator Mohsin Aziz | Member |
| (11) | Senator Aurangzeb Khan | Member |
| (12) | Senator Mian Muhammad Ateeq Shaikh | Member |
| (13) | Senator Anwar ul Haq Kakar | Member |
| (14) | Minister for Finance, Revenue and Economic Affairs | Ex-Officio Member |

M. Naek

-: 2 :-

3. The said Bill was considered by the Committee clause by clause in its meeting held on 30th May, 2018, at Parliament House, Islamabad, which was attended by the following:-

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|---------------------------------|----------|
| (1) Senator Farooq Hamid Naek | Chairman |
| (2) Senator Mushahid Ullah Khan | Member |
| (3) Senator Dilawar Khan | Member |

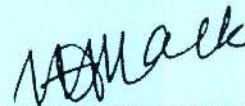
4. The representatives of the Cabinet, M/o Finance and Law Division were also present in the meeting.

5. Senator Farooq Hamid Naek, Chairman Committee was of the view that under Article 73 of the Constitution, read with rule 130 of the Rules of Procedure and Conduct of Business in the Senate, 2012, a Money Bill transmitted by the National Assembly had to be laid in the Senate by a Minister and thereafter the same had to be referred to the Standing Committee for making recommendations. However, sub-rule 8(A) had been inserted in rule 130 on 26th May, 2016, which gives certain discretionary powers to Chairman Senate in case the Senate is not in session. The Chairman Senate has invoked the said sub-rule in this regard by sending the said Bill to the Committee. The representative of the Law Division endorsed the view point of Chairman Committee. After due deliberation, the Committee recommended by majority that the Bill, as introduced, may be passed by the National Assembly. Note of dissent submitted by Senator Mohsin Aziz to the Chairman Committee is at Annex-B.

6. The Bill, as transmitted by the National Assembly, is at Annex-A. The Committee also gave approval for presentation of this report to the House.



(MUHAMMAD TAHIR KHAN)
Secretary (Committee)



(SENATOR FAROOQ HAMID NAEK)
Chairman (Committee)

[AS INTRODUCED IN THE NATIONAL ASSEMBLY]

A

BILL

further to amend the President's Salary, Allowances and Privileges Act, 1975

WHEREAS it is expedient further to amend the President's Salary, Allowances and Privileges Act, 1975 (LVIII of 1975), for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. **Short title and commencement.**- (1) This Act may be called the President's Salary, Allowances and Privileges (Amendment) Act, 2018.

(2) It shall come into force at once.

2. **Substitution of section 3, Act LVIII of 1975.**- In the President's Salary, Allowances and Privileges Act, 1975 (LVIII of 1975), hereinafter referred to as the said Act, for section 3, the following shall be substituted, namely:-

"3. **Monthly Salary.**- (1) The Government shall pay per month salary to the President as specified in the Fourth Schedule.

(2) The Government may, by notification in the official Gazette, amend the Fourth Schedule to increase the salary of the President keeping in view the guiding principle that the remuneration of the President shall be a symbolic one rupee higher than the salary of any holder of public office in relations to affairs of the Federation."

3. **Insertion of Fourth Schedule, Act LVIII of 1975.**- In the said Act, after the Third Schedule, the following Fourth Schedule, shall be inserted, namely:-

"FOURTH SCHEDULE

[See section 3]

Salary

Rs. 846,550/- (Rupees eight hundred forty six thousand five hundred and fifty only)"

STATEMENT OF OBJECTS AND REASONS

The salary of the President has been determined and rationalized to make provision for enabling him to discharge conveniently and with dignity the duties of his office. Hence this Bill.

SHEIKH AFTAB AHMED,
Minister for Parliamentary Affairs,
Minister-in-Charge

SENATE OF PAKISTAN

Annex-B



SENATOR MOHSIN AZIZ

Chairman

Senate Standing Committee on Petroleum

Honourable Senator Farooq Hamid Naek,
Chairman Senate Standing Committee on
Finance & Revenue and Economic Affairs,
Senate Secretariat,
Islamabad.

Dear Sir,

Islamabad, the 30th May, 2018.

This is with reference to the urgently called meeting for today, notified last evening regarding Money Bill of President's salary allowances and privileges since I am not able to attend this meeting due to my pre schedule engagements. Hence this letter.

As a matter of principles, the introduction of this bill on the very last day of National Assembly session and sending it to Senate when senate session is not in Place and presenting it to the Finance Committee directly, is my reason for opposing this bill. The Presenting of this bill in such a hurried manner which also made no sense to put up this bill very last day of the Government after passing five full years. This could have been done in a proper method.

Secondly am reproducing Clause "3. Monthly Salary: (1) the Government shall pay per Month salary to the President as specified in the \fourth Schedule. The government may, by notification in the Official Gazette, amend the Fourth Schedule in increase the salary of the President keeping in view the guiding principle that the remuneration of the President shall be symbolic one rupee higher than the salary of any holder of public office in relations to affairs of the Federation".

Here the remunerations / salary of the President is not been fixed and left open ended. This vague style of fixing remunerations/ Salary of the president is against the Principal of Justice and legislative practice. Therefore I strongly reject this bill.

With Profound regards,

Senator Mohsin Aziz

Office: No. 10, 2nd Floor, Senate Standing
Committee Building, G-5, Islamabad.
Tel: 051-9211333 & 9213800 **Fax:** 051-9223975
E-mail: senatetextilecommittee@yahoo.com

Member Standing Committees
Finance, Revenue Planning & Development and
Economic Affairs, Statistics and Privatization
Petroleum and Natural Resources