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PART I

Acts, Ordinances, President's Orders and Regulations

SENATE SECRETARIAT

Islamabad, the 17th March, 1996

The following Acts of Majlis-e-Shoora (Parliament) received the assent of the President on the 29th February, 1996, and are hereby published for general information :—

ACT No. V OF 1996

An Act further to amend the Civil Servants Act, 1973

WHEREAS it is expedient further to amend the Civil Servants Act, 1973 (LXXI of 1973), for the purposes hereinafter appearing ;

It is hereby enacted as follows :—

1. Short title and Commencement.—(1) This Act may be called the Civil Servants (Amendment) Act, 1996.

(2) It shall come into force at once.

(329)

Price : Rs. 02.10

2. **Amendment of section 3, Act LXXI of 1973.**—In the Civil Servants Act, 1973 (LXXI of 1973), hereinafter referred to as the said Act, in section 3, the existing section shall be renumbered as sub-section (1) of that section and thereafter the following new sub-section shall be added, namely :—

“(2) The terms and conditions of service of any person to whom this Act applies shall not be varied to his disadvantage.”

3. **Amendment of section 10, Act LXXI of 1973.**—In the said Act, in section 10, after the words “in any”, the words “equivalent or higher” shall be inserted.

4. **Substitution of section 12, Act LXXI of 1973.**—In the said Act, for section 12, the following shall be substituted, namely :—

“12. *Reversion to lower post, etc.*—(1) A civil servant appointed to a higher post on *ad hoc*, temporary or officiating basis shall be liable to reversion to his lower post.

(2) No civil servant shall be dismissed or removed from service or reduced in rank by an authority subordinate to that by which he was appointed.

(3) No such civil servant as aforesaid shall be dismissed or removed from service, or reduced in rank, until he has been given a reasonable opportunity of showing cause against the action proposed to be taken against him :

Provided that this sub-section shall not apply—

- (i) where a civil servant is dismissed or removed from service or reduced in rank on the ground of conduct which has led to his conviction on a criminal charge ; or
- (ii) where the President or any person authorised by him under the rules is satisfied, for reasons to be recorded in writing, that in the interest of the security of Pakistan or any part thereof, it is not expedient to give to that civil servant such an opportunity.”