

SENATE SECRETARIAT

REPORT OF THE COMMITTEE ON RULES OF PROCEDURE AND PRIVILEGES ON PRIVILEGE MOTION NO. 02(109)-2014-M, MOVED BY SENATOR ILYAS AHMED BILLOUR AGAINST THE BEHAVIOR OF MR. SAJID HUSAIN, EX-DIRECTOR GENERAL, TRADING ORGANIZATION, ISLAMABAD.

(Report No. 25 of 2016)

I, Chairman of the Committee on Rules of Procedure and Privileges, have the honour to present report of the Committee on Privilege Motion No.02(109)-2014-M, moved by Senator Ilyas Ahmed Billour against the behavior of Mr. Sajid Husain, Director General, Trading Organization, Islamabad.

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

1.	Senator Dr. Jehanzeb Jamaldini	Chairman
2.	Senator Zahida Khan	Member
3.	Senator Hilalur Rehman	Member
4.	Senator Atta Ur Rehman	Member
5.	Senator Nighat Mirza	Member
6.	Senator Syed Muzafar Hussain Shah	Member
7.	Senator Saleem Zia	Member
8.	Senator Saeed Ghani	Member
9.	Senator Zaheerud Din Babar Awan	Member
10.	Senator Aitzaz Ahsan	Member
11.	Senator Farooq Hamid Naek	Member
12.	Senator Muhammad Yaqoob Khan Nasar	Member
13.	Minister for Parliamentary Affairs.	Ex-Officio Member

3. The details of the matter before the Committee were that Senator Ilyas Ahmed Billour moved privilege motion No. 02(109)-2014-M on 3rd February, 2015, against the behavior of Mr. Sajid Husain, Ex-Director General, Trading Organization, Islamabad. The Chairman Senate held the motion in order and referred the same to the Committee on Rules of Procedure and Privileges for consideration and report. The Committee considered the motion in its meetings held on 7th and 21st April and 6th May, 2016. The Secretary, Ministry of Commerce and Mr. Sajid Husain, Ex-Director General, Trading

Organization, Islamabad, were summoned to appear before the Committee and explain their position on the matter.

4. The Chairman Committees stated that incidents of breach of privilege of Members and of the House have been happening time and again. Such matters had been coming before the Committee again and again and the Members were gracious enough in accepting the apology of the concerned officers. He was of the view that the bureaucracy was not paying due respect to the Parliament. He said that it is the responsibility of the bureaucracy to pay due respect to the Parliament and Parliamentarians. He stated that the proper functioning of the system depends upon the performance of bureaucracy and if they do not behave properly the system will not work. He stated that the Committee would have to take strict action against the persons violating the prestige and honour of the Members and of the House as whole. He said that the Committee cannot take such matters lightly and apology cannot be accepted again and again in similar cases.

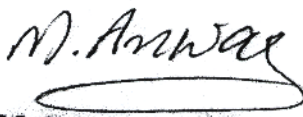
5. Senator Ilyas Ahmad Bilour stated that he is the Member of the Senate of Pakistan for the last more than 20 years but he has never moved a privilege motion against any person. He said that he does not bring the pity matters to the notice of the House but in present case, he was compelled to move this privilege motion as inspite of being a sitting Senator, the officer did not behave respectfully to him (the Senator). He referred the details of the case relating to elections of Chamber of Commerce and Industry, Gilgit Baltistan. He stated that Mr. Sajid Hussain, the then Director General, issued some orders relating to that election which were suspended by the court and the officer did not act according to the spirit of court decision. About the subject matter of the privilege motion under consideration of the Committee, he stated that he made a number of telephone calls to the Director General in connection with election of the said chamber but Mr. Sajid Hussain did not attend the same. He also informed that when he was making calls, former Senator Haji Ghulam Ali was sitting with the DG. He said that his privilege was breached as the M.D. neither attended the calls nor responded back. He


also informed that an amount of Rs. 5 lac was transferred to the account of Director General which shows that he (the Director General) was involved in corruption.

6. Mr. Sajid Hussain, Ex- Director General stated that he has a lot of respect for the Senator and the committee and whenever he was called by the Committee he has been attending the meetings as it was his duty to do so. Regarding the matter under consideration, he stated that his PA was not transferring phone calls to him as he was in meeting with the then Senator Haji Ghulam Ali. He stated that his PA informed him about the calls after departure of Senator Ghulam Ali. After knowing about the calls, he made calls to the Senator but the same were not attended. He stated that he did not breach the privilege of the Senator. He admitted that an amount of five lac was transferred to his account but he did not know the person who transferred the same. He informed further that when this position came to the notice of the Ministry, an inquiry was held into the matter, however, he was acquitted as nothing was proved against him. He informed further that no evidence of corruption was given during inquiry and the inquiry committee could not find the person who transferred that amount. He informed further that the amount of 5 lac transferred to his account by unknown person was confiscated. The committee was informed that another inquiry was being conducted into that case which was in progress. Regarding the matters relating to the election of chamber of commerce and industry, Gilgit Baltistan, the Director General stated that he did nothing wrong and acted upon the court orders. He informed that he sought clarification from Deputy Attorney General and acted in accordance with that clarification. He tendered unconditional apology. He said that there was no fault at his part. However, he apologized for the inconvenience caused to the Senator.

7. Senator Syed Muzafar Hussain Shah, referring the letters written by the Trading Organization and the courts decision thereon, stated that the DG did not acted upon the court orders in letter and spirit.

8. Senator Hilal ur Rehman was of the view that an officer in BPS-21 can not accept rupees 5 lac as bribe as he holds the position where he can earn much more than that amount, if he wants to make money through unfair means.
9. The Chairman Committee said that if an assurance is given by the officer that he will not repeat such misbehavior in future, the apology can be accepted. Senator Atta Ur Rehman proposed that the apology tendered by the officer may be accepted by the Committee.
10. The Joint Secretary, Ministry of Commerce, stated that Senator Ilyas Ahmed Bilour is very respectable having close contact with the Ministry of Commerce. He said that the Senator has been working for the betterment of the trade and economy of the country. He has been working in the best interest of the country without any personal gain. He informed that Mr. Sajid Hussain, Ex- Director General, was removed from that position and made OSD on the complaint of the Senator. He also informed that another inquiry was ordered by the Prime Minister which was under way. He apologized from the Senator on behalf of the Ministry.
11. Mr. Sajis Hussain was asked to submit a written apology and give assurance that he will not repeat such act in future. The officer submitted the written apology and assured that he will take more care in future. The apology tendered by the officer was accepted by the mover of the motion as well as by the committee. The committee recommended that no action may be taken in the matter.


(Muhammad Anwar)
J.S. / Secretary Committee


(Senator Dr. Jehanzeb Jamaldini)
Chairman