

**SENATE OF PAKISTAN
HOUSE OF THE FEDERATION**

REPORT NO. 39 OF 2017



House of the Federation

**REPORT ON THE BREACH OF PRIVILEGE OF THE HOUSE BY THE
SECRETARY AVIATION BY PROVIDING INCORRECT REPLY TO
SENATE STARRED QUESTION NO. 119, ASKED BY SENATOR
FARHATULLAH BABAR ON 17TH JANUARY, 2017.**

PRESTENDED BY

**SENATOR DR. JEHANZEB JAMALDINI
CHAIRMAN**

SENATE SECRETARIAT

REPORT OF THE COMMITTEE ON RULES OF PROCEDURE AND PRIVILEGES ON BREACH OF PRIVILEGE OF THE HOUSE DUE TO PROVISION OF INCORRECT AND INCOPLETE REPLY TO QUESTION NO. 119.

(Report No. 39/2017)

I, Chairman of the Committee on Rules of Procedure and Privileges, have the honour to present report of the Committee on breach of privilege of the House by the Secretary Aviation by providing incorrect reply to Senate starred question No. 119, asked by Senator Farhatullah Babar on 17th January, 2017.

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

1.	Senator Dr. Jehanzeb Jamaldini	Chairman
2.	Senator Zahida Khan	Member
3.	Senator Hilal-ur-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 Zaheer-ud-Din Babar Awan	Member
10.	Senator Osman Saifullah Khan	Member
11.	Senator Muhammad Yaqoob Khan Nasar	Member
12.	Minister for Parliamentary Affairs.	Ex-Officio Member

3. The details of the issue before the Committee were that Senate starred question No. 119, asked by Senator Farhatullah Babar, was set down for answering on 17th January, 2017. During supplementary questions, Senator Farhatullah Babar pointed out that the reply was incorrect as some of the information was concealed from the House. The Honourable Chairman Senate referred the matter to the Committee on Rules of Procedure and Privileges for investigation and report. The committee discussed the matter in its meetings held on 3rd February, 22nd February and 22nd

March, 2017. The Secretary Aviation and DG Civil Aviation Authority were called to appear before the Committee and explain their position.

4. The Secretary, Aviation Division, stated that there were three parts of question No. 119. The objection was made on the reply to 2nd part of the question as the name of Mr. Kashif Riaz, whose salary was stopped, was not mentioned therein. He said that the Aviation Division forwarded the reply to the Senate Secretariat as received from Civil Aviation Authority. Regarding the reasons for missing the name of Mr. Kashif Riaz from the reply, he informed that the verification process of educational degrees and certificates of the employees of CAA was started on the directions of the Establishment Division. During this process, the B.Sc. degree of Mr. Kashif Riaz was declared bogus by the University of Karachi when he was posted at Gawadar Airport. The official was temporarily posted at Civil Aviation Authority Headquarters Karachi to complete the legal formalities in connection with his bogus degree. However he neither submitted his joining nor reported to the Headquarters. He was issued a show cause notice being absconder from duty but he did not respond. Another show cause notice was got published in newspapers. The official filed a case in NIRC which issued a restraining order in the matter. He was directed to submit clearance certificate and LPC but he did not acted upon. The Secretary informed further that salary can not be paid without LPC. At the time of providing reply to the Senate, the official was not on the strength of Headquarters as in absence of clearance certificate and LPC he was not enrolled there. The employee submitted LPC in January and after some days his pay was released and he was provided a cheque of amounting to Rupees Seven hundred and twenty one thousand.

5. Senator Saeed Ghani inquired that when the official was transferred from Gawadar to Karachi then why he was not on the strength of Karachi office. He was of the view that the reply provided by the Civil Aviation Authority was incorrect as the name of the said official was not shown on the strength of Karachi office inspite of the fact that he had already been transferred from Gawadar to Karachi.

6. The Director, Civil Aviation Authority, stated that the reply to question No. 119, provided to the Senate, was incomplete and not incorrect.

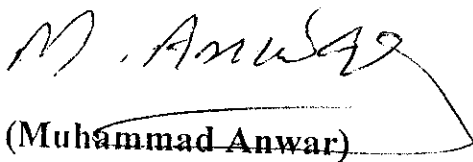
7. The Additional Director, HRM, Civil Aviation Authority, informed that when the official was transferred from Gawadar to Karachi he did not join his duty and slipped away. He endorsed the statement made by the Secretary Aviation and said that the name of the said employee was not reflected on the strength of Karachi office as he did not submitted LPC. He reiterated that there was no intention to provide incorrect information to the Senate.

8. Senator Atta Ur Rehman inquired about the position of the official when he was not on the strength of Karachi office as well as of Gawadar office. He was of the opinion that official should have been shown on the strength of either office.

9. Senator Farhatullah Babar stated that the Civil Aviation Authority has accepted that the reply was incomplete. He inquired that as to whether Mr. Kashif Riaz was the only employee whose degree was sent for verification. He also inquired that whether the degree in question was the same on which Mr. Kashif Riaz was appointed. He said that the Civil Aviation Authority may investigate into the fake degrees and take appropriate action if there is something wrong but it should not be person specific. He demanded that disciplinary action may be taken against all the employees whose degrees have been found bogus across the board. He inquired about the number of degrees of the employees of Civil Aviation Authority which were sent for verification and those found bogus.

10. The Additional Director (HRM), Civil Aviation Authority, informed that Mr. Kashif Riaz applied for a post of group 7 which is officers' group. The degree of B.Sc. was prerequisite for that post. Mr. Kashif Riaz submitted a degree of B.Sc. while applying for that post. He also informed that the number of academic record with the Authority was 16980. The Authority sent 13600 degrees for verification out of which 13470 were found genuine and 130 were declared bogus. The number of academic record to be sent for verification at that time was 3380. The degree of Mr. Kashif Riaz was found fake due to which the action was taken against him.

11. Senator Syed Muzafar Hussain Shah inquired about the degree on the basis of which Mr. Kashif Riaz was appointed. He said that the degree which was found bogus was not used and if the same was not used, no action can be taken against the employee.
12. Senator Osman Saifullah Khan was also of the view that there should be transparency and no one should be victimized. He proposed that effective steps be taken to curb the corrupt practices.
13. Senator Sardar Muhammad Yaqoob Khan Nasar agreed to the point of view of the other Members. He said that it is the responsibility of the department to be fair and treat all its employees at par and at the same time it is also necessary of the employees to be honest and law binding citizen.
14. The Chairman committee directed the Civil Aviation Authority to inquire into the bogus degrees and take appropriate action under the rules. He proposed that exemplary punishment should be awarded to the culprits in order to clean the department. However no employee should be discriminated or victimized. He was of the view that the society can not afford such type of irregularities by the government functionaries.
15. The mover as well as the members of the committee were satisfied on the clarification given by the Secretary Aviation and the representatives of the Civil Aviation Authority. The committee has recommended that the House may also accept the clarification given by the concerned quarters and the matter be disposed off accordingly.



(Muhammad Anwar)
A.S. / Secretary Committee



(Senator Dr. Jehanzeb Jamaldini)
Chairman