

SENATE SECRETARIAT

“QUESTIONS FOR ORAL ANSWERS AND THEIR REPLIES”

to be asked at a sitting of the Senate to be held on

Friday, the 9th April, 2010

@5. ***Mr. Muhammad Talha Mahmood:** (Notice received on 02-03-2010 at 08:45 a.m.)

Will the Minister for Law, Justice and Parliamentary Affairs be pleased to state.

- (a) the amount recovered by NAB since its establishment with year-wise break up; and*
- (b) the amount paid to the officers and other employees of NAB out of the same as reward etc. with year-wise break up?*

Dr. Zaheeruddin Babar Awan: Certain details including names of the Officers are being collected by National Accountability Bureau Headquarters from field formations and reply will be sent at the earliest.

@95. ***Hafiz Rashid Ahmad:** (Notice received on 16-03-2010 at 09:12 a.m.)

Will the Minister for Law, Justice and Parliamentary Affairs be pleased to state:

- (a) the number of cases for more than five years lying pending in the Federal Services Tribunal indicating also the reasons for pendency; and*
- (b) the number of petitioners who were provided counsels or lawyers by the Government for their cases in the said Tribunal during the last five years with year-wise break up?*

Dr. Zaheeruddin Babar Awan: (a) 2142 appeals of Civil Servants and Corporation employees are lying pending for more than 5 years in the main seat of Federal Service Tribunal and its Camp Offices at Lahore and Karachi. The reasons for delay in the disposal of such old appeals are as under:—

@ Deferred from 30th March, 2010.

- (i) The post of the Chairman and Members remained vacant for the period showing at Annex-A-1 & Annex-A-2.
- (ii) A large number of Miscellaneous Petitions come up before the Tribunal for implementation of its Judgments because most of the Ministries / Divisions / Departments do not implement the judgments of the Tribunal with the result that the appellants / petitioners have to come to the Tribunal once again to get the Judgments implemented. Most of the Tribunal's time is consumed in the disposal of such Misc. Petitions before starting the Regular Hearing of appeals.

- (iii) That due to insertion of Section 2-A in Service Tribunals Act in 1997 and promulgation of Removal from Service (Special Powers) Ordinance, 2000 a huge number of cases were transferred to the Tribunal which were pending in various forums like High Courts, Civil Courts and Labour Courts throughout the country but the strength of Members remained same.
- (iv) In most of the cases the Ministries, Divisions and Departments keep on delaying the filing of comments / objections to the appellants' appeals. They continue taking time to file objections/comments on one pretext or the other and as such sufficient long time is wasted in becoming of the appeals ripe for regular hearing. A lot of time is therefore, consumed to obtain objections from the respondents by the Tribunal.
- (v) Due to judicial crises for about year was yet another reason for delay in the disposal of cases.
- (vi) Paucity of staff is also one of the factors which resulted in delay in the disposal of appeals.
- (vii) Due to insufficient budgetary grant necessary equipments like Computers, Photocopiers, Generators and other allied articles could not be obtained which too is / was a reason in delay in disposal of appeals.
- (viii) In-fact question of jurisdiction remained sub-judice before Supreme Court of Pakistan after pronouncement of Judgment in Mubeen-us-Salam's case (2006 PLD (SC)602) / 2006 SCMR 1081 and thereafter other Judgments of the apex court in interpretation of its said Judgments.

(b) There is no provision in the Service Tribunals(Procedure) Rules, 1974, to provide advocates to the Petitioners / aggrieved persons on the state expenses and neither any appellant nor any other aggrieved person (before filing of appeal) applied for providing of Counsel on Government expenses enabling the Federal Service Tribunal or controlling Ministry/Division to initiate the case for grant of such like relief, for the approval of Competent Authority.

167. ***Dr. Muhammad Ismail Buledi:** (Notice received on 01-03-2010 at 08:54 a.m.)

Will the Minister for Law, Justice and Parliamentary Affairs be pleased to state the number of cases of murder, kidnapping and terrorism disposed of by each High Court during the last two years indicating also the number of cases pending in each High Court?

Dr. Zaheeruddin Babar Awan: (a) Quarters concerned have been requested to provide the requisite information. The same will be tabled in the house as soon as received.

169. ***Dr. Muhammad Ismail Buledi:** (Notice received on 05-03-2010 at 08:50 a.m.)

Will the Minister for Overseas Pakistanis be pleased to state the names and designations of the officials / officers posted abroad during the last three years with province-wise break up?

Dr. Muhammad Farooq Sattar: Details of the officers/ officials posted in the offices of Community Welfare Attaches (CWAs) in Pak Missions abroad during the last 03 years is at Annex. I & II respectively.

171. ***Begum Najma Hameed:** (Notice received on 06-03-2010 at 08:40 a.m.)

Will the Minister for Law, Justice and Parliamentary Affairs be pleased to state the details of cases pending before the National Accountability Bureau?

Dr. Zaheeruddin Babar Awan: (a) The details of cases presently pending before National Accountability Bureau and under trials in the Accountability Courts are as under:—

| | |
|---|-------------|
| Cases at Inquiries Stage | 495 |
| Cases at Investigations Stage | 323 |
| Cases under Trials in Accountability Courts | 679 |
| TOTAL | 1497 |

172. ***Begum Najma Hameed:** (Notice received on 06-03-2010 at 08:40 a.m.)

Will the Minister for Social Welfare and Special Education be pleased to state whether it is a fact that a quota of eight persons under the “Jahez Fund” from Bait-ul-Mal has been given to the Members of the National Assembly but no such quota has been given to the members of the Senate; if so its reasons?

Mrs. Samina Khalid Ghurki: No. The information is not based on fact in the case of Members of National Assembly.

173. ***Col. (R) Syed Tahir Hussain Mashhadi:** (Notice received on 09-03-2010 at 08:45 a.m.)

Will the Minister for Women Development be pleased to state:

- (a) the details of National Gender Reform Action Plan indicating also its objectives; and*
- (b) the amount spent on the said plan so far indicating also the heads under which the same was spent?*

Minister for Women Development: (a) National Gender Reform Action Plan is the largest project on the portfolio of the Ministry of Women Development funded by Public Sector Development Programme (PSDP). It aims at engendering the three tiers of Governance Structure (Federal, Provincial, District) through its Implementing Partners i.e. Federal Ministries/ Division, Provincial Women Development Departments (including AJK) and District Governments in view of addressing national and international commitments on gender. Its total

cost

is

Rs 619.627 Million, divided in two phases. Cost for Phase -I is Rs 418.563 Million.

Objectives

The main objectives of GRAP are to help improve the status of women by promoting processes that lead towards equal participation of women at all levels of governance, laying foundation for long-term permanent gender equality in the society and to ensure that all stakeholders contribute positively towards the goal of gender mainstreaming and equality:

1. To help improve the status of Women
2. To promote processes that lead towards equal participation of women at all levels of governance laying the foundation for long term permanent Gender Equality in the society.
3. To assure effective implementation of gender equality in relation to international conventions like Convention on elimination of all forms of discrimination against women (CEDAW).
4. To enhance participation of women across the governance spheres at the federal, provincial and district levels.
5. To ensure that all stake holders contribute positively towards the goal of gender mainstreaming and equality.

Key Reform Areas

GRAP envisages reforms in the following key areas:

- (a) **Institutional Restructuring** is aimed at bringing the perspective of gender in the mainstream structures and functions of the government utilizing a two pronged strategy *i.e.*
 - a. Gender Development Sections (GDS) have been established in the Finance, Planning and Development, Establishment, Labour & Manpower, Information & Broadcasting Divisions and Provincial Women Development Departments to ensure the goals of Gender mainstreaming and equality in the Federal and Provincial levels.
 - b. Gender mainstreaming across ministries
- (b) **Policy and Fiscal Reforms** are based around engendering the policy formulation, implementation and budgeting & public expenditure Mechanism.
- (c) **Women Employment in Public Sector** has been initiated to close gender gaps in public sector employment at pre-induction, induction and post induction level.

These include different actions for different cadres across the government and several affirmative actions.

- (d) **Political Reforms** aimed at strengthening and supporting women in parliament and local governments so that they can proactively formulate and promote gender equality agenda.

Supporting Reforms

- i. Legislative support actions
- ii. Poverty Reduction support actions

(b) GRAP was proposed to be implemented in two phases of two years each. Cost of Phase-I comes to Rs. 418,563 million. The cost of Phase-II shall be Rs. 201 million. Out of total allocation for Phase-I, utilization for the period 2005-09 is Rs 324.095 Million. Break Up is as follows:—

(Rs in Million)

| S. No | Year | Amount Released | Expenditure |
|--------------|---------|-----------------|----------------|
| 1. | 2005-06 | 259.151 | 259.151 |
| 2. | 2006-07 | 54.422 | 24.483 |
| 3. | 2007-08 | 31.519 | 20.874 |
| 4. | 2008-09 | 26.336 | 19.587 |
| Total | | 371.428 | 324.095 |

174. ***Col. (R) Syed Tahir Hussain Mashhadi:** (Notice received on 09-03-2010 at 08:45 a.m.)

Will the Minister for Labour and Manpower be pleased to refer to Senate Starred Question No. 44 replied on 9th June, 2009 and state the benefit schemes launched for the Federal government employees under Employees Old-Age Institutions?

Syed Khurshid Ahmed Shah: The employees of the Federal Government are exempted from the EOB Scheme as per clause 47(a) of the Employees' Old-Age Benefits Act, 1976 which is reproduced as under:

“47. Act shall not apply to certain person:

- (a) persons in the service of the State, including members of the armed forces, police force and railway servants....

Hence “no” scheme.

175. ***Mr. Abdul Nabi Bangash:** (Notice received on 10-03-2010 at 08:50 a.m.)

Will the Minister for Overseas Pakistanis be pleased to state whether there is any proposal under consideration of the Government to give right of vote and representation in parliament to the Overseas Pakistanis, if so, its details?

Dr. Muhammad Farooq Sattar: Yes.

(a) A Parliamentary Committee on constitutional reforms and a Special Committee in Election Commission of Pakistan regarding grant of voting rights to Overseas Pakistanis and their representation in National/ Provincial Assemblies are deliberating on the issues.

(b) On the recommendation of Special Committee of Election Commission of Pakistan:

(i) a questionnaire has been placed on the website of the Ministry and also sent to all the Pakistan Missions abroad to assess the extent of interest of Overseas Pakistanis to elect their representatives in the National and Provincial Assemblies.

(ii) Ministry of Foreign Affairs has been requested to intimate the estimate of expenditure on registration of overseas Pakistanis and conduct of elections in various countries in consultation with Pakistan Missions abroad.

176. ***Mr. Abdul Nabi Bangash:** (Notice received on 10-03-2010 at 08:50 a.m.)

Will the Minister for Education be pleased to state whether it is a fact that establishment of cadet colleges at districts Hari-pur, Kohistan, Thull and Mohamand Agency was approved and an amount of Rs.350 millions was released for the same during previous regime, if so, the present status of those projects?

Sardar Asef Ahmad Ali: No. The establishment of Cadet Colleges was not approved in District Haripur, Kohistan, Thull and Mohmand Agency in previous regime and accordingly, no fund was released.

However, under the Prime Minister's directive No.2214 the establishment of six Cadet Colleges in FATA including Mohmand Agency is under process with the FATA Education Department.

177. ***Col. (R) Syed Tahir Hussain Mashhadi:** (Notice received on 11-03-2010 at 09:50 a.m.)

Will the Minister for Social Welfare and Special Education be pleased to state:

(a) *the number of disabled persons registered in the country, during the years 2007-08 and 2008-09; and*

(b) *the criteria prescribed for declaring a person disabled?*

Mrs. Samina Khalid Ghurki: (a) The total number of disabled persons registered in the country during 2007-08 and 2008-09 are **40,717**. The year-wise breakup is as under:

| | 2007-08 | 2008-09 | Total |
|--|---------|---------|-------|
|--|---------|---------|-------|

| | | | |
|--------------------|------------------|---------------|---------------|
| NCRDP | 781 | 823 | 1,604 |
| PCRDP, Punjab | 3,027 | 5,098 | 8,125 |
| PCRDP, Sindh | 228 | 542 | 770 |
| PCRDP, NWFP | — | 30,218 | 30,218 |
| PCRDP, Balochistan | Data is awaited. | | |
| Total | 4,036 | 37,272 | 40,717 |

(b) Under section 2(c) of the Disabled Persons (Employment & Rehabilitation) Ordinance, 1981, disabled persons have been defined as “a person who, on account of injury, disease or congenital deformity, is handicapped for undertaking any gainful profession or employment in order to earn his livelihood, and includes a person who is blind, deaf, physically handicapped or mentally retarded”.

A person is declared disabled by the Medical Assessment Board on the basis of assessment of their disability and issued disability certificate. These medical boards have been constituted by National Council for the Rehabilitation of Disabled Persons (NCRDP) at federal level and by Provincial Councils for the Rehabilitation of Disabled Persons (PCRDPs) at the provincial level.

178. ***Mr. Wasim Sajjad:** (Notice received on 18-03-2010)

Will the Minister for Overseas Pakistanis be pleased to state:

- (a) *the names of corporations under the administrative control of Ministry of Overseas Pakistanis indicating also the names of directors of each corporation; and*
- (b) *the names, educational qualifications and dates of appointment of the Directors appointed in the said corporations during the last five years?*

Dr. Muhammad Farooq Sattar: (a) There is no Corporation under the administrative control of the Ministry.

(b) As in (a) above.

179. ***Mr. Wasim Sajjad:** (Notice received on 18-03-2010)

Will the Minister for Labour and Manpower be pleased to state:

- (a) *the names of corporations under the administrative control of Ministry of Labour and Manpower indicating also the names of directors of each corporation; and*
- (b) *the names, educational qualifications and dates of appointment of the Directors appointed in the said corporations during the last five years?*

Syed Khurshid Ahmed Shah: (a) At present there is only one Corporation namely Overseas Employment Corporation under the administrative control of this Ministry. The following four Executive Directors are working in the Corporation:—

- (i) Mr. Zafar Ali.
- (ii) Mr. Ashfaq Ullah Khan
- (iii) Mr. Muhammad Anwar Bughio
- (iv) Mr. Muzaffar Ali Chandio

(b) The requisite information in respect of Executive Directors appointed in the said Corporation during the last five years is as under:—

| Name | Educational qualifications | Date of appointment |
|---------------------------|----------------------------------|--|
| Mr. Muhammad Anwar Bughio | M.A (Economics) | Promoted on 27-8-2005 |
| Mr. Muzaffar All Chandio | M.B.A. Marketing | 27-6-2008 (on deputation) |
| Mr. Muhammad Sarwar | M.A (Economics) M.A (Pol.Sc.) | 16-5-2007 (on deputation till 13-3-2008) |

180. ***Hafiz Rashid Ahmad:** (Notice received on 22-03-2010 at 16:40 p.m.)

Will the Minister for Law, Justice and Parliamentary Affairs be pleased to state:

- (a) *the amount received by the Government under the Access to Justice Programme from various sources as loans and grants during the last five years with year-wise break up indicating also the rate of mark up on the said loans; and*
- (b) *the utilization of the said amount during that period with head-wise and year-wise break up?*

Dr. Zaheeruddin Babar Awan: (a) The Government of Pakistan received US\$ 202.32 million under Access to Justice Program from Asian Development Bank (ADB) as loan under three different loan agreement during the last five years. The loan wise and year wise break up indicating rate of mark up on each loan is at **Annex-A.**

(b) The ADB credited the said amount of loan infavour of the Government of Pakistan. As per Government's budgetary Procedure, funds were subsequently allocated to AJP through Public Sector Development Program on yearly basis to finance the AJP mandated schemes. The head wise and year wise utilization is at **Annex-B.**

Islamabad :
The 8th April, 2010.

RAJA MUHAMMAD AMIN,
Secretary.

PCPPI—516(10) Senate—8-4-2010—275.

SENATE SECRETARIAT

“UNSTARRED QUESTION AND ITS REPLY”

For Friday, the 9th April, 2010

12. **Dr. Muhammad Ismail Buledi:** (Notice received on 05-03-2010 at 08.50 a.m.)

Will the Minister for Local Government and Rural Development be pleased to state:

- (a) *the number of development schemes recommended by the parliamentarians out of their development funds during the current financial year with province-wise break up; and*
- (b) *the number of said schemes completed so far and those under process at present with province-wise break up?*

Mr. Justice (R) Abdul Razzaq A. Thahim: (a) Province-wise details of funds released during the current financial year is as under:—

| Province | Number of Schemes Funded | Funds Released (Rs. Million) |
|-------------------|--------------------------|------------------------------|
| PUNJAB | 652 | 811.509 |
| SINDH | 296 | 451.042 |
| NWFP | 505 | 342.336 |
| BALUCHISTAN | 137 | 173.205 |
| FATA | 222 | 133.460 |
| ISLAMABAD | 28 | 33.797 |
| G. Total:- | 1840 | 1945.349 |

(b) Province-wise details of schemes completed is as under:—

| Province | Number of Schemes Funded | Number of Schemes Completed | Number of On-going schemes |
|----------|--------------------------|-----------------------------|----------------------------|
| PUNJAB | 652 | — | 652 |

| | | | |
|-------------------|-------------|------------|-------------|
| SINDH | 296 | 1 | 295 |
| NWFP | 505 | — | 505 |
| BALUCHISTAN | 137 | — | 137 |
| FATA | 222 | 100 | 122 |
| ISLAMABAD | 28 | — | 28 |
| G. Total:- | 1840 | 101 | 1739 |

ISLAMABAD :
The 8th April, 2010.

RAJA MUHAMMAD AMIN,
Secretary.