

**SENATE SECRETARIAT**

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**“QUESTIONS FOR ORAL ANSWERS AND THEIR REPLIES”**

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

**Tuesday, the 5th March, 2013**

**DEFERRED QUESTION**

(Question No.65 was set down for answering on 1st February, 2013  
(90th Session) but was deferred)

65. **\*Mr. Heman Dass:** (Notice received on 18-01-2013 at 9:00 a.m.)

*Will the Minister for Postal Services be pleased to state the number of post offices established in the country during the last four years with province-wise and district-wise breakup?*

**Sardar Al-Haj Mohammad Umar Gorgeij:** 508 Departmental Post Office were established / opened during the last four year *i.e* 2008 to 2012. Provincial / District-wise detailed are Annexed.

*(Annexure has been placed on the Table of the House as well as Library.)*

12. **\*Mrs. Nuzhat Sadiq:** (Notice received on 08-02-2013 at 13:15 p.m.)

*Will the Minister for Communications be pleased to state:*

- (a) the present status of roads connecting Gawadar Port;*
- (b) the amount spent on the said roads since March, 2008 with year-wise and road-wise break up;*
- (c) whether it is a fact that the said roads have not been completed within stipulated period, if so, the reasons thereof; and*
- (d) the steps being taken by the Government for completion of road projects at the earliest?*

**Dr. Arbab Alamgir Khan:** (a) National Highway Authority (NHS.) has planned construction of following four roads for providing connectivity to Gwadar Port. Present status:

Project/Routs	Road	Km	Status
1 Lyari-Ormara-Gwadar-Gabd	N-10	653	Completed
2 Gwadar-Turbat-Hoshab	M-8	196	68%
3 Hoshab-Basima-Sorab	N-85	459	22%
4 Khuzdar-Khori	M-8	35	Completed
5 Quba Saeed Khan-Ratodero	M-8	61	Completed
6 Khori-Quba Saeed Khan	M-8	143	73%
7 Basima-Khuzdar	N-30	110	Planned

(b) Year-wise amount spent on above roads since Mar., 2008:—

(Rs. In Million)

Road	2008-09	2009-10	2010-11	2011-12	2012-13	Total
1 N-10	1094	682	590	300	318	2984
2 N-85	1158	1634	55	126	1448	4421
3 M-8	1602	1422	1301	1204	593	6122
<b>Total</b>	<b>3854</b>	<b>3738</b>	<b>1946</b>	<b>1630</b>	<b>2359</b>	<b>13527</b>

(c) Reasons for delay are as under:

- (1) Persistent adverse law & order situation including attacks on Camps & killing of workers compelling the Contractors to suspend work and seek release from performance.
  - (2) Major increase in scope of work based on lessons learnt after cyclones/flash floods of 2005, 2007 & 2010.
  - (3) Inadequate provision of PSDP funds.
- (d) (1) A separate PC-1 of one billion rupees (approx) is in process for provision of comprehensive/ foolproof security coverage on above projects through creation of a dedicated wing of FC.
- (2) Prime Minister has also approved mobilization of FWO on Gwadar-Turbat-Hoshab (M-8) for completion of balance works with an appropriate security package.

(3) FWO is also willing to re-mobilize on National Highway (N-95) after settlement of various contractual issues which are being attended to.

13. **\*Mr. Karim Ahmed Khawaja:** (Notice received on 08-02-2013 at 14:10 p.m.)

*Will the Minister for Law and Justice be pleased to state:*

- (a) *the details of cases lying pending in each High Court with category-wise break-up; and*
- (b) *the reasons for not disposing off the said cases so far and the time by which the same will be disposed off?*

**Mr. Farooq Hamid Naek:** The information is not available in this Division. Therefore, the Registrars of High Courts have been requested to provide the requisite information. The same is still awaited and will be provided in the house as early as received.

14. **\*Mr. Karim Ahmed Khawaja:** (Notice received on 08-02-2013 at 14:10 p.m.)

*Will the Minister for Law and Justice be pleased to state:*

- (a) *the details of cases lying pending in the Supreme Court of Pakistan with category-wise break-up;. and*
- (b) *the reasons for not disposing off the said cases so far and the time by which the same will be disposed off?*

**Mr. Farooq Hamid Naek:** The information is not available in this Division. Therefore, the Registrar of Supreme Court of Pakistan has been requested to provide the requisite information. The same is still awaited and will be provided in the house as early as received.

15. **\*Mr. Karim Ahmed Khawaja:** (Notice received on 08-02-2013 at 14:10 p.m.)

*Will the Minister for Law and Justice be pleased to state:*

- (a) *the details of suo moto action taken by the Supreme Court of Pakistan since 2009;*

(b) the number of the said cases disposed off so far; and

(c) the number of the said cases lying pending at present and the time by which the same will be disposed off?

**Mr. Farooq Hamid Naek:** (a), (b) & (c) The Registrar, Supreme Court of Pakistan has provided the following informations.

YEARS	REGISTERED	DISPOSED OF	PENDING
2008	2	1	1
2009	28	19	9
2010	27	19	8
2011	20	11	9
2012	9	3	6
TOTAL	86	53	33

**Detail of Human Rights Cases**

YEARS	PREVIOUS PENDING IN	INSTITUTION	DISPOSAL	LAST PENDING
2008	0	81	81	0
2009	0	9879	3095	6784
2010	6784	59878	51756	14906
2011	14906	48388	47024	16270
2012	16270	33798	33737	16331

16. **\*Mr. Nisar Muhammad:** (Notice received on 11-02-2013 at 09:00 a.m.)

*Will the Minister for Information Technology and Telecommunications be pleased to state:*

(a) the amount of funds available with Universal Service Fund (USF) at present; and

(b) the source of income of Universal Service Fund?

**Minister for Information Technology and Telecommunications** (a) The amount of funds available with Universal Service Fund as on 19th February 2013 are:

- Bank Balance: Rs. 48.52 billion
- Investment: Rs. 7.32 billion  
**Rs. 55.84 billion**

(b) The sources of income of USF Fund are:

- USF Contributions:

Each Telecom Operator is required to contribute 1.5% of their Gross Revenue at each year end to the USF Fund, known as USF Contributions.

- Access Promotion Contributions (APC)

All the LDI Operators are required to pay specific amounts based on their trafficking minutes to USF Fund on a monthly basis, known as APC Contributions.

17 . **\*Mrs. Nuzhat Sadiq:** (Notice received on 12-02-2013 at 09:15 a.m.)

*Will the Minister for Communications be pleased to state:*

(a) *whether it is a fact that Loralai-D. G. Khan road is in dilapidated condition, if so, the steps being taken by the Government for its rehabilitation; and*

(b) *whether it is also a fact that work on second phase, from Loralai to Khajori via Mekhtar, has not been started so far, if so, the reasons thereof and the time by which it will be started?*

**Dr. Arbab Alamgir Khan:** (a) *Loralai - DG Khan Section is a part of National Highway (N.70); which links Punjab (Multan) with Balochistan at Qila Saifullah. It is true that various stretches of this road are in poor condition. Existing condition from Loralai to DG Khan is as follows :—*

1. Qila Saifullah Loralai- Waigum Rud (km 128). NHA has planned up-gradation of this section through ADB funding as a component of National Highway Development Sector Investment Program, the global PC-I of which is already approved. However, ADB is now reluctant to finance this project because of security reasons but has been requested to reconsider.
2. Waigum Rud - Khajuri (km 64). NHA had awarded two contracts for construction of 32 km each to civil contractors in Feb-2004 for completion by Dec-2006. However, they failed to achieve the desired progress and their contracts were terminated Apr 2007. Progress of Pack-1 was 64% and Pack-2 42%. Balanec works were entrusted to FWO in Sep-2007. Accumulative overall progress was 70% when FWO stopped construction activities in Nov-2010 on payment issues. FWO has since resumed work.
3. Khajuri - Bewata (km 68). This section was completed by NLC in 2006 but most of the road failed just after opening of traffic. NLC was asked to complete balance / remaining works and rectify defective works as per

contract agreement but no progress was achieved. Presently, NHA is contemplating rectification of defects at the risk & cost of NLC, preferably through FWO, for which negotiations are in progress.

4. Bewata Rakhi Gajj (km 34). NHA has planned up-gradation of this section through JICA loan. PC-I of Rs 10 billion has already been approved. Detailed engineering design has been finalized. Notice for invitation of bids was published on Oct. 25 & 26, 2012 (including one Japanese newspaper) and bid submission dated is Mar. 14, 2013. Work is likely to be awarded by Jul-2013 for completion within three years. Meanwhile road is being maintained to keep it in motorable condition.
5. Rakhi Gajj - DG Khan (km 46). Condition is satisfactory.

(b) *This section falls in Waigum Rud - Khajuri Section and the status is as indicated in Sub-Para-2 above.*

18. **\*Mr. Farhatullah Babar:** (Notice received on 12-02-2013 at 16:55 p.m.)

*Will the Minister for Law and Justice be pleased to refer to the Senate starred question No.72, replied on 20th December, 2012 and state the names of superior courts judges having dual nationality?*

**Mr. Farooq Hamid Naek:**

- The information is not available in this Division. Therefore, the Registrars of Superior Courts have been requested to provide the requisite information.
- The Supreme Court of Pakistan conveyed the same reply as was asked in the Starred Senate question No.72 that neither the Constitution nor the Code of Conduct prescribed for the Judges of the Supreme Court, place any embargo.
- The Federal Shariat Court Federal Shariat Court has informed that no Hon,ble Judge including the Chief Justice of that Court holds dual nationality.
- The reply from rest of the High Courts is still awaited.

19. **\*Mrs. Nuzhat Sadiq:** (Notice received on 13-02-2013 at 11:00 a.m.)

*Will the Minister for Human Rights be pleased to state:*

- (a) *the salient feature of Human Rights Relief Fund, Relief and Revolving Fund, Women in Distress and Detention Fund, Arsh, Diyat and Daman Fund and Benazir Bhutto Human Rights Fund;*
- (b) *the amount allocated and released for each Fund during the last four financial years with year-wise break-up;*
- (c) *the number of beneficiaries of each Fund since its inception, with year-wise break-up; and*
- (d) *the steps being taken by the Government to enhance the spectrum of those Funds?*

**Mr. Mustafa Nawaz Khokhar:** ( a) The salient features of Human Rights Relief Fund, Revolving Fund. Women in Distress and Detention Fund and Arsh, Diyat and Daman Fund are as follows:—

- i. **Human Rights Relief Fund** was established in the year 1995-96. The criteria of disbursement of this Fund is as follows:—
  - (a) One time grant, a maximum of Rs.10,000/- on account of medical charges to the hospital or patients for the victims and affectees whose human rights as defined have been violated.
  - (b) One time grant of a maximum of Rs.20,000/- to the victims of human rights violations who have been permanently incapacitated due to the injury for rehabilitation.
  - (c) Expenditure to investigate human rights violations through the human rights activists engaged by Human Rights Cell. The expenditure on this account would not exceed 10% of budget allocation to the Fund during one financial year.
  - (d) Financial assistance to deserving orphans and affectees of human rights violations subject to a maximum of Rs.10, 000/- per year.
- ii. **Human Rights Revolving Fund** was established in the year 1995-96. The criteria for disbursement is as follows:—
  - (a) Financial Assistance to deserving cases for providing legal aid subject to maximum of Rs.10,000/- per case through an institutional framework.

- (b) Financial Assistance, a maximum of Rs.20,000/- for rehabilitation of the victims and families of human rights violation.
- (c) Financial Assistance up to a maximum of Rs.10,000/- in hardship and deserving cases for rehabilitation of persons permanently incapacitated or the family of such victims.

iii. **Women in Distress and Detention Fund** was established in 1996 under Women in Distress and Detention Fund Act, 1996. The Fund has been made functional in 2012 after necessary amendments made in the said Act. The Board of Governors of this Fund has been notified. The Executive and Provincial Committees are being composed after consultation with stakeholders. Ministry of Human Rights is actively pursuing the matter by requesting all the Provincial Governments to provide suitable nominations for these committees. After the establishment of these two Committees the fund would be operational as these committees are responsible for scrutiny of applications and further disbursement.

iv. **Diyat, Arsh and Daman. Fund.** The Federal Government placed this Fund under the administrative control of Ministry of Law, Justice and Human Rights in 2007. After the creation of an independent Ministry of Human Rights, the Fund was transferred to it in 2008. The Administrative Committee of Diyat, Arsh and Daman along with the Provincial Sub-Committees regularly scrutinize the cases for this Fund.

(b) The information is Annexed at Annex- “A”.

(c) The information is Annexed at Annex- “B”.

(d) The Regional directorates have been directed to be pro-active and to liaison with Provincial governments and NGOs to identify the cases for financial assistance through these funds. The Directorates regularly send the cases of such victims who fulfill the criteria to the Ministry. The Women in Distress and Detention Fund has been made functional in 2012. The Board of Governors of the Fund has been notified. The Provincial Governments are being pursued for early constitution of the Provincial Committee’s. The Provincial Sub-Committees of Diyat, Arsh & Daman Fund are pursued to expedite the processing of the cases and to recommend for consideration by the Administrative Committee.

#### Annex-A

Year	Name of Fund (In Million)	Budget Allocation	Utilization (In Million)	Balance (In Million)
2009-10	Human Rights Relief Fund	0.250	Nil	0.250 (lapsable)



2010-11	—	5.00 (lapsable)	0.500	4.500
2011-12	—	2.5	1.050	1.45 (lapsable)
2012-13	—	4.5	Nil	4.5 (lapsable)
2009-10	Human Rights Revolving Fund	0.500	Nil	0.500 (lapsable)
2010-11	—	1.5	0.54	0.96 (lapsable)
2011-12	—	2.5	1.18	1.32 (lapsable)
2012-13	—	4.5	0.080	4.42 (lapsable)
2009-10	Women in Distress and Detention Fund	Nil	Nil	Nil
2010-11	—	Nil	Nil	Nil
2011-12	—	56.216	Nil	56.216
2012-13	—	0.999	Nil	57.215
2009-10	Diyat, Arsh & Daman Fund	Nil	Nil	Nil
2010-11	—	20.000	Nil	20.000
2011-12	—	15.00	1.08	13.92
2012-13	—	19.00	Nil	32.92

## **Annex-B**

Year	Name of Fund	Number of Beneficiaries
2009-10	Human Rights Relief Fund	Nil
2010-11	—	50
2011-12	—	105
2012-13	—	Nil

Year	Name of Fund	Number of Beneficiaries
2009-10	Human Rights Revolving Fund	Nil
2010-11	—	54
2011-12	—	118
2012-13	—	08
2009-10	Women in Distress and Detention Fund	Nil

2010-11	—	Nil
2011-12	—	Nil
2012-13	—	Nil
2009-10	Diyat, Arsh & Daman Fund	Nil
2010-11	—	Nil
2011-12	—	03
2012-13	—	Seven cases are under process.

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ISLAMABAD :  
*The 4th March, 2013.*

IFTIKHAR ULLAH BABAR,  
*Secretary.*