

AS
[TO BE INTRODUCED IN THE SENATE]

A
Bill

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, 2023.

(2) It shall come into force at once.

2. Amendment of section 9, Act LXXI of 1973.- In the Civil Servants Act, 1973 (LXXI of 1973), in section 9, after sub-section (3), the following new sub-section (4) shall be inserted, namely:-

"(4) Notwithstanding anything contained in this section, if a civil servant dies or superannuates after the Central Selection Board or, as the case may be, the Departmental Promotion Committee has recommended his promotion to a higher post, the Competent Authority shall approve promotion of such a civil servant with effect from the date on which the recommendation was made."

STATEMENT OF OBJECTS AND REASONS

There are instances where a civil servant has been recommended for promotion by the selection authority but promotion could not be actualized due to death or superannuation of the civil servant before notification of his promotion or assumption of charge of the higher post. Therefore, the Establishment Division vide No. S.R.O 733(1)/2005, dated 22-7-2005 extended the benefit of promotion to such civil servants in terms of Rule 7-A of the Civil Servants (Appointment, Promotion and Transfer) Rules, 1973. However, there is no such provision in the Civil Servants Act, 1973. This amendment in the Act, 1973 proposes to insert the enabling provision in the law to achieve the aforesaid objectives.

**SENATOR SHAHADAT AWAN
MEMBER-IN-CHARGE**