

**AZAD GOVERNMENT OF THE STATE OF JAMMU AND KASHMIR  
LAW, JUSTICE AND PARLIAMENTARY AFFAIRS DEPARTMENT,  
MUZAFFARABAD**

Dated the 12th December, 2001

No. LD/Leg/1448-54/2001. The following Act of the Assembly received the assent of the President on the 10th December, 2001 is hereby published for general information:-

**(ACT XVI OF 2001)**

**AN  
ACT**

to amend the Azad Jammu & Kashmir Civil Servants Act, 1976

**WHEREAS** it is expedient to amend the Azad Jammu & Kashmir Civil Servants Act, 1976 (Act VI of 1976), for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. **Short title, extent and Commencement.**- (1) This Act may be called the Azad Jammu & Kashmir Civil Servants (Amendment) Act, 2001.  
(2) It shall come into force at once.
2. **Amendment of Section 9, Act VI of 1976.**-In the Azad Jammu & Kashmir Civil Servants Act, 1976 (Act VI of 1976), in Section 9, between the words “such government” and the “colon”, the words “or as an officer on special duty whenever required as such” shall be inserted and shall be deemed always to have been so inserted.
3. **Addition of Section 11-A, Act VI of 1976.**-In the Azad Jammu & Kashmir Civil Servants Act, 1976 (Act VI of 1976), after Section 11 the following new Section 11-A shall be inserted, namely:-  
**“11-A. Absorption of civil servants rendered surplus:**-  
Notwithstanding anything contained in the Act, the rules, agreement, contract or the terms and conditions of service, a civil servant who is rendered surplus as a result of re-organization or abolition of department, office or abolition of post in pursuance of any Government decision may be appointed to a post, carrying basic pay scale equal to the post held by him before such appointment, if he possesses the qualification and fulfills other conditions applicable to that post:

Provided that where no equivalent post is available, he

may be offered a lower post in such manner, and subject to such conditions, as may be prescribed and where such civil servant is appointed to a lower post the pay being drawn by him in the higher post immediately preceding his appointment to a lower post shall remain protected.”

3. **Repeal.-** The Azad Jammu & Kashmir Civil Servants (Amendment) Ordinance, 2001 (Ordinance XLVIII of 2001) and the Azad Jammu and Kashmir Civil Servants (Amendment) Ordinance, 2001 (Ordinance L of 2001) are hereby repealed.

Sd/-(Irshad Ahmed Qureshi)

Deputy Secretary