

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

DATED: 18th SEPTEMBER, 2002.

No. LD/843-55/02. The following Act of the Assembly received the assent of the President on 15th day of September, 2002 is hereby published for general information:-

**(ACT VIII of 2002)**

**AN  
ACT**

further to amend the Azad Jammu and Kashmir Employees Benevolent Fund and Group Insurance Act, 1971

**WHEREAS** it is expedient to amend the Azad Jammu and Kashmir Employees Benevolent Fund and Group Insurance Act, 1971 (Act XVI of 1971) in the manner hereinafter appearing;

It is hereby enacted as follows: -

1. **Short title and commencement:-** This Act may be called the Azad Jammu and Kashmir Employees Benevolent Fund and Group Insurance (Amendment) Act, 2002.

(2) It shall come into force at once.

2. **Amendment of Section 4, Act XVI of 1971:-** In the Azad Jammu and Kashmir Employees Benevolent Fund and Group Insurance Act, 1971 (Act XVI of 1971), hereinafter referred to as the said Act, Section 4 shall be substituted as under:-

**“4. Board of Trustees:-** (1) There shall be set up two boards to be known as:-

- a) Board of Trustees of Azad Jammu and Kashmir (Gazetted) Employees Benevolent Funds; and  
b) Board of Trustees of Azad Jammu and Kashmir (Non-Gazetted) employees Benevolent Fund.

(2) The Board of Trustees of Azad Jammu and Kashmir (Gazetted) Employees Benevolent Fund shall consist of the following namely:-

a)	Secretary Services, Azad Govt. of the State of J&K;	(Chairman).
b)	Secretary Finance, Azad Govt. of the State of the State of J&K or nominee of Finance Department;	(Member)

c)	Additional Secretary, S&GAD;	(Member/Secretary)
d)	Two representative of the Registered Gazetted Officers Association nominated by the Government.	(Members)

(3) The Board of Trustees of Azad Jammu and Kashmir (Non-Gazetted) Employees Benevolent Fund shall consist of the following, namely:-

a)	Secretary Services, Azad Govt. of the State of J&K;	(Chairman)
b)	Additional Secretary Law;	(Member)
c)	Additional Secretary Finance;	(Member)
d)	Additional Accountant General;	(Member)
e)	Additional Secretary S&GAD;	(Member/Secretary)
f)	Two representative of the Registered Non-Gazetted Employees Association nominated by the Govt.	(Members)”

3. **Substitution of Section 13, Act XVI of 1971:-** In the said Act, Section 13 shall be substituted and shall be deemed to have been so substituted since 07.05.2001.

“13. **Benevolent fund grant to be paid from the Benevolent Fund:-** If an employees:-

- a) is declared by the prescribed medical authority to have been completely incapacitated physically or mentally to discharge the duties of his employment and is for that reason retired or removed from service, he shall be entitled to receive for life such benevolent grant from the Benevolent Fund as may be prescribed; or
- b) dies during the continuance of his employment, or during retirement before attaining the age of seventy years, his spouse shall be entitled to receive for life such benevolent grant from the Benevolent Fund as may be prescribed:

Provided that, if the deceased has no spouse or his spouse has died, the other members of his family shall be entitled to

receive Benevolent grant from the Benevolent Fund for a period of fifteen years or up to the date the deceased employees would have attained the age of seventy years. Whichever is earlier;

Provided further that, in the case of an employee who dies after having drawn benevolent grant, the said period of fifteen year shall be reckoned from which he began drawing such grant.”

4. **Addition of Section 13-A, Act XVI of 1971**:- In the said Act, after Section 13, substituted as aforesaid, the following new section 13-A shall be added, namely:-

“**13-A Saving**:- Notwithstanding anything contained in this Act, all actions taken, notifications issued, orders made under the Azad Jammu and Kashmir Employees Benevolent Fund and Group Insurance Ordinance, 2001 or its succeeding Ordinance or Act, shall be deemed to have been validly done, issued and made under this Act.”

5. **Repeal**:- The Azad Jammu and Kashmir Employees Benevolent Fund Group Insurance Ordinance, 2002 (Ordinance No. VII of 2002) and the Azad Jammu and Kashmir Employees Benevolent Fund and Group Insurance (Amendment) Ordinance, 2002 (Ordinance No. XIII of 2002) are hereby repealed.

**Sd/-(IRSHAD AHMED QURESHI)  
DEPUTY SECRETARY**