

THE EMERGENCY ADMINISTRATION ORDER, 1948.

NOTIFICATION

Whereas an emergency has arisen and it is necessary to provide for speedy improvement of administration, the Council of Ministers of Azad Kashmir Government, hereby appoint Mr. A Zarrar as Chief Commissioner under the Azad Kashmir Government for a period of three months in the first instance with jurisdiction over Azad Kashmir territories and duties and powers stated hereinafter in this order:-

1. **Short Title Extent and commencement:** -(a) This order will be called "Emergency Administration order".
(b) It shall extend to all territories under the Azad Kashmir Government and will apply to all public servants of the Azad Kashmir Government wherever they may be.
(c) It shall come into force at once.
2. **Interpretation:-** For the purposes of this order, unless there is anything repugnant in the subject or context, "public servant" means a public servant as defined in Section 21 of the Penal Code except Ministers and Members of Government.
3. **Responsibilities and duties of the Chief Commissioner:-**
(a) be responsible to the President of the Azad Kashmir Government and the Council of Ministers.
(b) carry out the policy of Government generally;
(c) be available to render advice to Government on all matters.
(d) reorganise such departments of Government as he considers necessary.
(e) submit a fortnightly report to Government regarding the working of an improvement in administration.
4. **Powers of the Chief Commissioner:-**The Chief Commissioner will have powers :-
(a) to suspend, reduce, revert, transfer, appoint or dismiss any public servant of Azad Kashmir Government other than a public servant who holds a Gazetted Post.
(b) to advise Government regarding the suspension reduction, reversion, transfer, appointment or dismissal of a public servant, who holds a Gazetted Post;
(c) to advise Government on any matter connected with

the administration;

- (d) to frame and issue rules providing for departmental punishments and procedure;
- (e) to delegate any of his powers under article 5 (a) to any Gazetted public servant whether substantive or officiating;
- (f) to issue any order or directive to any public servant of Azad Kashmir Government provided that such order or directive is NOT contrary to the declared policy of Azad Kashmir Government and communicated in writing to the Chief Commissioner:

Provided that no person other than a Minister of Azad Kashmir Government shall call into question any order or directive issued by the Chief Commissioner on the ground that it is against the policy of the Azad Kashmir Government or on any other ground.

5. **Miscellaneous:-** In order to prevent confusion by the issue of contradictory orders, all orders issued by Government in every department will be communicated to and enforced through the Chief Commissioner.