

**AZAD GOVT. OF THE STATE OF JAMMU AND KASHMIR, LAW  
AND PARLIMENTARY AFFAIRS SECRETARIAT,  
MUZAFFARABAD.**

Date the December 24, 1975

No, 3932/ SL/ 75 The following Act of the Legislative Assembly received the assent of the President on the 16th day of December, 1975, and is hereby published for general information.

**(ACT XVII OF 1975)**

- 1. Short title and commencement:**(1)This Act may be called the Azad Jammu and Kashmir Legislative Assembly Speaker (Salary, Allowances, and Privileges) Act, 1975.

(2) It shall come in to force at once.

- 2. Definitions:**(1)In this Act unless the context otherwise requires, the following expressions shall have the meanings hereby respectively assigned to them, that is to say-

- (a) "Constitution" means the Azad Jammu and Kashmir Interim Constitution Act, 1974.
- (b) "Family" means the wife, children residing with and wholly dependent upon the Speaker.
- (c) "Government" means the Azad Government of the State of Jammu and Kashmir;
- (d) "Maintenance" in relation to a residence includes the payment of local rates, taxes and the provision of electricity, water and gas;
- (e) "Official residence" means the house reserved from time to time for residence by Speaker and includes out-houses and gardens appurtenants thereto;
- (f) "Prescribed" means prescribed by rules framed under this Act, and
- (g) "Speaker" means the Speaker of the Legislative Assembly of Azad Jammu and Kashmir.

(2) Words and expressions used but not defined in this Act shall have the same meanings as are assigned to them in the constitution.

3. **Salary:**<sup>1</sup>“(1) The salary of the Speaker shall be one lac fifty thousand rupees per mensem.”]

<sup>2</sup>“(2) The salary mentioned in sub-section (1) shall stand increased automatically as par with an equal to the increase in the salary of the civil servants as and when such increase is made by the Government.”]

- <sup>3</sup>4. **Equipment Allowance.**- The Speaker may draw a sum of <sup>456</sup>[thirty thousand] rupees as equipment allowance on his appointment as such:

Provided that no such allowance was received by him during the life time of the Assembly as Speaker, Prime Minister or a Minister.]

5. **Allowance on taking up and laying down the office:**(1)The Speaker shall be entitled to claim actual expenses to the extent, mentioned below from his ordinary place of residence to the seat of Government and from the seat of Government to his ordinary place of residence on taking up or laying down office, as the case may be:-

- (a) Actual Traveling expenses for himself and his family;
- (b) Cost of transporting personal servants not exceeding two by the lowest class of accommodation; and
- (c) Cost of transporting house hold effects, not exceeding one hundred and twenty mounds, by goods train, steamer, or other craft, excluding aircraft, and of his personal car, if any,

(2) No claim shall lie for any travel or transportation not performed within six months of the date of taking up or laying down office, as the case may be.

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<sup>1</sup> Substituted vide Sec 2 of Act XXX of 2017. Original Words. The salary of the Speaker shall be two thousand and <sup>111</sup>[fourty eight thousand] rupees per mensum.

<sup>2</sup> Re numberd and added vide Section 2 of Act VIII of 2007

<sup>3</sup>Substituted vide section 3 of Act IX of 1986,original are as " 4. **Equipment Allowance:**The Speaker may draw a sum of one thousand and five hundred rupees as equipment allowance on his appointment as such; provided that no such allowance was received by him during the preceding ten years on appointment to a diplomatic post, or as a president, Speaker or Minister."

<sup>4</sup> Substituted vide Sec 3 of Act VII of 1995. Original Words "three thousand"

<sup>5</sup> Substituted vide section 3 of Act VIII of 2007,original are as five thousand

<sup>6</sup>Substituted vide section 3 of Act XXX of 2017,original are as ten thousand

6. **Sumptuary Allowance:**The Speaker shall be entitled to receive sumptuary allowance at the rate of <sup>123</sup>[fifty thousand] rupees per mensem.
- <sup>4</sup>["7. **Transport.** The Speaker shall be entitled to the use of two official <sup>5</sup>[vehicles] maintained at the Government expense <sup>6</sup>[both for official and family purpose] throughout his term and for a period of fifteen days immediately thereafter."]
- <sup>7</sup>[8. **Official Residence:**(1) The Speaker shall be entitled, without payment of rent to the use of an official residence including accommodation on tour throughout his term of office, and for period of fifteen days immediately thereafter, and the charges for its maintenance including electricity and gas charges shall be borne by Government. The residence shall be furnished by Government at a cost exceeding rupees one lac in case of a building reserved for this purpose at the first term and rupees <sup>8</sup>[one Lac] for any subsequent term." ]
- (2) If, at the time of entering upon office, an official residence is not available, the Speaker shall, until such residence is provided by Government, be paid the actual expenditure incurred by him or furnished accommodation for himself and his family, subject to a maximum of <sup>9\*\*\*1011</sup>[fifty five thousand] rupees per mensem.
- (3) Where a Speaker choose to reside-
- (i) In his own house; or
- (ii) In a rented house <sup>12</sup>[omitted]
- He may be paid a monthly sum of \*\*\*[Fifteen

<sup>1</sup> Substituted vide Sec 4 of Act VII of 1995. Original Words " five thousand"

<sup>2</sup> Substituted vide Sec 4 of Act VIII of 2007. Original Words SIX thousand

<sup>3</sup> Substituted vide Sec 4 of Act XXX of 2017. Original Words twelve thousand

<sup>4</sup> Substituted vide Sec 3 of Act III of 2003. Original are as **Transport:**The Speaker shall be entitled to the use of official cars maintained at Government expense throughout his term of office.

<sup>5</sup> Substituted vide Sec 3 of Act IV of 2014. Original are as cars

<sup>6</sup> Inserted Vide Section 2 of Act XIII of 2003.

<sup>7</sup> Substituted vide section 5(i) of Act X of 1986,original are as The Speaker shall be entitled, without payment of rent, to the use of an of official residence including accommodation on tour throughout his term of office, and for a period of fifteen days immediately thereafter, and the charge for its maintenance including electricity and gas charge shall be borne by Government, The residence shall be furnished by Government at a cost not exceeding twenty thousand rupees.

<sup>8</sup> Substituted vide section 5 of Act III of 1986 ,original are as fifteen thousands"

<sup>9</sup> Substituted vide Sec 2 of Act VII of 1995. Original Words " Seven thousand"

<sup>10</sup>Substituted vide Sec 4 of Act III of 2003. Original Words Seventeen thousand

<sup>11</sup>Substituted vide Sec 4 of Act IV of 2014. Original Words twenty five thousand

<sup>12</sup> Omitted vide section 5 Act VIII of 2007 original are as occupied by him before his appointment as Speaker;

thousand thousand rupees] Rs, 1,500/- in lieu of the official furnished accommodation and to cover all expenses on its maintenance. The charges for consumption of electricity and gas in respect of the said house shall be borne by Government.

**9. Traveling Allowance for touring in Azad Kashmir of**

**Pakistan:**(1) Subject to the provisions made hereafter, the Speaker traveling on official duty shall be Treated as a First Grade officer.

(2) The Speaker may, of the public interest so demands, travel by air, in which case he shall be entitled to-

- (a) <sup>1</sup>[Business Class] air fare paid for himself;
- (b) Cost of transporting personal luggage up to one hundred pound, inclusive of the free allowance given by the air Company;
- (c) Requisition, at the cost of Government, if he considers it necessary in the public interest, a Pakistan Air Force airplane or an aeroplane belonging to the government subject to availability and in accordance with the rules made by the Federal Government or the provincial Government of Pakistan.
- (d) Take with himself his wife whether traveling by a commercial aero plan or by a requisitioned aero plan;  
  
Provided that no non-official shall be allowed to travel in Pakistan Air Force aero plan without the authority of the Ministry of Defense;
- (e) Cost of transporting up to two personal servants by the lowest class of accommodation by rail or steamer;
- (f) Carriage of personal luggage by rail or steamer, subject to a maximum of three mounds; and
- (g) Claim the actual premium paid for insuring himself for the air journey for an amount not exceeding one LAC rupees.

(3) Wherever possible, the Speaker shall purchase return air ticket.

(4) The Speaker, when traveling on duty by rail in Pakistan shall be entitled to--

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<sup>1</sup> Substituted vide Sec 6(a) of Act VII of 1995. Original Words " Actual."

- (a) Requisition at the cost of Government--
  - (i) <sup>1</sup>[an ordinary first-cum-second class carriage or a 'B' class tourist car or an 'A' class tourist car, if a 'B' class tourist car is not available; or"]
    - (ii) if the vehicles specified at (i) above are not available, or are not desired, and ordinary four berthed first class compartment or a two berthed air conditioned (coups) compartment;
  - (b) Take with himself in the reserved accommodation without payment of any fare, his family members not exceeding four when traveling in a requisitioned railway compartment or saloon;
  - (c) Take with himself up to two personal servants, by the lowest class of accommodation available; and
  - (d) The carriage of personal luggage up to three mounds when traveling by a railway compartment or up to six mounds when traveling by a requisitioned railway saloon.

(5) The Speaker reserving accommodation in the Railway shall be required before beginning the journey, to have the number and other details of the tickets purchased for the persons traveling with him in the reserved accommodation entered on the requisition form by the Station Master of the Station from which the journey is to commence.

(6) The Speaker, when traveling on duty is Pakistan by steamer or a launch, shall be entitled, to-

- (a) Draw the actual fare paid for himself;
- (b) Take with him up to two personal servants by the lowest class of accommodation available; and
- (c) The carriage of personal luggage up to three mounds.

(7) When the Speaker travels on duty, in the public interest, by road between place connected by railway and chooses to forego the privileges granted under sub-section (4) and (6) he may, where the journey is performed in a

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<sup>1</sup> Substituted vide Sec 6(b) of Act VII of 1995. Original Words " An ordinary first-cum-second class carriage or a "B" class tourist car, or an "A" class tourist car; if a "B" class tourist car is not available; or

vehicle not owned or maintained by Government, draw-

- (a) Traveling allowance at the rate of <sup>12</sup>[five rupees] per kilometer] for his own journey by road, and
- (b) Actual expenses of the transport of-
  - (i) Two private servants; and
  - (ii) All his personal luggage, including stores carried for consumption on tour.

10. <sup>3</sup>[omitted]

11. **Daily Allowance during Halt:-** The Speaker, while on tour shall be entitled to draw an allowance of<sup>456789</sup>[four thousand] rupees per day for the duration of his halts on tours;

Provided that in case of halt for less than eight hours one-half daily allowance shall be admissible:

Provided further that for such continuous halt on tour exceeding ten days daily allowance admissible for-

- (i) The first ten days shall be at the full rate;
- (ii) The next twenty days or part, thereof at three-fourth of the full rate; and
- (iii) The remaining period, at one-half of the full rate;

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<sup>1</sup> Substituted vide Sec 6(c) of Act VII of 1995. Original Words "seventy-five paise per mile"

<sup>2</sup> Substituted vide Sec 6(c) of Act VIII of 2007. Original Words three rupees

<sup>3</sup> Omitted vide Section 2 of Act III of 1996 original as **Compensation in case of accident:**(1) If the Speaker, during his tenure of office, dies or received an injury as a result of an accident or by violence the government shall pay to person or persons referred to in sub-section (2), a sum of one Lac and twenty five thousand rupees, in case of death, and an amount to be determined by Government having regard to scales of compensation applied by insurance companies in like cases, in case of injury.

(2) The compensation shall be payable in case of injury, to the Speaker, and in case of death to such member or members of his family, or, if there be no such member, any other persons as may be nominated by him in this behalf, or, in the absence of such nomination, to his heirs.

(3) A nomination under sub-section (2) may be made, revoked or altered by a notice in writing signed by the Speaker and addressed to the Account-General Azad Jammu and Kashmir.

<sup>4</sup> Substituted vide section 6 of Act X of 1986, original are as seventy-five

<sup>5</sup> Substituted vide section 3 of Act XVIII of 1992, original are as one hundred and twenty five

<sup>6</sup> Substituted vide section 5 of Act III of 2003, original are as at such rate as may be determined by the finance committee of the assembly from time to time

<sup>7</sup> Substituted vide section 7 of Act VIII of 2007, original are as five hundred and fifty

<sup>8</sup> Substituted vide section 5(a) of Act IV of 2014, original are as one thousand

<sup>9</sup> Substituted vide section 5 of Act XXX of 2017, original are as three thousand

**Explanation:**

- (i) Time spent on journey shall be included in the included in the halt; and
- (ii) A halt or tour shall be treated as continuous unless terminated by an absence at a distance from the halting place exceeding five miles, for a period not less than seven nights

<sup>1</sup> [“11-A. **Dearness Allowance.**—The Speaker shall be entitled to receive Dearness Allowance at the rate of fifteen thousand rupees per mensem.”]

**12. Controlling officer:**The Speaker shall be his own controlling officer for purposes of traveling allowance including the journey undertaken outside his jurisdiction in the discharge of his official duties.

**13. Traveling allowance for tour abroad:**Speaker traveling on official business outside Pakistan shall be entitled to <sup>2</sup>[First Class air fare and] such allowance as may be specified by Government.

<sup>3</sup>[“**14. Medical Facilities.**— (1) The Speaker residing in Azad Jammu and Kashmir shall be entitled for himself and his family free indoor as well as outdoor medical facilities inside the country and abroad of the standard admissible to a Class 1 officer of the Government. However he and his family shall be entitled to medical attendance at his residence.

(2) The Speaker residing permanently or temporarily outside Azad Jammu and Kashmir shall be entitled to receive,–

- a) in case of hospitalization in government hospital, the actual expenditures incurred by him; or
- b) in case the facility under clause (a) is not available or in emergency, the actual expenditures incurred by him in a private hospital, duly verified by the Speaker.”]

**14. Medical Facilities:**The Speaker <sup>4</sup>[or Ex-Speaker] shall be

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<sup>1</sup> Added vide Section 6 of Act XXX of 2017.

<sup>2</sup> Inserted vide Sec 7 of Act VII of 1995.

<sup>3</sup> subited vide Section of Act II of 2017 orginal are as **Medical Facilities:**The Speaker shall be entitled to medical facilities admissible in terms of Medical Attendance rules except that he and his family shall be entitled to Medical attendance at his residence.

<sup>4</sup> Inserted vide Section 7 of Act XXX of 2017

entitled to medical facilities admissible in terms of Medical Attendance rules except that he and his family shall be entitled to Medical attendance at his residence.

- 15. Leave:** (1) The <sup>1</sup>[President] may, grant to the Speaker during his term of office, at any one time or from time to time leave of absence for urgent reasons of health or private affairs, for a period not exceeding three months in the aggregate.
- (2) The leave allowance of the Speaker shall be <sup>234</sup>[One complet pay] rupees per mansion.
- 16. Provident fund:**(1)The Speaker may, at his option, become a subscriber to the General Provident Fund, and if he so opts he shall subscribe to the fund as a compulsory subscriber in accordance with the General Provident Fund Rules applicable to Azad Kashmir Government Servants.
- (2) A temporary advance may be granted to the Speaker form the amount standing to his credit in the General Provident Fund at the discretion of Government for the purposes of which such advance may be granted to a subscriber under the said rules.
- (3) The grant of temporary advance under sub-section (2) shall unless the Government otherwise direct be subject to the condition to which an advance granted to a subscriber under the said rules is subject.
- 17. Charge:-** The Speaker shall not be required to sign a charge report on taking up office as Speaker or laying down that office.
- 18. General report:**(1)All reasonable precautions shall be taken to see that the official residence transport and furniture provided to the Speaker by Government are used with the same care with which a person's own property is taken care of.
- (2) All furniture and furnishings provided in the official residence shall be marked by the Building Department, Azad Kashmir, for the purposes of identification.
- (3) When the Speaker occupies an official residence, it shall be the duty of the officer concerned of said Department to hand over charge of the furniture and furnishings in that residence to the Speaker or to a person authorized by him in writing according to an inventory to

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<sup>1</sup> Substituted vide Sec 8 of Act VII of 1995. Original Words "Prime Minister"

<sup>2</sup> Substituted vide Sec 8 of Act VII of 1995. Original Words "Five thousand"

<sup>3</sup> Substituted vide Sec 6 of Act III of 2003. Original words twenty thousand, two hundred and fifty

<sup>4</sup> Sustituted vide Sec 8 of Act XXX of 2017. Original words thirty seven thousand



be drawn up and signed by such officer.

(4) When the Speaker is about to vacate the official residence, he shall inform the office concerned of the said Department and shall arrange that the furniture and furnishings of the official residence are handed over to that officer according to an inventory to be drawn up and signed.

(5) The officer concerned of the said Department may from time to time, inspect an official residence, its, furniture and furnishings with the prior approval of the Speaker.

**19. Holidaying Abroad:**(1)The Speaker may, while holidaying abroad, draw his full pay in foreign currency for the period of holiday of holidays spent abroad,

(2) When the speaker is holidaying abroad and draws his pay in the currency, he shall not be liable to pay income tax provident fund subscription etc. in foreign currency, if he makes arrangements to pay such amount in rupees in Azad Kashmir.

(3) The expenditure in foreign exchange involved under this Act shall be adjusted against the foreign exchange allocation placed at the disposal of the Government for each relevant shipping period.

(4) Where the pay is drawn in foreign currency by the Speaker he shall not be eligible to receive foreign exchange allocation form the State Bank of Pakistan in any other capacity;

**20. Telephone:-** The Speaker shall be entitled at Government expense, to the use of two telephones at his office and two telephones at his residence both for official or private use throughout the term of his and for a period of fifteen days immediately thereafter, he will also be entitled to free telephone facility while on tour where such facility is available:

<sup>1</sup>["Provided that the liability of Government in respect of the two telephones installed at the residence shall not exceed the amount equal to ten thousand local calls collectively for both the telephones."]

**21. Discretionary Grant:** A sum of <sup>23</sup>[ten lac] - per annum shall be placed at the disposal of the Speaker of making discretionary grants in such manner as may be prescribed.

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<sup>1</sup> Added vide section 7 of Act III of 2003

<sup>2</sup> Sstituted vide Sec 9 of Act VII of 1995. Original Words "two"

<sup>3</sup> Sstituted vide Sec 9 of Act XXX of 2017. Original Words five lac

- 22. Power to make rules:**The Government may make rules to carry out the purposes of this Act.
- 23. Repeal:**The Azad Jammu and Kashmir Legislative Assembly Speaker's (Salary Allowance and Privilege) Act, 1971 (Act IV of 1971) and the Azad Jammu and Kashmir Legislative Assembly Speaker (Salary, Allowance and Privileges Ordinance, 1975 (Ordinance XXIX of 1975) are hereby repealed.

Sd/- (Mohammad Akram Shah)

Deputy Secretary