



TRANSPARENCY INTERNATIONAL-PAKISTAN

09th March 2012

Chairman,
Federal Board of Revenue,
Islamabad.

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Advisory Committee

5th LETTER

Subject: Asset Declaration and Tax Deduction Information of Mr. Malik Riaz, Chairman, Bahria Town

Dear Sir,

This is with reference to TI Pakistan's letter dated 24th December 2011 regarding asset declaration and tax deduction information of Mr. Malik Riaz, Chairman, Bahria Town, which had been sent to you earlier twice. We have not received any reply even after a lapse of more than 02 months.

Vide its letter of 04th September 2010, TI-Pakistan had requested the Chairman Federal Board of Revenue to provide the following information with regard to payment of government revenue on Rupees 225 Billion assets admitted to be owned by Mr. Malik Riaz in his interview on CNN on 31st August 2010.

TI-P sent a complaint to Federal Tax Ombudsman against Chairman FBR on 29th April 2011, after waiting for 08 months, requesting him to take action under the FTO Law. FBR replied on 17th June 2011 vide letter No.C.No.7(20)S.Asst/2010 informing as under:

"This is to inform you that the information sought in respect of Malik Riaz Hussain of Bahria Town cannot be provided in view of Section 216 of the Income Tax Ordinance, 2011."

TI-Pakistan again requests you to kindly confirm whether the Rs. 225 billion declared internationally to be owned by Mr. Malik Riaz are included in the tax returns of 2009 – 2010 and FBR has collected the due taxes.

TI-P once again refers to the Lahore High Court's judgment in case PLD 2010 Lahore 605, where the Honorable Court has given the following landmark judgement:

"Right to information is another corrective tool which allows public access to the working and decision making of the public authorities. It opens the working of public administration to public scrutiny. This necessitates transparent and structured exercise of discretion by the public functionaries. Article 19-A empowers the civil society of this country to seek information from public institutions and hold them answerable".

TI-Pakistan is for across the board application of the Law.

Regards,


Syed Adil Gilani
Adviser

Copies forwarded for the information of:

1. Chairman, Public Accounts Committee, Islamabad.
2. Chairman, NAB, Islamabad.
3. Registrar, Supreme Court of Pakistan, Islamabad.
4. Auditor General, Islamabad.
5. Federal Tax Ombudsman, Islamabad.
6. Managing Director, PPRA, Islamabad.