



**TRANSPARENCY
INTERNATIONAL-PAKISTAN**

5-C, 2nd Floor, Khayaban-e-Ittehad, Phase VII,
Defence Housing Authority, Karachi.
Tel: (92-21)-35390408, 35390409, Fax: 35390410
E-mail: ti.pakistan@gmail.com
Website: www.transparency.org.pk

21st June, 2016

Secretary Defence,
Ministry of Defence,
Government of Pakistan,
Islamabad.

Sub: Details of Appointment of Legal Advisor Engagement/ Placement of Advocates on the
Panel of Advocates in Departments During Fiscal Year 2005 to 2015
Suo Moto Case No 4 of 2016.

Dear Sir,

Transparency International Pakistan request the secretary to provide list of legal advisers/advocates appointed at fee of over Rs. 100,000, without taking approval of the Ministry of Law, in your Ministry, and all the Departments and Autonomous bodies, Corporations, Authorities, Trust, Regulatory Bodies, controlled by your Ministry during the FY 2005 to 2015.

According to the new Policy issue by the the Ministry of Law Justice and Human Rights, vide letter No F.20(I)/87-LA dated 22.11.2004 on the Formulation of Policy for Nomination of Legal Advisors and Placement of Advocates, following procedure was notified.

2. *The Prime Minister of Pakistan has therefore examined and reviewed and approved a new policy which has to be followed with immediate effect by all Government department/subordinate offices and public corporations working under the direct or indirect control of the Federal. Government Salient feature of the Policy are enumerated here under.*

i) No Legal Advisor, Advocate or Consular Shall be appointed or engaged by any department in Future, without the approval of the Ministry of Law Justice and Human Rights.

ii) No department/government or government or public corporate body would pay to their counsel legal advisor fee exceeding Rs. 100,000/- including cumulative fee of similarly or connected cases, without prior intimation and approval of the Ministry of Law, justice and Human Rights. In case the fee is less than Rs. 100,000/- even then the Same will by fixed in consultation and with approval of this Ministry any Failure in doing so will render the engagement of Advocate/counsel etc. null and void and the fee involved will not be paid to such Advocate/counsel.




A letter was also issued by the Solicitor General vide letter No F. 20(I)/87-LA dated 13th January, 2010 and Parliamentary Affairs, on 13th January, 2010, for strict compliance of above policy, to all Heads of all Corporations/Autonomous Bodies and Government Controlled Organization Secretaries/Additional secretaries Incharge of all Ministers/Divisions Islamabad /Rawalpindi with the request to circulate these policy instructions to all corporations /Autonomous bodies & Government controlled organizations under their administrative control.

Transparency International Pakistan requires the list in order to submit a comprehensive report in the Honourable Supreme Court of Pakistan in the Suo Moto Case No 4 of 2016. The information of the Ministry's and its related organizations etc, may be provided in the following table format, within a fortnight. Any failure to follow the policy will render all such engagement of Advocate/counsel etc. null and void and the fee involved will have to be recovered from such Advocate/counsel by the Ministry/department.

S. No	Title of Case	Name of Advocate	Fee Settled	Amount paid	Case initiated by/name of Officer	Date of Approval	Name of Approving Authority/Head of Depart/Org
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Transparency International Pakistan is striving for across the board application of Rule of Law, which is the only way to stop corruption, and achieve the ongoing Zero tolerance against Corruption policy of the Prime Minister,

With Regards,


Sohail Muzaffar
Chairman

Copies forwarded for the information with request to take action under their mandate to:

1. Secretary to Prime Minister, Islamabad.
2. Chairman, PMIC, Islamabad,
3. Registrar, Supreme Court of Pakistan, Islamabad, with refernce to SMC 4 of 2016.