



12th February, 2014

Mr. Muhammad Ejaz Ch.
Secretary,
Ministry of Inter Provincial Coordination,
Government of Pakistan,
Islamabad.

Sub: Chairman PCB can not work for a private company, being a Public Servant

Dear Sir,

Transparency International Pakistan has received a complaint that the Chairman of PCB can not work for a private company, being a Public Servant, and how the Prime Minister of Pakistan has been mis guided by the principal accounting officer, and the Prime Ministers allowed a private commercial company employee, who is drawing about Rs 35 million annually as remuneration, was appointed as interim Chairman PCB on 23 June 2013, and now Chairman PCB.

The complainant has informed that the ex chairman of PCB, when he took over as Chairman PCB was the president of Zarai Taraqiati Bank Limited, and had to resign from that post 5to comply with government rules.

A govt servant can not work for any private commerce ail company, that too which is doing business with the same department, PCB in this case. Following sections of the Government Servants (Conduct) Rules, 1964 were also reported by the complainant been violated by the interim chairman .

20. Management etc., of newspapers or periodicals.-No Government servant shall, except with the previous sanction of the Government, own wholly or in part, or conduct or participate in the editing or management of, any newspaper or other periodical publication.

21. Radio broadcasts and communications to the Press.-No Government servant shall, except with the previous sanction to the Government or any other authority empowered by it in this behalf, or in the bona fide discharge-of his duties, participate in a radio broadcast or contribute any article or write any letter, either anonymously or in his own name or in the name of any other person to any newspaper or periodical : Provided that such sanction shall generally he granted if such broadcasts or such contribution or letter is not, or may not be considered likely to jeopardize the integrity of the Government servant, the security of Pakistan or friendly relations with foreign States, or to offend public order decency or morality, or to amount to contempt of Court, defamation or incitement to an offence : Provided further that no such sanction shall he required if such



broadcast or such contribution or letter is of a purely literary, artistic or scientific character.

22. Publication of information and public speeches capable of embarrassing the Government.-No Government servant shall, in any document published, or in any communication made to the Press, over his own name, or in any public utterance, or radio broadcast delivered by him, make any statement of fact or opinion which is capable of embarrassing the Government: Provided that technical staff (both gazetted and non-gazetted) may publish research papers on technical subjects, if such papers do not express views on political issues Or on Government policy and do not include any information of a classified nature.


Ministry of Inter Provincial Coordination being the controlling Ministry of Pakistan Cricket Board is requested to clarify the allegations of the complainant , and if the complaint is correct, why the interim Chairman PCB (which is a paid job) was allowed to work for a private commercial company for 7 months, which is against the Law.

This is to state that article 19-A makes the right to access of information pertaining to a public authority a fundamental rights, Justice Syed Mansoor Ali Shah in his landmark judgment Ataullah Malik v. Federation of Pakistan laid down the following:

"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". PLD 2010 Lahore 605

TI Pakistan is striving to have transparency in procedures and Rule of Law in Pakistan, which is the only way to eliminate corruption and have good governance in country.

Regards,


Sohail Muzaffar
Chairman

Copies forwarded for information and appropriate action under the mandate vested, to,

1. Chairman, Public Accounts Committee, Islamabad,
2. Chairman, NAB, Islamabad.
3. Minister of Water & Power, Islamabad,
4. Registrar, Supreme Court Pakistan, Islamabad.
5. Managing Director PPRA, Islamabad.