



TRANSPARENCY INTERNATIONAL-PAKISTAN

15th April, 2016

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TL16/1504/17A

Mr. Ashraf Mahmood Wathra,
Governor,
State Bank of Pakistan,
Karachi.

Sub: Complaint against SBP that it is committing Contempt of Court of the Supreme Court Order in CRP 193/2013 announced on 5-1-2013

Dear Sir

Transparency International Pakistan has received a complaint against SBP that it is committing Contempt of Court of the Supreme Court Order in CRP 193/2013 announced on 5-1-2013 for not calling back its 5 Senior Officer who were sent on deputation to FIU.

The complainant has made following allegations;

That

1. The Supreme Court of Pakistan in its judgment in the review petition CRP 193/2013 announced on 5-1-2013: *"Any appointment by transfer under Rule 9(1) has to be for a fixed term, and, on completion of such term, the Civil Servant has to join back his parent department. The word "appointment" used in the Rule 6(A) cannot be equated with the word 'initial appointment' used in the Act which excludes appointment by transfer and promotion,"*

2. But following permanent officers of SBP are working in Financial Monitoring Unit (FMU) since last 2 to 8 years on secondment but are working as deputationists, and some are drawing monthly emoluments of **Rs 20 Lacs each**.

Mr. Mansoor Ahmed Khan,	Director General FMU 2013.
Mr. Mansoor Ali,	Director FMU since 2009
Mr. Munir	Director FMU since 2009
Mr. Kasif	Director FMU since 2104
Mr. Basit Ali.	Director FMU since 2008

3. SBP and Ministry of Finance by circumventing rules have deliberately not recalled /repatriated these officer to SBP and have not allowed hiring of Officers of FMU in accordance with FMU Staff Rules (2009) issued vide S.R.O. 37 (KE)/2010 published in gazette dated 15 April 2010. According to the rules 9. (i) Appointment to the service of the FMU shall be made by direct recruitment or by deputation/secondment in accordance with the policy approved by the NEC. And as per Rule 9 (ix) Advertising requirements (a) All Senior Management Service positions must be advertised externally in the national media.

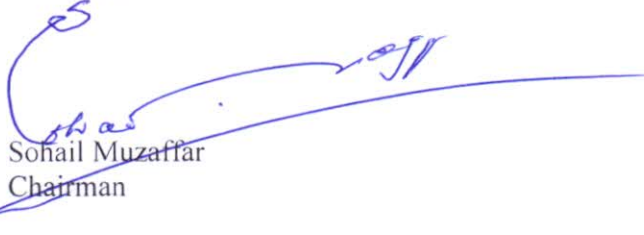
4. The act of SBB and MOF of deliberately not recalling /repatriating these officer to SBP is contempt of Supreme Court of Pakistan orders in the review petition CRP 193/2013 announced on 5-1-2013.



The Governor is requested to kindly examine the above complaint, and if the allegations are found correct, recall the SBP Officers immediately in order to comply with S.R.O. 37 (KE)/2010 and also the Supreme Court of Pakistan judgment in the review petition CRP 193/2013 dated 5.2.2013.

Transparency International Pakistan is striving for across the board application of Rule of Law, which is the only way to stop corruption.

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, NAB, Islamabad.
3. Mr. Waqar Masood, Secretary incharge FMU, Ministry of Finance, Islamabad, with request to take immediate action to advertise hiring of all Senior Management Service positions in FMU
4. Registrar, Supreme Court of Pakistan, Islamabad.