

**THE PUNJAB GOVERNMENT SERVANTS BENEVOLENT
FUND ORDINANCE, 1960
(XIV of 1960)**

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TEXT

**'THE ²[PUNJAB] GOVERNMENT SERVANTS BENEVOLENT FUND
ORDINANCE, 1960**

(XIV of 1960)

[23 April 1960]

An
Ordinance

to constitute a Benevolent Fund for relief of Government servants and their families.

Preamble.— WHEREAS it is expedient to constitute a Benevolent Fund for relief of Government servants and their families in the manner hereinafter appearing;

NOW, THEREFORE, in pursuance of the Presidential Proclamation of the seventh day of October, 1958, and in exercise of all powers enabling him in that behalf, the Governor of West Pakistan is pleased to make and promulgate the following Ordinance:—

1. Short title, extent and commencement.— (1) This Ordinance may be called the ³[Punjab] Government Servants Benevolent Fund Ordinance, 1960.

(2) It shall apply to all Government servants, as hereinafter defined; provided that Government may, by notification, except⁴ any class of Government servants from the operation of this Ordinance.

(3) It shall come into force on such date⁵ as Government may, by notification, appoint.

2. Definitions.— In this Ordinance, unless the context otherwise requires, the following expressions shall have the meanings hereby respectively assigned to them, that is to say—

- (a) “family” in relation to a Government servant means his or her—
- (i) wife or wives or husband, as the case may be;
 - (ii) legitimate children and step children less than twelve years old;

¹This Ordinance was promulgated by the Governor of West Pakistan on April 19, 1960, published in the Gazette of West Pakistan (Extraordinary), dated April 23, 1960, pp. 1773-1776; saved and given permanent effect by Article 225 of the Constitution of the Islamic Republic of Pakistan (1962).

²Substituted for the words “West Pakistan” by the Punjab Laws (Adaptation) Order, 1974 (1 of 1974) (w.e.f. 14.08.1973), published in the Punjab Gazette (Extraordinary), dated November 20, 1974, pp. 1425-A-1425-PP, s. 2 read with Schedule, Part III, Serial No. 37.

³*Ibid.*

⁴Government Servants in Police Department and such Government Servants of Anti-Corruption Department as are contributing towards the Police Welfare Fund, all officers and men of West Pakistan Rangers, Advocate General and Additional Advocate General Punjab, Public Prosecutors, Additional and Assistant Public Prosecutors exempted from the provision of the Ordinance.

⁵The Ordinance came in force with effect from December 27, 1960, vide Finance Department Notification No. FD-SOI(SR)-1109/60, dated December 27, 1960, published in the Gazette of West Pakistan 1960 (Extraordinary), p. 4839.

- (iii) legitimate children and step children not less than twelve years old, if residing with and wholly dependent upon him or her;
- (iv) parents, sisters and minor brothers, if residing with and wholly dependent upon him or her;
- (b) "Fund" means the fund constituted under this Ordinance;
- (c) "gazetted Government servant" means a Government servant holding a post declared to be a gazetted post by Government or any authority empowered by Government in this behalf;
- (d) "Government" means the ¹[Provincial Government of the Punjab];
- ²[(e) "Government Servant" means:–
 - (i) a person who is a member of a civil service of the Province; or
 - (ii) a person who holds any civil post in connection with the affairs of the Province, including a member of the Civil Service of Pakistan who has opted for the Fund, but excluding any other servant of Pakistan];
- (f) "non-gazetted Government servant" means a Government servant other than a gazetted Government servant;
- (g) "prescribed" means prescribed by rules made under this Ordinance.

3. Fund.– (1) As soon as may be, Government shall constitute a fund to be known as the ³[Punjab] Government Servants Benevolent Fund.

(2) The Fund shall be divided into two parts; part I for gazetted Government servants and part II for non-gazetted Government servants.

(3) Each part of the Fund shall consist of–

- (a) ⁴[compulsory contributions recovered from] the Government servants at such rates as Government may, from time to time, prescribe⁵;
- (b) such grants as may, from time to time, be made by Government;
- (c) other contributions and donations;
- (d) income from investments made under this Ordinance.

(4) The money credited to the Fund shall be held in such custody as may be prescribed.

¹Substituted for the words "Government of West Pakistan" by the Punjab Laws (Adaptation) Order, 1974 (1 of 1974) (w.e.f. 14.08.1973), published in the Punjab Gazette (Extraordinary), dated November 20, 1974, pp. 1425-A-1425-PP, Article 2 read with Schedule, Part III, Serial No. 37.

²Substituted by the West Pakistan Government Servants Benevolent Fund (Amendment) Ordinance, 1962 (XIII of 1962), published in the Gazette of West Pakistan (Extraordinary), dated April 26, 1962, pp. 1741-1742, s. 2.

³Substituted for the words "West Pakistan" by the Punjab Laws (Adaptation) Order, 1974, (1 of 1974),(w.e.f. 14.08.1973), published in the Punjab Gazette (Extraordinary), dated November 20, 1974, pp. 1425-A-1425-PP, Article 2 read with Schedule, Part III, serial No. 37.

⁴Substituted for the words "contributions made by" by the West Pakistan Government Servants Benevolent Fund (Amendment) Ordinance, 1962 (XIII of 1962), published in the Gazette of West Pakistan (Extraordinary), dated April 26, 1962, pp. 1741-1742, s. 3.

⁵See rule 2 of the rules under section 7.

4. Utilization of the Fund.— The Fund shall be utilized for—

- (a) the relief of Government servants and their families by—
 - (i) giving financial assistance to the families of deceased Government servants;
 - (ii) giving financial assistance to Government servants invalided out of service;
 - (iii) making special grants to Government servants in exceptional cases;
- (b) defraying expenditure incurred in respect of management of the Fund.

Explanation.— The benefits admissible under this section will be in addition to the pensions, family pension or gratuities awarded under the rules regulating the conditions of service of Government servants.

5. Accounts and Audit.— (1) All contributions ¹[recovered] under clause (a) of sub-section (3) of Section 3 shall be deducted at the source from the salaries of the Government servants concerned.

(2) The Accountant-General, ²[Punjab], ³[***] shall be responsible for keeping the accounts of the Fund. Audit of the assets of and expenditure from the Fund will be conducted by such authority as may be prescribed.

6. Constitution and powers of the Boards of Management.— (1) As soon as may be, Government shall, in such manner as may be prescribed, constitute the following Boards of Management, namely:—

- (a) the Provincial Board of Management ⁴(Gazetted) ⁵[which shall include at least one female officer in BS-19 or above];
- (b) the Provincial Board of Management ⁶(Non-Gazetted) ⁷[which shall include at least thirty three percent women]; ⁸[*]
- (c) a ¹[District] Board of Management² for each ³[District] ⁴[which shall include at least thirty three percent women] ⁵[; and]

¹Substituted for the word “made” by the West Pakistan Government Servants Benevolent Fund (Amendment) Ordinance, 1962 (XIII of 1962), published in the Gazette of West Pakistan (Extraordinary), dated April 26, 1962, pp. 1741-1742, s. 4.

²Substituted for the words “West Pakistan” by the Punjab Laws (Adaptation) Order, 1974, (1 of 1974) (w.e.f. 14.08.1973), published in the Punjab Gazette (Extraordinary), dated November 20, 1974, pp. 1425-A-1425-PP, Article 2 read with Schedule, Part III, Serial No. 37.

³Deleted the words “and the Comptroller, Northern and Southern Areas” by the Punjab Laws (Adaptation) Order, 1974 (1 of 1974) (w.e.f. 14.08.1973), published in the Punjab Gazette (Extraordinary), dated November 20, 1974, pp. 1425-A-1425-PP, Article 2 read with Schedule, Part III, Serial No. 37.

⁴See Gazette of West Pakistan, 1961 (Extraordinary), p. 1475.

⁵Inserted by the Punjab Fair Representation of Women Act 2014 (IV of 2014), published in the Punjab Gazette (Extraordinary), dated March 12, 2014, pp. 2733-2744, s. 2 read with Schedule, Serial No. 3.

⁶Provincial Board of Management (Non-Gazetted) was constituted vide Notification No. E&A(S&GAD)-BF(2)/61, dated May 31, 1961, published in the Gazette of West Pakistan (Extraordinary), dated May 31, 1961, p. 1429.

⁷Inserted by the Punjab Fair Representation of Women Act 2014 (IV of 2014), published in the Punjab Gazette (Extraordinary), dated March 12, 2014, pp. 2733-2744, s. 2 read with Schedule, Serial No. 3.

⁸Omitted the word “and” by the West Pakistan Government Servants Benevolent Fund (Amendment) Ordinance, 1969 (XXIII of 1969), published in the Gazette of West Pakistan (Extraordinary), dated September 25, 1969, pp. 1537-1538, s. 2(a)(i).

- ⁶[(d) the Secretariat Board of Management ⁷[which shall include at least one female officer in BS-19 or above].]
- (2) Subject to such directions as may be issued by Government and such rules as may be made in this behalf—
- (a) the Provincial Board of Management (Gazetted) shall be responsible for management of part I of the Fund and shall have the powers to invest moneys credited to that part of the Fund and to incur expenditure therefrom;
- (b) the Provincial Board of Management (Non-Gazetted) shall be responsible for management of part II of the Fund and shall have the powers to invest moneys credited to that part of the Fund and to make allocations therefrom to the ⁸[District] Boards of Management; ⁹[*]
- (c) a ¹⁰[District] Board of Management shall, subject to such directions as may be issued by the Provincial Board of Management (Non-Gazetted), deal with all matters connected with part II of the Fund ¹¹[, except in so far as it concerns non-gazetted servants serving or employed in the ¹²[Punjab Secretariat]] and in particular shall have the power to sanction expenditure from the allocations made to it by that Board ¹³]; and]
- ¹⁴[(d) the Secretariat Board of Management shall, subject to such directions as may be issued by the Provincial Board of Management (non-

¹Substituted for the word "Divisional" by the Punjab Government Servants Benevolent Fund (Amendment) Ordinance, 2001 (XXI of 2001), published in the Punjab Gazette (Extraordinary), dated October 2, 2001, pp. 1703-1704, s. 2(i).

²Constituted vide Notification No. E&A(S&GAD)-BF(4)/61, dated July 27, 1961, published in the Gazette of West Pakistan (Extraordinary), dated July 29, 1961, pp. 1839-1840.

³Substituted for the word "Division" by the Punjab Government Servants Benevolent Fund (Amendment) Ordinance, 2001 (XXI of 2001), published in the Punjab Gazette (Extraordinary), dated October 2, 2001, pp. 1703-1704, s. 2(i).

⁴Inserted by the Punjab Fair Representation of Women Act 2014 (IV of 2014), published in the Punjab Gazette (Extraordinary), dated March 12, 2014, pp. 2733-2744, s. 2 read with Schedule, Serial No. 3.

⁵Replaced for full stop and added by the West Pakistan Government Servants Benevolent Fund (Amendment) Ordinance, 1969 (XXIII of 1969), published in the Gazette of West Pakistan (Extraordinary), dated September 25, 1969, pp. 1537-1538, s. 2(a)(ii).

⁶Added by the Ordinance, s. 2(a)(iii).

⁷Inserted by the Punjab Fair Representation of Women Act 2014 (IV of 2014), published in the Punjab Gazette (Extraordinary), dated March 12, 2014, pp. 2733-2744, s. 2 read with Schedule, Serial No. 3.

⁸Substituted for the word "Divisional" by the Punjab Government Servants Benevolent Fund (Amendment) Ordinance, 2001 (XXI of 2001), published in the Punjab Gazette (Extraordinary), dated October 2, 2001, pp. 1703-1704, s. 2(ii).

⁹Omitted the word "and" by the West Pakistan Government Servants Benevolent Fund (Amendment) Ordinance, 1969 (XXIII of 1969), published in the Gazette of West Pakistan (Extraordinary), dated September 25, 1969, pp. 1537-1538, s. 2(b)(i).

¹⁰Substituted for the word "Divisional" by the Punjab Government Servants Benevolent Fund (Amendment) Ordinance, 2001 (XXI of 2001), published in the Punjab Gazette (Extraordinary), dated October 2, 2001, pp. 1703-1704, s. 2(iii).

¹¹Inserted by the West Pakistan Government Servants Benevolent Fund (Amendment) Ordinance, 1969 (XXIII of 1969), published in the Gazette of West Pakistan (Extraordinary), dated September 25, 1969, pp. 1537-1538, s. 2(b)(ii).

¹²Substituted for the words "West Pakistan Secretariat" by the Punjab Laws (Adaptation) Order, 1974 (1 of 1974) (w.e.f. 14.08.1973), published in the Punjab Gazette (Extraordinary), dated November 20, 1974, pp. 1425-A-1425-PP, Article 2 read with Schedule, Part III, Serial No. 37.

¹³Replaced for full stop and added by the West Pakistan Government Servants Benevolent Fund (Amendment) Ordinance, 1969 (XXIII of 1969), published in the Gazette of West Pakistan (Extraordinary), dated September 25, 1969, pp. 1537-1538, s. 2(b)(ii).

¹⁴Added by the Ordinance, s. 2(b)(iii).

gazetted), deal with Part II of the Fund in so far as it concerns the non-gazetted Government servants serving or employed in the ¹[Punjab Secretariat], and in particular shall have the power to sanction expenditure from the allocations made to it by that Board.]

²**[6-A. Power to recover rents and lease-moneys as arrears of land revenue.–** Any sum due as rent or lease-money in respect of property acquired or constructed by a Board of Management constituted under section 6 and the management whereof vests in any such Board, if not paid within thirty days of its having become due, may, notwithstanding anything contained in any law, decree or order of any Court, agreement, deed or instrument, be recovered as arrears of land-revenue.]

³**[6-B. Protection of action taken under this Ordinance.–** No suit, prosecution or other legal proceedings shall be instituted against a Board of Management constituted under section 6 or against any officer or servant of such Board for anything which is in good faith done or intended to be done under this Ordinance or the rules made thereunder.]

7. Power to make rules.– Government may make rules⁴ for bringing into effect the provisions of this Ordinance.

¹Substituted for the words "West Pakistan Secretariat" by the Punjab Laws (Adaptation) Order, 1974 (1 of 1974) (w.e.f. 14.08.1973), published in the Punjab Gazette (Extraordinary), dated November 20, 1974, pp. 1425-A-1425-PP, Article 2 read with Schedule, Part III, Serial No. 37.

²Inserted by the West Pakistan Government Servants Benevolent Fund (Amendment) Ordinance, 1965 (XIV of 1965), published in Gazette of West Pakistan (Extraordinary), dated June 5, 1965, pp. 2521-2522, s. 2.

³Inserted by the West Pakistan Government Servants Benevolent Fund (Amendment) Ordinance, 1965 (XIV of 1965), published in Gazette of West Pakistan (Extraordinary), dated June 5, 1965, pp. 2521-2522, s. 2.

⁴For the West Pakistan Government Servants Benevolent Fund Rules, 1960, see Gazette of West Pakistan, 1960 (Extraordinary), pp. 4513-4516. Now "the Punjab Government Benevolent Fund Part-I (Disbursement) Rules, 1965" and "the Punjab Government Benevolent Fund Part-II (Disbursement) Rules, 1966" are in field.