

AZAD GOVERNMENT OF THE STATE OF JAMMU AND KASHMIR
Law, Justice, Parliamentary Affairs and Human Rights Department

“Muzaffarabad”
Dated: 15.03.2017

No. LD/Legis-Act/94-104/2017. The following Act of Assembly received the assent of the President on the 07th day of March 2017, is hereby published for general information.

[Act V of 2017]

An

Act

further to amend the Azad Jammu and Kashmir Legislative Assembly(Salaries, Allowances, Privileges and Pension of the Members) Act, 1975

Whereas, it is expedient to amend the Azad Jammu and Kashmir Legislative Assembly (Salaries, Allowances, Privileges and Pension of the Members) Act, 1975 (Act XX of 1975), for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. **Short title and Commencement.**– (1) This Act may be called the Azad Jammu and Kashmir Legislative Assembly (Salaries, Allowances, Privileges and Pension of the Members) (Amendment) Act, 2017.
(2) It shall come into force at once and shall be deemed to have taken effect from 1st March, 2017.
2. **Amendment of Section 2 (Act XX of 1975).**– In the Azad Jammu and Kashmir Legislative Assembly (Salaries, Allowances, Privileges and Pension of the Members) Act, 1975 (Act XX of 1975), hereinafter referred to as the said Act, in Section 2, in clause (ff) the words “during his term” shall be omitted.
3. **Amendment of Section 5 (Act XX of 1975).**– In the said Act, in Section 5, in sub-section (1), in clause (c), in the first proviso for the words “ten rupees” the words “fifteen rupees” shall be substituted.
4. **Substitution of Section 5-A (Act XX of 1975).**– In the said Act, Section 5-A, shall be substituted as under:-

“5-A. Additional Travelling Allowance.– Notwithstanding anything contained in Section 5, a Member shall be entitled to a sum of one hundred and twenty thousand rupees per annum as an additional travelling allowance.”

Explanation: In this Section Member means Member of the Legislative Assembly of Azad Jammu and Kashmir, the Speaker, the Deputy Speaker and the Minister.”

5. **Amendment of Section 7-C (Act XX of 1975).**- In the said Act, in Section 7-C for the words “ten thousand rupees” the words “twenty nine thousand rupees” shall be substituted.
6. **Amendment of Section 8 (Act XX of 1975).**- In the said Act, in Section 8 following amendments shall be made:-
 - i) in sub-section (2) after the word “residing”, the words “either permanently or temporarily”, shall be inserted;
 - ii) in clause (c),-
 - (a) after the word “available” the words “or in emergency”, shall be inserted;
and
 - (b) colon at the end shall be substituted by the full stop and the proviso to clause (c) shall be omitted.
7. **Amendment of Section 10 (Act XX of 1975).**- In the said Act, in Section 10 for the words “seven thousand rupees” the words “ten thousand rupees” shall be substituted.
8. **Amendment of Section 10-C (Act XX of 1975).**- In the said Act, in Section 10-C for the words “five thousand rupees” the words “ten thousand rupees” shall be substituted.
9. **Addition of Section 10-D (Act XX of 1975).**- In the said Act, after the Section 10-C, a new Section 10-D shall be added as under:-

“10-D. Utility Allowance. The Member shall receive Utility Allowance at the rate of “six thousand rupees” per month.”
10. **Amendment of Section 11-A (Act XX of 1975).**- In the said Act, in Section 11-A in clause (i) the semi colon at the end shall substituted by the colon and thereafter following proviso shall be added:

“Provided that the Chairman of the Committee and committees of joint sitting may opt the option of not utilizing the official car and in such case he shall be paid with rupees one lac per month.”
11. **Amendment of Section 12-C (Act XX of 1975).**- In the said Act, in Section 12-C, in sub-section (1), in second proviso, between the words “from” and “public exchequer” the words “Azad Jammu and Kashmir” shall be inserted.

12. **Substitution of Section 12-G (Act XX of 1975).**- In the said Act, Section 12-G, shall be substituted as under:-

“12-G. Resumption of Pension.- Pension which has been inadmissible under Section 12-F shall be resumed on and from the date when the Member Welfare Fund ceases to hold the position listed in sub-section (1) of Section 12-F. The increases, which were allowed under last proviso to Section 12-C, during the period the pension was not admissible under Section 12-F, shall also be included in the pension of the Member. For the purposes of resumption of the pension the Member Welfare Fund shall furnish to the Secretary a certificate issued by the official concerned regarding cessation of holding of the membership/office referred above.”

-sd-

(Mehr-un-Nisa Qadri)
Section Officer (Legislation)