

## Extract

| EXISTING PROVISION   | PROPOSED AMENDMENT  |
|--|---|
| <p><b>1. Short title and commencement:---</b></p> <p>1. This ordinance may be called the Khyber Pakhtunkhwa Public service commission (amendment) ordinance 2018.</p>  | <p><b>Substitution</b></p> <p><b>1. Short title and commencement:---</b></p> <p>This Act may be called the Khyber Pakhtunkhwa Public service commission (amendment) Act 2026.</p> <p>2. It shall come into force with effect from the date to be notified by the Government.</p>  |
| <p><b>3. <u>Composition of Commission.-</u></b></p> <p>(1) There shall be a Commission for the Province to be called the Khyber Pakhtunkhwa Public Service Commission:</p> <p>(2) The Governor shall by regulations determine.</p> <p>(a) the number of members and their terms and conditions of service; and</p> <p>(b) the number of officers and servants of the Commission and their terms and conditions of service:</p> <p>(3) The Chairman and other members shall be appointed by the Governor:</p> | <p><b>3. <u>Composition of Commission.-</u></b></p> <p><b>Substitution:-</b></p> <p>(1) There shall be a Commission for the Province to be called the Khyber Pakhtunkhwa Public Service Commission:</p> <p>(2) The “Government” shall by regulations determine.</p> <p>(a) the number of members and their terms and conditions of service; and</p> <p>(b) the number of officers and servants of the Commission and their terms and conditions of service:</p> <p>“(3) The Chairman of the Commission shall be appointed by the Governor, on the advice of the Chief Minister, in terms of Clause (IB) of Article 242 of the Constitution of Islamic Republic of Pakistan.”; and</p> <p><b><u>Insertion of new sub-sections</u></b></p> <p>“(3A) The Members of the Commission shall be appointed by Government, on the recommendations of the search and scrutiny Committee.</p> <p>(3B) there shall be a Search and Scrutiny Committee, to be constituted under the Chairmanship of Chief Secretary, consisting of such other members as approved by the Chief Minister, which shall recommend a panel of candidates for the appointment of Chairman and Members of the Commission by Governor and Government, respectively.</p> |

|  |  |
|--|--|
| <p><b>4. <u>Terms of office of members, etc.-</u></b></p> <p>(2) A member may resign his office by writing under his hand addressed to the Governor.</p>   | <p><b>4. <u>Terms of office of members, etc.-</u></b><br/> <b>Substitution:-</b><br/> (2) A member may resign his office by writing under his hand addressed to the "Government".</p>  |
| <p><b>6. <u>Removal from Office.-</u></b><br/> A member shall not be removed from office except in the manner applicable to a Judge of a High Court and upon a reference made by the Governor.</p>   | <p><b>6. <u>Removal from Office.-</u></b><br/> <b>Substitution:-</b><br/> A member shall not be removed from office except in the manner applicable to a Judge of a High Court and upon a reference made by the "Government".</p>  |
| <p><b>7. <u>Functions of the Commission.-</u></b></p> <p>(b) to advise the Governor___</p> <p>(i) on matters relating to qualifications for, and method of recruitment to, services and posts referred to in clause (a);</p> <p>(ii) on the principles to be followed in making:</p> <p style="padding-left: 40px;">(1) initial appointments to the services and posts referred to in clause (a);</p> <p style="padding-left: 40px;">(2) appointments by promotion to posts in BPS-17 and above; and</p> <p style="padding-left: 40px;">(3) transfer from one service to another; and</p> <p>(iii) On any other matter which the Governor may refer to the Commission.</p> | <p><b>7. <u>Functions of the Commission.-</u></b><br/> <b>Substitution:-</b><br/> (b) to advise the "Government" ___</p> <p>(i) on matters relating to qualifications for, and method of recruitment to, services and posts referred to in clause (a);</p> <p>(ii) on the principles to be followed in making:</p> <p style="padding-left: 40px;">(1) initial appointments to the services and posts referred to in clause (a);</p> <p style="padding-left: 40px;">(2) appointments by promotion to posts in BPS-17 and above; and</p> <p style="padding-left: 40px;">(3) transfer from one service to another; and</p> <p>(iii) On any other matter which the "Government" may refer to the Commission.</p> |
| <p><b>8. <u>Commission to be informed when its advice not accepted.-</u></b></p> <p>Where the Governor does not accept the advice of the Commission, he shall inform the Commission accordingly.</p>   | <p><b>8. <u>Commission to be informed when its advice not accepted.-</u></b><br/> <b>Substitution:-</b><br/> Where the "Government" does not accept the advice of the Commission, It shall inform the Commission accordingly.</p>  |
| <p><b>9. <u>Reports of Commission.-</u></b></p> <p>(1) It shall be the duty of the Commission to present to the Governor annually a report on the work done by the Commission, and the Governor shall cause a copy of the report to be laid before the Provincial Assembly.</p>  | <p><b>9. <u>Reports of Commission.-</u></b><br/> <b>Substitution:-</b><br/> (1) It shall be the duty of the Commission to present to the "Government" annually a report on the work done by the Commission, and the "Government" shall cause a copy of the report to be laid before the Provincial Assembly.</p>   |