



GOVERNMENT OF KHYBER PAKHTUNKHWA
RIGHT TO INFORMATION COMMISSION
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No. RTIC/CO/2015/ 8328
Dated the 10th December, 2015.

To

The Chief Secretary,
Khyber Pakhtunkhwa.

Subject:-

COMPLAINTS REGARDING NOT NOTIFYING OF SENIORITY LISTS.

I am to invite your attention to the subject noted above and to state that Article 19-A of the Constitution of Islamic Republic of Pakistan provides a right to the citizens to have access to information in all matters of public importance subject to regulation and reasonable restrictions by law.

Accordingly the Government of Khyber Pakhtunkhwa promulgated the law namely "Khyber Pakhtunkhwa Right to Information Act, 2013". In light of the RTI Law, every citizen shall have the right to file a request to a public body for provision of information. The public body is bound to provide the information within ten (10) working days. The period is extendable to further ten (10) days for reasons to be recorded. If a requester is not provided the information within the stipulated period, he shall have the right to lodge a complaint with the RTI Commission against the concerned public body.

Since its inception the RTI Commission has noticed that there were a number of complaints from the government servants regarding non-provision of seniority lists.

I am therefore to invite your attention to Section-8(1)&(5) of the Government of Khyber Pakhtunkhwa Civil Servants Act, 1973, which binds the appointing authority to prepare a seniority list of the members for the time being of such service, cadre or post and shall notify it in the official gazette once in a year preferably in the month of January.

Under Section 5 of the RTI Act, 2013, it is a mandatory obligation of all public bodies to publish the same in an up-to-date fashion and make accessible to those for whom it may be relevant, including over the internet.

In view of the above I am therefore to request you to kindly issue instructions to all concerned to strictly implement the obligations under Section 8(1)&(5) of the Civil Servants Act, 1973 and Section 5 of the RTI Act, 2013 and notify seniority lists in the month of January every year and also upload the same on the websites of the departments.

(Sahibzada Muhammad Khalid)
Chief Information Commissioner RTIC.