

**MINUTES OF 83<sup>rd</sup> MEETING OF MDA'S GOVERNING BODY  
HELD ON 22-08-2020 AT 11:00 A.M. IN MDA CONFERENCE ROOM**

Following participated in the meeting: -

- |  |               |
|--|---------------|
| i. Mian Jamil Ahmad  | Chairman      |
| ii. Mr. Mumtaz Ahmad Qureshi   | Vice Chairman |
| iii. Mr. Muhammad Saleem Akhtar, MPA, PP-212   | Member        |
| iv. Ms. Sabeen Gul Khan, MPA, W-328  | "             |
| v. Agha Muhammad Ali Abbas, Director General, MDA  | "             |
| vi. Mr. Mushtaq Ahmed Khan, MD, WASA (MDA) Multan  | "             |
| vii. Mr. Zahoor Ahmed Doger, Superintending Engineer, PHE Circle, Multan/Rep of HUD & PHE Deptt. | "             |
| viii. Engr. Abid Inayat, AD, Technical, (Rep: of P&D Deptt.)                                     | "             |
| ix. Mr. Azhar Naseer, SO, HUD&IT (Rep: of Finance Deptt.)  | "             |
| x. Mr. Muhammad Hayat, Asstt Director, Local Government, Multan (Rep: of LG&CD Deptt.)           | "             |
| xi. Mr. Abdul Qadir, Architect (Technical expert)  | "             |

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2. The meeting started with recitation from the Holy Quran. The House discussed the Agenda Items and following decisions were taken: -

Item #	Agenda	Discussion & Decision
	<b>IMPLEMENTATION REPORT OF THE 82<sup>ND</sup> GOVERNING BODY MEETING HELD ON 17.06.2020.</b>	The implementation report on the decisions taken in the 82nd Governing Body meeting was presented before the House. As regards implementation report on item No.1, the Vice Chairman showed his displeasure about non-reversion of employees of accounts cadre in lower pay scales and directed that they may be reverted forthwith and their pay be re-fixed accordingly. Moreover, while perusing implementation report on item No.3, it was discussed that subject to the decision of the Court, the Auction Committee will decide the matter in the interest of Authority. It was again confirmed that Governing Body has no objection on conversion of the plot. However, the House overall showed its satisfaction on the implementation report of the 82nd Governing Body's decisions.
1	<b>CONFIRMATION OF MDA'S ANNUAL BUDGET ESTIMATES 2020-21 &amp; ACTUAL BUDGET 2019-20</b> <b>BACKGROUND:</b> The Annual Estimated Budget 2020-21 and Actual Budget 2019-20 has been cleared by the Finance Sub Committee. The Governing Body of MDA is empowered to approve the Annual Budget Estimates of MDA (UD Wing). <b>AIM</b> 2. To seek the formal approval of Annual Budget Estimates of MDA (UD Wing) for the year 2020-21 and Actual Budget 2019-20. <b>DETAILS:</b> 3. The Annual Budget Estimates of MDA (UD Wing) for the year 2020-21 as well as Revised / Actual Budget 2019-20 have been discussed and finalized in the	The item was discussed at length. It was directed by the Chair to reduce the expenditure from Rs.110 000 million to Rs.60.000 million under head Sr. No: 9 Item No. (ii) Page No. 8 (Special repair, patch work & lane marking of roads maintained by MDA), and similarly from

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2- During the meeting it was discussed that the sheets of road which will be taken in MTR list is updated.

<p>meeting of Finance Sub Committee held on 27-06-2020 in MDA at (ANNEX-A).</p> <p>4. As approved by the Finance Sub Committee and after incorporating the actual of June, 2020 and actual funds allocated by the Government for ADP Schemes, the total component of the Budget comes to Rs.3695.462 million at (ANNEX-B).</p> <p><b>PROPOSAL:</b></p> <p>5. The same is placed before the Governing Body of MDA for final approval.</p> <p><b>RECOMMENDATIONS:</b></p> <p>6. The above proposal is submitted for approval, please.</p>	<p>Rs.200.000 million to Rs.150.000 million under Head Sr. No. 7, Item (B) Page No.9 (Development of old Housing Schemes). Out of the reduced amount, Rs.57,210 million will be utilized against "MDA Support Allowance," granted to MDA employees under Item No.3 of the instant Agenda. Moreover, an amount of Rs. 50.000 million has been allocated by the Governing Body for "Installation of Centrally Air-conditioning System/Solar Panels etc" under new Head at Sr. No. 10 Item No (ii) Page No.8. The Governing Body has directed to conduct a detailed feasibility study for installation of Air-Conditioning system before incurring such expenditure.</p> <p>The Governing Body approved the Annual Budget Estimates 2020-21 amounting to Rs.3702.672 million instead of Rs.3695.462 million and Actual Budget 2019-20 amounting to Rs.1124.870 million.</p>
<p>2</p> <p><b>ACCOMMODATION FOR DIRECTOR GENERAL MDA</b></p> <p><b>BACKGROUND:</b></p> <p>Bungalow No. 1 in MDA officers Colony was previously declared as residential accommodation for the Director General MDA. This building remained under use by the Director Generals as residence for a long period but it was declared as MDA Guest House with the approval of this House in its 71<sup>st</sup> meeting held on 12-11-2016. The rate of residential charges of different categories of occupants were approved and these are operative.</p> <p><b>AIM:</b></p> <p>2. Now this guest house is required for the residence of Director General MDA and it may be declared as residential accommodation for the Director General MDA. The charges of rent as already being enforced should be continued to be implemented as and when any other building will be declared as MDA Guest House.</p> <p><b>PROPOSAL:</b></p> <p>3. It is proposed that the case may be placed before the Governing Body for approval.</p> <p><b>RECOMMENDATIONS:</b></p> <p>4. It is recommended that the MDA Guest House at House No. 1 in MDA officers Colony may be declared as residential accommodation of Director General MDA.</p>	<p>The item was discussed in detail and the House approved the proposal contained in the working paper.</p>

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**GRANT OF MDA SUPPORT ALLOWANCE TO THE EMPLOYEES OF MDA / WASA ON THE ANALOGY OF LDA, LAHORE (LDA SUPPORT ALLOWANCE)**

**AIM:**

To give incentive/ support allowance to the employees of MDA / WASA, Multan.

**EXISTING ARRANGEMENT:**

2. Government of the Punjab has granted Utility Allowance to the employees from BS-1 to BS-16, Private Secretaries/BS-17 and Superintendent/BS-17 of Civil Secretariat in accordance with Finance Department letter No. F.D SR-1-9-14/2002 (P) dated 31-01-2017. Subsequently, Government of the Punjab has granted Utility Allowance to the officers of BS-17 to BS-19 as well as four Members Inquiries, S&GAD posted in the Punjab Civil Secretariat vide Finance Department letter No. FD.SR.1/9-14/2002 (P-I)/11402 dated 07-05-2019 (ANNEX-C). Later on, Government of the Punjab revised the rates of Utility Allowance to all the employees in BS-01 to BS-16 and the incumbents of the posts of Private Secretary (BS-17) and Superintendents (BS-17) working in the Punjab Civil Secretariat Finance Department letter No.FD SR-1/9-14/2020(P-I)/29164 dated 27-12-019 on the rates as mentioned in the said letter (ANNEX-D). Afterwards, LDA revised the rates of "LDA Support Allowance" for the employees from BS-01 to BS-16 and Private Secretaries (BS-17), Staff Officer (BS-17) and any other applicable post vide office order No. LDA/ADMIN/AOG/595 dated 10-02-2020 LDA, Lahore has granted the same allowance named as "LDA Support Allowance" to the employees of LDA from BS-01 to BS-20 and above vide office order No. LDA/ADMIN/AOG/516 dated 02-01-2019 (ANNEX-E). MDA, being Autonomous Body, is authorized to decide its financial matters at its own level. At present, MDA/WASA employees may be granted the same allowance called as "MDA/WASA Support Allowance" on the analogy of LDA Lahore.

**PROPOSAL:**

3. Lahore Development Authority has given a special allowance to its employees named as "LDA Support Allowance" per month through Governing Body. It is proposed that similar allowance named as "MDA/WASA Support Allowance" per month may be granted with effect from 01-09-2020 on the following rates subject to allocation of budget as the financial implications are involved:-

S #	BPS	MDA Support Allowance (Per Month)
1	BS-1 to BS-8	Rs.6,000/-
2	BS-9 to BS-14	Rs.8,000/-
3	BS-15	Rs.10,000/-
4	BS-16, Private Secretaries (BS-17) and Superintendents (BS-17)	Rs.14,000/-
5	BS-17	Rs.15,000/-
6	BS-18	Rs.20,000/-
7	BS-19	Rs.25,000/-
8	BS-20 and above	Rs.30,000/-

**RECOMMENDATIONS:**

4. The matter is placed before the Governing Body for consideration / approval please.

The item was discussed at length and after thorough deliberation, the house unanimously approved the Support Allowance for employees of UD wing and WASA Wing, MDA in the light of Notification of LDA, Lahore issued vide No. LDA/Admn/AOG/595 dated 10.02.2020 with effect from 01.09.2020 as under:-

- (1) BS-1 to 20 for employees of UD wing, MDA
- (2) BS-01 to 08 for employees of WASA Wing, MDA

However, it was observed that financial position of WASA is not so appreciative to meet with such type of expenditure, hence it was decided that the said allowance shall be extended for WASA employees in grade-09 and above in case WASA may prove its revenue strengthen in the next meeting of Governing Body meeting of MDA.

4

**ADDITION/DELETION IN MDA (APPOINTMENT & CONDITIONS OF SERVICE) REGULATIONS, 2016 - AMENDMENT IN METHOD OF PROMOTION OF DIFFERENT POSTS**

**AIM:**

To make amendments in the Schedule of Service Regulations, 2016 for making the appointment / promotion of different posts.

**A. SUPERINTENDENT ENFORCEMENT**

2. According to the Schedule of Service Regulations 2016 the existing method of recruitment of the post of Superintendent Enforcement in BS-16 is as under:-

**By promotion amongst Additional Superintendent Enforcement (BS-14) having 5 year's service OR Enforcement Inspector (BS-10) having 10 year's service, firstly he will be promoted as Additional Superintendent (Bs-14) and then he will be promoted as Superintendent Enforcement (BS-16) in the next DPC.**

3. Keeping in view the above promotion criteria the case of Additional Superintendent Enforcement (BS-14) was placed before the Departmental Promotion Committee for promotion as Superintendent Enforcement (BS-16). But

The House discussed the item in detail and approved the proposed amendments made in the working paper part-B and C. As regards part (A), the House authorized the Director General, MDA to prescribe only one method of promotion to the post of Superintendent Enforcement/BS-16. However, the method of promotion of Telephone Attendant/BS-05 to the post of Junior Clerk/BS-11 prescribed in the 78th meeting of Governing Body of MDA came under discussion and the Vice Chairman observed that a discrimination has occurred with the Telephone Operators/BS-09 because of the reasons that

the case was deferred by the DPC due to non-clarity of promotion criteria for the said post.

4. The following method is proposed for the recruitment of Superintendent Enforcement (BS-16) to make the amendment in the Schedule:

**By promotion amongst the Additional Superintendent Enforcement (BS-14) on the basis of seniority cum-fitness with at least 5 years' service as Additional Superintendent Enforcement (BS-14) / 10 years' service as Enforcement Inspector (BS-10).**

**B. JUNIOR CLERK**

5. In the MDA (Appointment & Conditions of Service) Regulations, 2016 the method of recruitment / promotion of the post of Junior Clerk/BS-11 is as under, which is required to be amended. The proposed amended is given below:-

**EXISTING:**

Pay Scale	Name of post	Appointing Authority	Minimum qualification for initial recruitment	Method of recruitment/promotion/posting	Age for initial recruitment
11	Junior Clerk	Director Admin	Intermediate or diploma in Office Management with typing speed of 40 w.p.m. in English and 30 w.p.m. in Urdu. Basic proficiency in MS Office.	i. 80% by initial recruitment. ii. 20 by promotion on the basis of seniority-cum-fitness from amongst the employees of all categories from BS-1 to BS-4 who are <b>Matriculate</b> and have computer typing speed of 25 w.p.m. both in English & Urdu.	21 - 25

**PROPOSED:**

Pay Scale	Name of post	Appointing Authority	Minimum qualification for initial recruitment	Method of recruitment/promotion/posting	Age for initial recruitment
11	Junior Clerk	Director Admin	Intermediate or diploma in Office Management with typing speed of 40 w.p.m. in English and 30 w.p.m. in Urdu. Basic proficiency in MS Office.	i. 80% by initial recruitment. ii. 20 by promotion on the basis of seniority-cum-fitness from amongst the employees of all categories from BS-1 to BS-4 who are <b>Intermediate</b> with 5 years' service and have computer typing speed of 25 w.p.m. both in English & Urdu.	21 - 25

**C. TELEPHONE OPERATOR**

6. In the MDA (Appointment & Conditions of Service) Regulations, 2016 the method of recruitment / promotion of the post of Telephone Operator/BS-9 is as under, which is required to be amended. The proposed amended is given below:-

**EXISTING:**

Pay Scale	Name of post	Appointing Authority	Minimum qualification for initial recruitment	Method of recruitment/promotion/posting	Age for initial recruitment
9	Telephone Operator	Director Admin	-	By promotion from amongst Telephone Attendant (BS-5) on seniority-cum-fitness basis with at least 7 years' service as Telephone Attendant.	21 - 28

**PROPOSED:**

officials junior to them/Telephone Attendants/

BS-05 have been promoted to the post of Junior Clerk/BS-11. Therefore, it was directed that in the next meeting of Governing Body of MDA the case of Telephone Operators/BS-09 be presented for treating them at par with Junior Clerk/BS-11 to ensure justice, equity and maintain their seniority as well.

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Pay Scale	Name of post	Appointing Authority	Minimum qualification for initial recruitment	Method of recruitment/promotion/posting	Age for initial recruitment
9	Telephone Operator	Director Admin	Metric. T&T Department's qualified persons	By initial recruitment.	21 - 28

**PROPOSAL:**  
 8. It is proposed that the above amendments in the Schedule of Establishment, Regulations 2016 may be approved accordingly.  
**RECOMMENDATIONS:**  
 9. Matter is submitted before the Governing Body for consideration/approval please.

**5 TERMS AND CONDITIONS FOR ACCOMMODATION OF FEMALE BACHELOR OFFICERS IN MDA RESIDENCE**  
**BACKGROUND:**  
 Multan Development Authority is flourishing day by day in terms of its controlled area and staff, resulting into increase in the number of female bachelor officers/employees. The majority of the officers of female staff members are concerned with outstation and they faces trouble to get reasonable residence in the city & requesting for residence near in MDA building in order to perform their duties efficiently. For which the terms & conditions need approval from the Governing Body.  
**AIM:**  
 2. To offer accommodation facility to female bachelor officers in MDA on reasonable rate and as well as generate income for MDA.  
**DETAILS/EXISTING ARRANGEMENTS:**  
 3. To redress the issue of bachelor officers residence, any one MDA officer residence shall be declared as female bachelor officer residence by the Director General, MDA as deemed appropriate by the administration.  
**PROPOSAL:**  
 4. The rent and terms & conditions for rooms in such residence are proposed as under-  
 i. Per room House rent allowance will be deducted on monthly basis from the pay of occupant.  
 ii. Utility bills (Electricity and Gas etc.) will be borne by occupant as per meter reading installed.  
 iii. Per room maintenance charges will be 5% of the basic pay will be deducted as maintenance charges.  
 iv. In case the room will be occupied by two female officers then half of house rent allowance, utility bills and 5% maintenance charges will be paid by each occupant.

**RECOMMENDATIONS:**  
 5. The matter is placed before the Governing Body for consideration and approval please.

**6 COMPLIANCE OF ORDER DATED 26-02-2004 PASSED BY THE HON'BLE LAHORE HIGH COURT, MULTAN BENCH, MULTAN IN WRIT PETITION NO. 7304/2004 TITLED AGHA HASSAN RAZA QAZALBASH VS MDA ETC**  
**AIM:**  
 To implement the decision of Governing Body, MDA taken in its 82<sup>nd</sup> meeting under Item No.4 held on 17-06-2020.  
**BACKGROUND:**  
 2. The subject matter was placed before the 81<sup>st</sup> Governing Body meeting held on 17-03-2020 vide item No.08. The House after detailed discussion constituted the following committee with the direction to examine the matter, hear the aggrieved party as well as other affectees in the Officers Colony, Multan whose plots are under encroachment:-  
 1. Ms. Sabeen Gul, MPA/ Member of the Governing Body Convener  
 2. Mr. Sohail Shujra, Legal Advisor, MDA Member  
 3. Mr. Mohsin Raza, Deputy Director Town Planning, MDA Member  
 4. Mr. Irfan Hussain Qureshi, Deputy Director Enforcement, MDA Member  
 3. It was decided that the committee shall submit a workable solution as enshrined in the above mentioned orders of the Hon'ble court to the Governing Body within 30 days to resolve the long outstanding issue in accordance with law

The item was approved by the House after detailed discussion.

*According to video recording this is not genuine so I am disagree with the item No. 6. DISAGREE WITH ITEM # 6, IT WAS NOT DECIDED IN THE MEETING WHICH IS RECORDED AND VIDEO.*

*Disagree with item # 6 it was not decided in the meeting which is recorded on video.*

*Adh. 19/1/2020*

*[Signature]*

*Adh. 5 11/5/2020*

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and equity

4. The Committee after providing hearing to both the claimants (legal heirs of Original Allottees) of Plot 7/E and 2/E and after due deliberations, submitted its recommendations in the 82<sup>nd</sup> Governing Body meeting held on 17-06-2020 vide item No.04 as follows:

- i. In the case of Plot 7/E, the DMLA Order has been declared illegal which was made the basis of quashing the decision made in the 33<sup>rd</sup> and 34<sup>th</sup> Authority Meetings of MDA in the 36<sup>th</sup> Authority Meeting. Therefore, it is proposed that the decision taken by 34<sup>th</sup> Authority Meeting may be reinstated by providing alternate plots/shops in existing housing schemes of MDA matching the value of residential plot bearing No. 7/E measuring 04 Kanals 08 Marlas of Officers Colony Multan as per the current valuation table.
- ii. In the case of Plot 2/E, the DMLA Order is still in field which cancelled the original allotments of encroached plots of Officers Colony. The Order passed in W.P. No. 7304/2000 was an Order in Personam and is applicable to the extent of the concerned petitioner only. Therefore, Mst. Momina Syeda Fatima, one of the legal heirs of original allottee of plot 2/E Mr. Syed Saeed-ud-Din Naqvi, has already challenged the Order of DMLA before the Honourable Lahore High Court, Multan Bench, Multan, through W.P. No. 5851/2020 which is still a pending adjudication. If the Honourable Court sets aside the DMLA Order dated 01-04-1985 in case of Plot 2/E as well then the same treatment is proposed for Plot 2/E as discussed in case of Plot 7/E above.
- iii. In case of Plot 1/E, the MDA being the owner of the said plot should aggressively pursue to get the encroached land vacated to get the possession.

5. The Chairman, MDA raised some observations on the matter which were discussed as item No.4 in the 82<sup>nd</sup> Governing Body. The House unanimously approved the matter subject to the satisfaction of the Chairman in accordance with the office record with the consultation of Convener of the Committee for decision. In case the Committee rectifies the observation of the Chairman, then the item will be considered "Approved". However, if the observation of the Chairman remains unsettled, then the issue may again be placed before the House for further orders.

6. The main observation of the Chairman was that the possession of the plot had already been handed over to the petitioner. In compliance of decision taken under Item No.4 of the 82<sup>nd</sup> meeting of Governing Body of MDA held on 17-06-2020 in order to satisfy the Chairman MDA, the committee alongwith Chairman and Vice Chairman of the Governing Body of MDA Mr. Mian Jamil Ahmed and Mr. Mumtaz Ahmed Qureshi respectively alongwith Malik Muhammad Amin, Senior Legal Advisor MDA assembled on 04-07-2020 and made its recommendations (ANNEX-F).

7. In the meeting of the Committee, the Director General, MDA did not participate. However, he told the participants that owners of these plots are reportedly being pressurized to sell their plots at a throw away price by some retired officer and officials of MDA, therefore, DG, MDA pleaded the participants to repel any such impression by conducting the official business fairly in strict adherence to law.

8. During meeting of the Committee, Worthy Chairman MDA had some reservations about possession of plot No.7-E, Officers Colony Multan. In order to satisfy him, whole record of said plot was requisitioned for thorough examination. After minute examination, it was observed that the possession of the said plot was proposed to be delivered by the Building Inspector of Society in the year 1964. The Vice Chairman showed his concern that possession was delivered partially on a simple paper which has no validity. In order to evaluate its validity another file of plot No.6, Officers Colony was requisitioned and examined. After thorough perusal of both the possession letters, it was known that while delivering the possession to the owner of plot No.6, Officers Colony, the owner of the plot received the possession and he himself inserted his signature on the possession slip. Contrary to that, the Possession slip of Plot No. 7/E Officers Colony doesn't bear signature of the owner. Moreover, Mr. Malik Muhammad Amin, Senior Advocate MDA who was Legal Advisor of this case during Writ Petition No.7304/2004 told the Chairman categorically that these **supposed possession** documents were shown to the Hon'ble High Court during the course of hearing in Writ Petition No.7304/2004 and subsequent parwise comments submitted by MDA but the Hon'ble High Court pronounced its judgement dated 26-02-2004 wherein it was established that the alleged possession was never given to the allottee and through the said judgement, the DMLA's order dated 01-04-1985 was set aside thus restoring full ownership of late Agha Hassan Raza in personam and MDA never appealed against the aforementioned points, hence it has achieved legal finality.

4. Mr. Ifan Qureshi, Deputy Director (Enforcement) MDA.

The above mentioned committee heard the legal heirs of both the allottees of plot No. 2/E and 7/E, Officers Colony, Multan and recommended that the decision taken in 34<sup>th</sup> meeting of Governing Body may be reinstated whereby it was decided to provide alternate plots/shops in existing Housing Schemes of MDA matching the value of plot No. 7/E, Officers Colony, Multan.

As regards plot No. 2/E, the legal heirs of the allottee of said plot has challenged the order of DMLA before the Hon'ble Lahore High Court, Multan Bench, Multan which is still pending adjudication. In case the Hon'ble Court sets aside the said order of DMLA dated 01.04.1985 then the same treatment be given to legal heirs as proposed in case of plot 7/E, Officers Colony, Multan.

All the members of Governing Body agreed with the recommendations of the committee except the Chairman who had some reservations regarding delivery of possession of the said plot. Therefore, it was decided in the 82<sup>nd</sup> Governing Body meeting that if the existing committee rectifies the observations of the Chairman then the said item will be considered as "Approved" otherwise issue will again be presented in the next meeting of Governing Body of MDA. Two meetings of the said committee were convened but the Chairman did not agree and insisted to place the matter in the forthcoming Governing Body meeting for decision. Accordingly, the matter came under discussion in the 83<sup>rd</sup> meeting of Governing Body and the House made a viable discussion and it was unanimously decided that Mr. Anwar Kamal and Sheikh Faheem, Advocates of Supreme Court of Pakistan will brief the case to the Chairman and Director General, MDA on the issues of encroached plots of Officers Colony, Multan. It was further decided that above mentioned senior Legal Advisors that is:

- (1) Mr. Anwar Kamal Advocate Supreme Court of Pakistan and
- (2) Sheikh Faheem Advocate, High Court & Supreme Court of Pakistan

29/2/2020

08/7/2020

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17/9/2020  
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9. However, the Chairman was not satisfied with the viewpoint of the Committee. Therefore, it was recommended by the Committee that the matter may once again be placed before the Governing Body alongwith observations of the Chairman MDA for decision.

**RECOMMENDATIONS:**  
10. Accordingly, the matter is placed before the House for consideration and decision.

*Note: Legal Advisors of MDA shall examine the case right from beginning and shall give their opinion as per law for further decision by Chairman MDA & DG MDA.*

will examine the revenue record, decision of courts on the said issue from time to time, all previous Governing Body decisions, correspondence with the Government and give legally viable solution. The Chairman and Director General, MDA will decide the matter in the light of report of the said Legal Advisors.

**7 MDA OFFICE BLOCK-3 / MDA GUEST HOUSE CURRENTLY UNDER THE OCCUPATION OF PHA, MULTAN BACKGROUND:**

PHA was initially an Agency established by the Government and was working under the administrative control of MDA but later on it attained the status of Authority on 04-08-2014. As PHA was MDA's agency, MDA office block-3 / MDA's Guest House building was handed over to PHA vide the decision of 55<sup>th</sup> Governing Body of MDA held on dated 28-07-2010.

2. Initially 11 rooms were handed over to PHA, Multan which was later increased to 42 rooms in January, 2015.

**DETAILS / EXISTING ARRANGEMENTS:**

3. As per rent agreed in the tenancy agreement executed between the management of PHA and MDA Multan, a huge amount of Rs.1,70,42,224/- is still recoverable from PHA, Multan till 31-08-2020.

4. This office has issued several letters vide dated 10-06-2015, 20-06-2015, 27-07-2015, 29-08-2015, 16-09-2015, 10-10-2015, 25-11-2015, 21-01-2016, 10-09-2016, 28-12-2016, 10-03-2017, 27-03-2017, 09-06-2017, 13-10-2017, 11-11-2017, 14-12-2017, 12-01-2018, 26-02-2018, 09-11-2018, 26-12-2018 and 24-05-2019. But no payment has been made till to date.

**PROPOSAL:**

5. It is proposed that the said building MDA Office Block-3 / MDA Guest House currently under the occupation of PHA, Multan be vacated for official use of MDA as MDA's own requirement of office place has increased manifold.

**RECOMMENDATION:**

6. The matter is placed before the Governing Body for consideration / approval, please.

The item was discussed in detail and House decided that a summary be moved to the Finance Department, Lahore through Secretary HUD & PHE Department for deducting the outstanding rent at source from the PHA Head/Funds, recoverable from the PHA, Multan. It was observed that there is no sufficient space to accommodate the staff of MDA in the existing buildings; therefore, it was decided that viable efforts be made to vacate the building from the PHA, Multan.

**8 AMENDMENTS IN BUILDING REGULATIONS OF BUILDING BYLAWS 2007 REGARDING SET-BACK. EXISTING RULE:**

Front set back of 20 ft (portion of Metro Route) 30 ft. and 50 ft. is required to be left open in front of commercial buildings, abutting on different roads of Multan under control of MDA alongwith other open spaces, on side and rear of building.

**AIM OF AMENDMENT:**

2. It is impossible to construct a commercial building, in case where depth of plot is shallow and is locked from three sides by other owner's property, the owner in rear is reluctant to sell his property to the owner in front. The said plot abutting on road is not sufficient for approval as per MDA Bylaws.

**BACKGROUND:**

3. In the 81<sup>st</sup> Governing Body meeting of MDA held on 17.03.2020 under item No: 16 regarding front setback (for single storey) where depth of plot is shallow and is locked from three sides by other owner's property, following amendments were proposed for consideration of the House:-

EXISTING SETBACK	DEPTH OF PLOT	PROPOSED AMENDMENT TO LEAVE SETBACK
20 ft.	30 ft.	10 ft.
30 ft.	50 ft.	15 ft.
50 ft.	70 ft.	25 ft.

4. The Governing Body observed that the DPDC has prescribed setback to be left on different roads while issuing Notification of controlled roads, it was also observed that building line will be disturbed if different setback is fixed for various land. The Director Town Planning was directed to review the above mentioned proposal keeping in view decision of DPDC and submit the same in next meeting of Governing Body of MDA.

The House unanimously approved that a unified Policy be implemented in this regard to escape the Authority from unnecessary litigation.

*M.A.  
27/9/2020*

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have been declared "Commercial" while the other roads are residential and have been declared for Land Use Conversion and the DPDC is empowered to delimit the setback. However, it is made clear that, although Governing Body of MDA is competent to allow change in setback for the above mentioned categories of plots but it will cause the main building line disturbed. On the other hand, the owners of property (having less depth) falling on other roads declared for land use conversion will claim to stay beneficiaries of this change. Resultantly, they are suspected to knock the constitutional jurisdiction by filing petitions against the MDA. This will, of course, increase the quantum of litigation against MDA, unnecessarily

**PROPOSAL:**

6. In the light of on-ground reality, it is proposed that a "Unified Policy" may be formulated so that no discrimination could take place and Authority could escape itself from unnecessary litigation.

**RECOMMENDATIONS:**

7. The Working Paper is placed before the Governing Body for consideration/approval.

**9 PROPOSAL FOR ADOPTION OF LAHORE DEVELOPMENT AUTHORITY LAND USE RULES 2020 FOR LAND USE CONVERSION IN MDA BACKGROUND:**

Multan Development Authority (MDA) is processing the cases of Land Use Conversion activities on 12 control roads in its jurisdiction under the Land Use (Classification, Reclassification and Redevelopment) Rules, 2009. According to the rule 72 of Land Use Rules 2009, **'An authority shall not entertain or approve any application for temporary commercialization'** after 31<sup>st</sup> December 2011 (copy enclosed). The general public is facing several difficulties for Land Use Conversion in MDA under prevailing rules. The following problems have been emerging due to restriction in prevailing rules such as encroachment, litigation and illegal activities. These above-mentioned issues directly affect the recovery of MDA at large scale. The same has been checked from the LDA, they notified Lahore Development Authority Land Use Rules 2020, No. SO(H-II) 3-2/2016, dated 29<sup>th</sup> July, 2020 for Land Use Conversion (ANNEX-G). It is worth to mention here that LDA has been granted the permission for already approved temporary or annual commercialized property to cater the problems of encroachment, litigation, and illegal activities and boosting the recovery of LDA as well.

**PROPOSAL:**

2. Keeping in view the above-mentioned facts and perspective of the Government for ease of doing business, it is proposed that the authority may please be allowed to adopt the Lahore Development Authority Land Use Rules 2020 for Land Use Conversion in Multan and accordingly, case may be referred to Government for its final approval.

**RECOMMENDATIONS:**

3. The working paper is placed before the Governing Body for consideration and decision please.

**10 CHARGING OF COMMERCIALIZATION FEE OUTSIDE THE JURISDICTION OF MDA FOR ISSUANCE OF NOC FOR INSTALLATION OF PETROL PUMPS BACKGROUND:**

The Directorate of Town Planning, MDA is issuing the No Objection Certificate (NOC) for installation of Petrol Pump in District Multan which falls or not falls in the jurisdiction of MDA by charging the NOC fee of RS. 48315/- for the fiscal year 2020-2021 that was Rs. 43923/- for the fiscal year 2019-2020. According to the decision of the 68<sup>th</sup> Governing Body meeting, MDA held on 10-02-2016 and vide notification No. 50/ADMIN/MDA, dated 13-02-2016 the above mentioned NOC fee is increasing @10% every year (ANNEX-H). Under this sub-head of Commercialization, MDA has recovered a huge amount every year.

2. A letter vide No. POB-1-111/2020/DC, dated 26/06/2020 received from the office of the Deputy Commissioner Multan with direction;

**'Some departments are charging commercialization fee outside the area of their jurisdiction unlawfully for the issuance of each NOC for installation of Petrol Pumps @Rs. 43000/-. Under the law/policy, none of the department is empowered to receive fee for NOC for installation of Petrol Pump outside the area of their jurisdiction' (copy enclosed).**

3. Keeping in view the above-mentioned facts, whether MDA can charge NOC fee for installation of Petrol Pump falls outside the jurisdiction of MDA or not.

**RECOMMENDATIONS:**

The proposal contained in the working paper was minutely examined and the House unanimously approved the agenda item. However, the case will be referred to the Government for its final approval and Notification.

The item was discussed in detail and the House approved that charging of NOC fee for installation of Petrol Pumps outside the MDA limits should not be considered/ charged in future.

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4	The working paper is placed before the Governing Body for decision please.	
11	<p><b>REQUEST FOR APPROVAL OF MDA BUILDING AND ZONING REGULATIONS 2020</b></p> <p><b>BACKGROUND:</b></p> <p>The Directorate of Town Planning, MDA is approving the residential and commercial building plans in its jurisdiction under the MDA Building and Zoning Regulations 2007 (amended 2016).</p> <p>2. It is worth to mention here that LDA has notified LDA's Building and Zoning Regulations 2019 for ease of doing business and encouraging the vertical growth /high rise development of Lahore City. Several letters have been received from the Special Monitoring Unit, Chief Minister Office pertaining to facilitate the ease of doing business and high rise construction in MDA jurisdiction. A letter received vide NO.H (SMU)5-64/2019, dated 5<sup>th</sup> August, 2020 from Special Monitoring Unit, Chief Minister Office, Government of the Punjab wherein it is directed that <i>'In the light of the Honorable Chief Minister's directive for ensuring ease of doing business and promoting the high rise construction in Pakistan, all Development Authorities functioning in Punjab are directed to submit the progress updates on measures being under taken to ensure realization of the Governments vision' such as adoption/introduction or amendments of Building and Zoning Regulations, similar to LDA's Building and Zoning Regulations 2019 by all other Developments Authorities (ANNEX-I)</i></p> <p><b>AIM:</b></p> <p>3. To follow the direction and implementation of the vision of Government pertaining to construction sector, vertical growth of the city and ease of doing business.</p> <p><b>DETAIL / EXISTING ARRANGEMENTS:</b></p> <p>4. Presently, MDA is processing the case of residential and commercial as per MDA Building and Zoning Regulations 2007 (amended 2016). Under prevailing regulations, MDA cannot cater and promote the concept of the vertical growth / high rise construction in its jurisdictions. Accordingly, to comply with direction of the Government and Vision it is need of the time to frame new Building &amp; Zoning Regulations 2020 incorporating vertical growth of the cities and element of ease of doing business.</p> <p><b>PROPOSAL:</b></p> <p>5. Keeping in view the above-mentioned situation, a draft of the MDA Building and Zoning Regulations 2020 has been framed according to vision of Honorable Prime Minister to ensure the ease of business, and to promote the high rise development.</p> <p>6. It is therefore, proposed that approval in principle may please be granted by the Governing Body of MDA, however, a committee may please be constituted to review the draft and submit its recommendations if any within 15 days to worthy DG MDA for its approval and further notification of MDA Building and Zoning Regulation 2020.</p> <p><b>RECOMMENDATION:</b></p> <p>7. The working paper is placed before the Governing Body for consideration and decision please.</p>	<p>After detailed discussion, the house approved to frame "MDA Building &amp; Zoning Regulations, 2020" on the analogy of LDA, Lahore to implement the directions of Chief Minister, Punjab received through letter No: H(SMU)5-64/2019 dated 05.08.2020. However, following committee has been constituted who will review the draft Regulations, 2020 keeping in view the ground realities of Multan city:-</p> <ol style="list-style-type: none"> <li>1. Director Town Planning, MDA (Convener)</li> <li>2. Director Urban Planning, MDA</li> <li>3. Mr. Muhammad Ashraf, Metropolitan Officer(Planning), MCM, Multan.</li> <li>4. Mr. Affab Ahmed, Technical expert.</li> <li>5. <i>Abdul Qadir Architect</i></li> </ol> <p>The above committee will submit its recommendations within 15 days to the DG MDA for approval/Notification of the draft Regulations, 2020.</p> <p><i>I Requested The Addition of MD. WASA which is very important.</i></p> <p><i>MDA</i> <i>17/9/2020</i></p>
12	<p><b>REQUEST FOR ADOPTION OF LAHORE DEVELOPMENT AUTHORITY MECHANISM FOR APPROVAL OF PETROL FILLING STATIONS CASES IN MDA</b></p> <p><b>BACKGROUND:</b></p> <p>The Directorate of Town Planning, MDA is approving the residential and commercial building plans in its jurisdiction under the MDA Building and Zoning Regulations 2007 (amended 2016).</p> <p>2. According to MDA Building and Zoning Regulations 2007 <i>'Building Plan of CNG/Petrol Filling Station will be approved considering the requirements as mentioned in clause 3.8.2 of Regulation ibid (ANNEX-J)</i>.</p> <p>3. An application has been received through Chairman MDA and Director General MDA submitted by Malik Muhammad Aslam wherein the Worthy Chairman has directed to place the case in Governing Body meeting for final decision.</p> <p><b>AIM:</b></p> <p>4. Doing the ease of business and uniformity of the process of approval of the cases.</p> <p><b>DETAIL / EXISTING ARRANGEMENTS :</b></p> <p>5. Presently, MDA is processing the case of Petrol Filling Stations as per MDA Building and Zoning Regulations 2007 (amended 2016). According to these regulation, all structure of the Petrol Filling Station shall be single storey. While the applicant has requested to allow them double Storey as Explosive Department has no objection for double storey structure. The applicant has</p>	<p>The item was discussed in detail and the House approved the proposal contained in the Working paper with regard to allow construction of double storey on the site reserved for office, tuck shop etc. However, Building Plan of Petrol Pump will be approved by MDA with the condition that the double storey shall only be used for office purposes.</p>

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enclosed the LDA Building & Zoning Regulations and Decision of the Honorable High Court in ICA No. 79/2009 (ANNEX-K) in compliance with the decision of the High Court, LDA is only entertaining the case of Petrol Pumps / Filling Station upto the extent of land use conversion and building plan of the Filling Station are approved by the Explosive Department. It is further added that Explosive Department is allowing the double storey structure in filling station plan upon site reserved for office, tuck shops etc. the applicant has the same intention that MDA may also allow the double storey structure as do Explosive Department

**PROPOSAL:**

6. Keeping in view the above-mentioned situation it is propose that request of the applicant may be accepted upto extent that permission may be granted for double storey, as Explosive Department allowing double storey structure while the remaining requirements of MDA have to followed by the applicants and building plan will also be approved by the MDA.

**RECOMMENDATION**

7. The working paper is placed before the Governing Body for consideration and decision please.

**13 ABOLITION OF PRELIMINARY PLANNING PERMISSION COMMITTEE OF MDA**

**AIM:**

To facilitate the public regarding approval of Private Housing Schemes and Land Sub Divisions at fast pace

**BACKGROUND:**

2. In the pursuance of the decision of Governing Body of MDA Multan in its 70<sup>th</sup> meeting held on 23-07-2016 approved the Agenda Item No.11 in which Preliminary Planning Permission Committee was re-organized comprising on following officers for scrutiny of Private Housing Schemes and Land Sub Divisions:

- 1. Additional Director General MDA (Chairman)
- 2. Director Urban Planning MDA (Convener)
- 3. Director Engineering MDA (Member)
- 4. Director Estate Management MDA (Member)
- 5. Director Town Planning MDA (Member)
- 6. Staff Officer (Tech.) to DG MDA (Member)

3. The above committee was notified with the approval of worthy Director General MDA Multan. Above stated Committee is not the part of rules. Now the Govt. of Punjab in compliance of the directions of worthy Chief Secretary, Govt. of Punjab Lahore's Notification No. SO(I&C-1)5-18/2020 dated 09-06-2020 issued from the Deputy Secretary (I&C), Govt. of Punjab, S&GAD (Implementation & Coordination Wing) and in accordance with the instructions of Secretary HUD&PHE, Govt. of Punjab Lahore Front Desk to facilitate the General Public for "Individual constructions (Residential & Commercial), completion certificate, land use conversion and Private Housing Schemes and Land Sub Divisions through One Window was the established at Multan Development Authority vide office letter No.605/PS/DG/MDA dated 15-06-2020 wherein timelines for the approval of Private Housing Schemes and Land Sub Divisions were fixed i.e. 60 days for the sanction of Housing Scheme and 45 days for the sanction of Land Sub Division. In order to grant the approvals in given time, discussions has been carried out among the officers of Urban Planning Directorate and Director General MDA.

**PROPOSAL:**

4. It is proposed that Preliminary Planning Permission Committee of MDA may be abolished in order to meet the timeline given by the Govt. of the Punjab to facilitate the General Public through E-Khidmat Markaz.

**RECOMMENDATIONS:**

5. The case is placed before the Governing Body of MDA for kind consideration and approval please.

**14 CLARIFICATION REGARDING APPROVAL FEE FOR CASES WHERE FEE WAS DEPOSITED BEFORE APPROVAL BY THE COMPETENT AUTHORITY**

**AIM:**

To facilitate the public and to safe guard the financial interest of Authority.

**BACKGROUND:**

2. In the past, cases of Private Land Sub Division were scrutinized in accordance with Punjab Private Housing Schemes & Land Sub Divisions Rules 2010 and Preliminary Planning Permissions / Preliminary Approvals / Technical Approvals were granted after recovering the Approval fees / Sanction fees from owners / developers as per prevailing rates of that time, but in most cases owners / developers did not fulfill the requirements mentioned in the Preliminary Planning Permissions / Preliminary Approvals / Technical Approvals letters within the

The item was discussed in depth and it was decided that the existing committee shall continue to perform its functions. However, in order to ensure approval of the private Housing Schemes/LSDs within prescribed time line, the Preliminary Planning Permission Committee shall be bound to hold its meeting once a week so that vision of the Hon'ble Prime Minister of Pakistan could be implemented in its true letter and spirit. It was further decided that in future Preliminary Planning Permission Committee will be called as Scrutiny Committee for approval of Private Housing Schemes & LSDs.

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prescribed time and therefore, Final Approvals were not granted by the Competent Authority. Now, some of the owners / developers have pursued their cases and fulfilled the requirements regarding final approval of the land sub divisions. Now, the query arises that either the owner / developer shall be liable to pay the difference of approval fee as per current rates or the fees already deposited (approval fee / sanction fee) shall be counted as Final Sub Division Fee.

**RECOMMENDATIONS:**

3. The case is placed before the Governing Body of MDA for kind consideration and decision please as the matter involves financial implications.

**15 AMENDMENT IN NOTIFICATION NO. 51/ADMIN/MDA DATED 13-02-2016**

**AIM:**

To modify/clarify the rates of fee for PPP & Sanction of Private Housing Schemes and Sub Division fee of Land Sub Divisions submitted in MDA for approval.

**DETAIL/EXISTING ARRANGEMENT:**

2. All the Private Housing Schemes and Land Sub Divisions submitted in MDA for approval are processed in accordance with Punjab Private Housing Schemes & Land Sub Divisions Rules 2010. The Governing Body of MDA approved the following rates of Land Sub Division fee in its 68<sup>th</sup> meeting held on 10-02-2016 under item No.09 for approval of Private Housing Schemes and Land Sub divisions: -

Land Sub Division	Previous	Approved
(i) Planning Permission Fee	Rs. 1,000/-	Rs. 500/- per kanal
(ii) Sanction Fee	Rs. 20,000/- per unit/plot	Rs. 30,000/- Unit/Plot

\* This fee has been increasing every year @10%.

3. The above mentioned rates of fee were notified vide Notification No. 51/ADMIN/MDA/Admin/MDA dated 13-02-2016 (ANNEX-L). Now, some deviations from the Punjab Private Housing Schemes & Land Sub Division Rules 2010 have been observed regarding the above mentioned rates of fee approved by the Governing Body of MDA. According to Punjab Private Housing Schemes & Land Sub Division Rules 2010, the process of Planning Permission and Sanction of Land Sub Divisions is not specified but the word Scrutiny fee and Sub Division fee is mentioned in the rules ibid. So, the heads under serial No. d (i) & (ii) needs replacement as proposed below.

**PROPOSAL**

4. Governing body is apprised to the following changes: -

Land Sub Divisions	Already Approved	New Proposed
(i) Scrutiny Fee	Rs. 500/- per kanal	Rs.1000/- (Non-refundable)
(ii) Sub Division Fee	Rs. 30,000/- Unit/Plot	Rs.48,315/- Unit/Plot

\* All the terms & conditions as mentioned in Notification No. 51/ADMIN/MDA/Admin/MDA dated 13-02-2016 will remain the same.

**RECOMMENDATION**

5. The matter is placed before the Governing of MDA for consideration and approval please.

The item was discussed in detail and the House unanimously approved the proposal contained in the working paper.

**16 DISSOLVING OF ASSESSMENT COMMITTEE OF MDA, NOTIFIED BY THE MDA GOVERNING BODY FOR THE ASSESSMENT OF DEVELOPMENT WORKS IN PRIVATE HOUSING SCHEMES AND LAND SUB DIVISIONS IN MULTAN**

**BACK GROUND:**

Currently, assessment of the development works in private housing schemes and land sub-divisions is being done by the "Assessment Committee of MDA" which was approved by the Governing Body of MDA in its 81<sup>st</sup> meeting and was notified vide letter no. 01/DUP/MDA dated 25/06/2020. The members of currently working Assessment Committee are following:-

- |   |            |
|---|------------|
| 1. Director Engineering, MDA                      | (Convener) |
| 2. Director Urban Planning, MDA                   | (Member)   |
| 3. Executive Engineer MDA Concerned               | (Member)   |
| 4. Deputy Director Water Supply WASA Concerned    | (Member)   |
| 5. Deputy Director Sewerage WASA Concerned        | (Member)   |
| 6. Deputy Director Urban Planning, MDA, Concerned | (Member)   |

The item was discussed in the light of directions of the Government to facilitate the housing sector and the House unanimously decided to minimize the size of the committee as under:-

1. Director Engineering, MDA (Convener)
2. MD, WASA, Multan
3. Director Urban Planning, MDA.

The above said committee will assess the development work regarding solid waste horticulture, sewerage, water supply and roads infrastructure & submit its report to the Director General, MDA within 10-days As

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<p>2. Director Urban Planning MDA receives applications from the owners/developers of private housing schemes and land sub-divisions for the release of mortgaged plots/bank guarantee in lieu of development works, on the completion of the development works in their housing schemes/land sub-divisions. DUP, MDA forwards such applications to Director Engineering MDA, who is convener of the Assessment Committee. Meetings of the committee are held, site visits are done and assessment reports are prepared jointly. After that, release of mortgaged plots/bank guarantee is approved by the competent authority on the basis of recommendations of Assessment Committee.</p> <p><b>AIM:</b></p> <p>3. To create ease of doing business and facilitate developers for the encouragement of planned and approved development in Multan.</p> <p><b>DETAILS/EXISTING ARRANGEMENTS:</b></p> <p>4. It is obvious from the above mention composition of Assessment Committee that it involves officers from multiple directorates/agencies and arranging the meetings, collective site visits and then compiling a collective report on the status of development work in a housing scheme or a land sub-division is a very lengthy process which is causing delay in the release of mortgaged plots and creating embarrassment and discouragement for the developers of these private housing projects.</p> <p>5. On the other hand, government is pressing for the ease of doing business and for encouragement of construction sector for overall economy of the country.</p> <p>6. Currently, Private housing schemes and land sub-divisions are being dealt in accordance with the Punjab Private Housing Scheme and Land Sub-Division Rules, 2010 and according to rule no. 36 of rules ibid " A development Authority shall release mortgaged plots, in proportion to development works, on obtaining field report from agency, which approved design and specifications about the satisfactory completion of work" and according to rule no. 37 of rules ibid, "A development Authority shall allow a developer to reduce bank guarantee, in proportion to development works, on obtaining field report from agency, which approved design and specifications about the satisfactory completion of work".</p> <p><b>PROPOSAL:</b></p> <p>7. To create ease of doing business in housing and construction sector and to reduce the time in release of mortgaged plots/ bank guarantee, Assessment Committee of MDA may be dissolved. Director Urban Planning MDA may get the applications from the developers for release of mortgaged plots/bank guarantee, get report regarding status of development works from the concerned agencies which approved designs and specifications, in accordance with the Punjab Private Housing Scheme and Land Sub-Division Rules, 2010. DUP, MDA will put up recommendations to Worthy Director General, MDA for the release of mortgaged plots/bank guarantee in proportion to the completed development works, and Worthy DG, MDA will be the competent authority to grant approval for the release of mortgaged plots/bank guarantee.</p> <p><b>RECOMMENDATIONS:</b></p> <p>8. The matter is placed before Governing Body for consideration &amp; approval please.</p>	<p>regards the installations of Sui-Gas and Electricity in the Housing Scheme/ Land Sub Division, the owner/Developer shall obtain &amp; submit a certificate of completion from the respective Departments.</p>
<p>17 <b>CONFIRMATION OF WASA (MDA) MULTAN ANNUAL BUDGET ESTIMATES 2020-21 AND ACTUAL BUDGET 2019-20</b></p> <p><b>BACKGROUND:</b></p> <p>The Annual Budget Estimates 2020-21 and Actual Budget 2019-20 has been cleared by the Finance Sub Committee. The Governing Body of MDA is empowered to approve the Annual Budget Estimates of WASA (MDA) Multan.</p> <p><b>AIM:</b></p> <p>2. To seek the formal approval of Annual Budget Estimates of WASA (MDA) Multan for the year 2020-21 and Actual Budget 2019-20.</p> <p><b>DETAILS:</b></p> <p>3. The Annual Budget Estimates of WASA (MDA) Multan for the year 2020-21 as well as Actual Budget 2019-20 have been discussed and finalized in the meeting of Finance Sub Committee held on 27.06.2020 in MDA Multan. All the observations of Finance Sub Committee have been incorporated in the Budget Estimates 2020-21.</p> <p>4. As approved by the Finance Sub Committee, total component of Annual Budget Estimates 2020-21 comes to Rs.3556.340 Million and Actual Budget for 2019-20 is Rs 2033.319 Million(ANNEX-M).</p> <p><b>PROPOSAL:</b></p> <p>5. The same is placed before the Governing Body of MDA for final approval.</p> <p><b>RECOMMENDATIONS:</b></p>	<p>The Governing Body discussed the item in detail and approved the Annual Budget Estimates 2020-21 and Actual Budget 2019-20.</p>


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	5. The above proposal is submitted for approval please	
18	<p><b>ADDITION / DELETION OF POSTS IN MDA / WASA (APPOINTMENT &amp; CONDITIONS OF SERVICE) REGULATIONS, 2016</b></p> <p><b>BACKGROUND:</b> This office placed the matter before the Governing body of MDA in its 77<sup>th</sup> meeting held on 25-03-2019 with the proposal that the post of Litigation Officer / prosecutor may be upgraded from BS-16 to BS-17 and the post of Litigation Officer may be re-designated as Law Officer in BS-17 (ANNEX-N). The matter was considered with the following decision: - "The House discussed the case at length and approved only up-gradation of the post of prosecutor from BS-16 to BS-17 and further re-designated as Assistant Director Legal / BS-17 etc."</p> <p><b>AIM:</b> 2. The incumbent of the post of Litigation Officer in WASA Multan has been deprived of to upgrade his post. The qualification for both the posts i.e. Prosecutor / Litigation Officer are same and both the officials are performing the same duties. Therefore, the Litigation Officer could not be treated differently. A judicial pronouncement reported in 2018 PLC (C.S) Note 43 (Lahore High Court) titled as Ali Fida Vs. Federation of Pakistan through Secretary and others in W.P No. 38606 of 2015 decided on 23-11-2016 is referred which is relevant to the present matter and support the view of this office to upgrade the post (ANNEX-O).</p> <p><b>PROPOSAL:</b> 3. It is proposed that the post of Litigation Officer, BS-16 may be upgraded in BS-17 and further re-designated as Assistant Director Legal on the analogy of Prosecutor to Assistant Director Legal as discussed above from the notification dated 22-04-2019.</p> <p><b>RECOMMENDATIONS:</b> 4. The matter is placed before the Governing Body for consideration and approval of proposal.</p>	The matter was discussed at length and the House unanimously agreed to the up-gradation of the posts of Litigation Officer from BS-16 to BS-17 and further redesignated as Assistant Director (Legal)/BS-17 in MDA and WASA.
19	<p><b>MANAGEMENT OF LAND / PROPERTIES OF WASA</b></p> <p><b>BACKGROUND:</b> WASA Multan is functioning as an Agency of MDA since 1992. The functions of WASA are to maintain and operate the sewerage and water supply systems in Multan. Prior to establishment of WASA, the functions mentioned above were being performed by the MDA, MCM &amp; PHATA as well. Accordingly after establishment of WASA the properties in shape of disposal stations, sewer-lines, water supply lines and water works are being maintained by WASA towards its maintenance and operation. Moreover, WASA has also acquired some properties / land for the construction of sludge carrier, disposal station / water works to expand the existing system keeping in view the requirement of the areas. As such there are a number of properties which requires proper management towards its modification in addition to the prescribed purposes on the additional area available at sites. In order to manage such affairs, no specific mechanism is available in WASA and such functions have not been delegated to any Directorate so that the properties may be looked after properly and the plans for its beneficial utilization may be floated.</p> <p><b>AIM:</b> 2. The matter requires special attention for beautification and utilization of such sites including its mutation of acquired land so that its record be maintained and each and every site may be utilized in a proper manner in the interest of WASA.</p> <p><b>PROPOSAL:</b> 3. Keeping in view the above mentioned facts, it is proposed that the said functions may be assigned to the Director Works upto the extent of properties relates with sewerage system while such function may be assigned to Director Engineering for management of the properties relates to water supply system.</p> <p><b>RECOMMENDATIONS:</b> 4. The matter is placed before the Governing Body for consideration and approval of proposal.</p>	The House unanimously approved the proposal contained in working paper. However, both the Directors will perform their functions under the supervision of MD, WASA.
20	<p><b>ADDITION/DELETION IN THE MDA (APPOINTMENT &amp; CONDITIONS OF SERVICE) REGULATIONS, 2016</b></p> <p><b>AIM:</b> To change, rectify and made recruitment / promotion channel of Assistant Director Engg / Sub Divisional Officer/BS-17 as per existing instructions of Govt. of the Punjab.</p> <p><b>DETAIL OF EXISTING/PROPOSED ARRANGEMENTS:</b> 2. In the MDA (Appointment &amp; Conditions of Service) Regulations, 2016 the method of recruitment/ promotion of the post of Sub Divisional Officer/Assistant Director Engineering / BS-17 was notified vide Notification No.1174/ADMIN/MDA dated 16-06-2016 duly notified in the Punjab Gazette as under:-</p>	The House discussed the case at length and did not agree with the proposal. However it was decided that advice from the Legal Advisor, High Court (MDA) may be obtained in the light of judgment of the August Supreme Court of Pakistan and clarification made by the Law & Parliamentary Affairs Department, Government of the

*According to idio this is not same I disagreed Item no 20 / Ref. ENROLLED AS Remarked.*

*Disagree with item #20 as it was not decided in the meeting which is recorded.*

*24/9/2020*

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**Method**

- i. 70% by initial recruitment;
- ii. 10% by promotion on the basis of seniority-cum-fitness from amongst Sub-Engineers with not less than 3 years' service possessing qualification prescribed for initial recruitment. In case no such incumbent is available then this vacancy shall be filled by initial recruitment.
- iii. 20% by promotion on the basis of seniority-cum-fitness from amongst Senior Sub-Engineers/MTS who have been placed in BS-16 after clearing the Sub-Engineers Professional Examination & have put in 5 years' service as Senior Sub-Engineer BS-16.

3. The Govt. of Punjab S&GA Department vide notification No. SOR-III(S&GAD)1-5/2002 dated 29-08-2011 (ANNEX-P) modified the mode of recruitment and promotion of Sub-Divisional Officer/Assistant Director in following terms:-

- i. 65% by initial recruitment;
- ii. 15% by promotion on seniority-cum-fitness basis from amongst Sub-Engineers possessing qualification of BE/B.Sc. Engineering/AMIE in the relevant discipline/B.Tech (Hons); provided that those with the BE/B.Sc. (Engg)/AMIE degree shall have three years' experience while those who possess B.Tech (Hons) degree shall have five years' experience.
- iii. 20% by promotion on seniority-cum-fitness basis from amongst the Senior Sub-Engineers (BS-16) possessing diploma or certificate of Overseer from recognized institute with a minimum service of 10 years and have passed the departmental professional examination.
- iv. If none is available for promotion then by initial recruitment.

4. In order to bring employees of MDA at par with employees of Govt. of Punjab, it was felt necessary to make amendments in Regulations 2016. Hence matter of amendment of Regulations 2016 regarding appointment and promotion of Assistant Director Engg/SDO was included in the agenda of 73<sup>rd</sup> authority meeting at item No. 7-2(iii) in following manners:-

- i. 70% by initial recruitment;
- ii. 10% by promotion on seniority-cum-fitness basis from amongst Sub-Engineers possessing qualification of BE/B.Sc. Engineering/AMIE in the relevant discipline/B.Tech (Hons); provided that those with the BE/B.Sc. (Engg)/AMIE degree shall have three years' experience while those who possess B.Tech (Hons) degree shall have five years' experience.
- iii. 20% by promotion on the basis of seniority-cum-fitness from amongst the Senior Sub-Engineers/MTS who have been placed in BS-16 after clearing the Sub-Engineers Professional Examination & have put in 5 years' service as Senior Sub-Engineer BS-16.

5. The Governing Body of MDA approved aforesaid schedule but with some restrictions which reflected in the minutes of the meeting as circulated through No. 1529/PA/Admin/MDA dated 28-7-2017 as notified vide Notification No.1586/Admin/MDA dated 04-08-2017 (Annex-Q). The restrictions are reproduced as under:-

*"Sub Divisional Officer / BS-17, the House discussed the item at length and approved with the condition that Senior Sub Engineer having qualification of B-Tech (Hons) will be promoted upto Assistant Director Engg (BS-17) only."*

6. Aggrieved by aforesaid restriction, concerned employee of MDA/WASA filed writ petition No. 13168/17 before the Hon'ble Lahore High Court, Multan Bench with the prayer that the above restrictions recorded in the notification dated 04-08-2017 may be deleted. The case was heard by the Hon'ble High Court on 27-9-2017 and granted stay order with the directions that the operation of impugned notification is suspended and not to operate the function of method of recruitment of MDA as discussed above. Moreover, the Government of the Punjab, S&GA Deptt: granted promotion to the Deputy Director holder of B. Tech (Hons) degree from BS-18 to BS-19 to the rank of Superintending Engineer. Moreover, PHE department has also took similar action and granted promotion to SDO/BS-17 to the post of Deputy Director in BS-18. The Parks & Horticulture Authority, Lahore has took similar action and granted promotion to the post of Deputy Director Engg (BS-18) to the post of Director Engg (BS-19) who holds similar degree (ANNEX-R).

7. Restriction imposed on promotion of SDO/Asstt Director Engg in MDA/WASA vide decision of 73<sup>rd</sup> authority meeting is contrary to the rules of Government of the Punjab and required to be deleted from the part of schedule of Service Regulations 2016 of MDA. The Higher Education Department confirmed the policy of Govt. of Punjab circulated through letter No. SO(Univ.)10-2/2012 dated 07-02-2013 which states that B Tech (Hons) degree as compatible and at par to BE/BSc Engineering for purpose of employment as far as grades, pay and promotions and other benefits are concerned (ANNEX-S). Moreover, the government of Pakistan, Ministry of Education vide its letter bearing No. F.8-1/94-Polytechnic dated 17-4-1996 states that that B. Tech (Hons) degree holder shall be

Punjab vide letter No Reg 3-7/2020 dated 31.01.2020 communicating the latest status of court case

HUP & PHE

In this regard the matter is to be forwarded to Secretary for advice from S&GAD.

That matter may be referred to Secretary HOD & PHE Deptt. Lahore for seeking advice on this matter from S&GAD Lahore.

28/1/2020

*[Signature]*

*[Signature]*  
27/1/2020

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GN DORSETT  
27/1/2020

treated at par with B.Sc. Engineering / B.E Degree (ANNEX-T). Meanwhile, in similar circumstances the Honorable Supreme Court of Pakistan decided a case vides judgment dated 03-10-2018 in C.P. No 78-K of 2015 in case Maula Bux Shaikh and others Vs. Chief Minister Sindh and others, reported in 2018 S.C.M.R. 2098. Thereafter Irrigation Department vide letter dated 27-01-2020 (ANNEX-U) on the basis of rule 2013 vide Notification dated 10-11-2018 (ANNEX-V) sought clarification from the secretary, Govt. of the Punjab parliamentary affairs department on following points: -

- i. Whether the judgment of Honorable Supreme Court of Pakistan bar the Department for undertaking promotions of Sub Engineers Senior Sub Engineers to AEEs/SDOs against 14% & 20% quota as provided under the Punjab Irrigation Department (Engineering Posts) Service Rules, 2013 due to lack of professional qualification.
- ii. Whether prevailing service rules need to be changed in accordance with judgment of Honorable Supreme Court of Pakistan.

8. The Secretary Law & Parliamentary affairs department vide letter dated 31-01-2020 (ANNEX-W) clarified as under: -

*"There are myriad proportions for initial recruitments and the rest of promotions from amongst Sub Engineers, and Sub Engineers. Para 20 of the referred judgment clears the clouds of mystery, if any, about the domain of the Government. It pronounced that the Government can decide a particular academic qualification of a civil servant / employee, to be sufficient for promotion from one grade to another higher grade. Contrarily, it is within the ambit of Pakistan Engineering Council to decide whether a particular qualification can be equated with another academic qualification, however, PEC is divested of any power to declare that an employee holding particular qualification cannot be promoted. Pakistan Engineering Council Act, 1976, by no stretch of interpretation and imagination, places any taboo on the government in the matter of prescribing qualification and other conditions of service of civil servants / employees for promotion to higher grades"*

*Given this context, there seems to be no bar on promotion of Sub Engineers and Senior Sub Engineers who qualify on the basis of the Rules 2013 ibid. the quotas are available to the qualifying employees. It is also observed that there is no need to change the Rules. Inasmuch as the Honorable Apex declared that the Government has unfettered privilege to set up the criteria / qualification for promotion, to the exclusion of PEC."*

9. As such in view of above discussion there seems to be no bar on promotion of Sub Engineers holding B.Tech (Hons.) degree as per opinion given by Law Department mentioned in para-8 above, hence, restriction on promotion of Sub Engineers mentioned in para-5 above needs to be deleted.

**PROPOSAL:**

10. As explained above, in the light of Government policies and rules, it is proposed that restriction / condition **"that Senior Sub-Engineers having qualification of B. Tech (Hons) will be promoted upto Assistant Director Engg (BS-17) only"** as notified through notification No.1586/Admin/MDA dated 04-08-2017 which is based on the minutes recorded in decision of 73<sup>rd</sup> meeting of Governing Body held on 25-07-2017 may be deleted, the employees should get themselves registered with National Technology Council (NTC) as Graduate Engineering Technologist and their cases of promotion will be decided by the DPC on merits.

**RECOMMENDATIONS:**

11. Matter is submitted before the Governing Body for consideration/ approval, please.



Table Item- 1

**UP-GRADATION / RESTRUCTURE OF ACCOUNTS RELATED POSTS**

**AIM:** Up-gradation / restructure of accounts related posts.

**DETAIL / EXISTING ARRANGEMENT:**

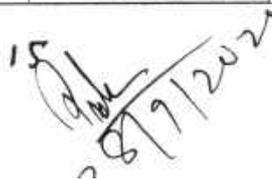
2. The Governing Body of MDA in its 77<sup>th</sup> meeting held on 25-3-2019 under item No. 01 adopted letter No. FD.PC.40/43/2017 (B) dated 14-12-2018 received through HUD&PHE Department letter No. SO(A)4-3/2018 (P) dated 20-12-2018 regarding up-gradation of accounts related posts on the recommendations of committee headed by the Addl. Chief Secretary and notified vide notification No. 542/Admin/MDA dated 16-4-2019. According to Govt. policy the structure of the said post has been proposed which is as under:

S#	Existing nomenclature with BS	Existing prescribed qualification	Revised prescribed qualification	Revised BS	Revised designation	Method of recruitment / promotion
1.	Accounts Clerk/ BS-11	D.Com / Diploma in Accounting or Finance	D.Com / Diploma in Accounting or Finance	11	Junior Accountant	By initial recruitment

The House discussed the item in detail. It was observed that pay of the officials working against the posts reflected in the Table Item No.1, whose notification of upgradation was withdrawn vide No. 274/Admin/MDA dated 15-08-2020 in compliance with the decision of 82nd Governing Body meeting of MDA, has not yet been re-fixed. The Governing Body of MDA decided that after re-fixation of pay in lower grade, the matter will be placed in the forthcoming meeting of Governing Body of MDA.









2.	Auditor/ Cashier/ BS-13	-	-	15	Accountant	By promotion on the basis of seniority-cum-fitness from amongst the Junior Accountant/BS-11 with at least five years' service after clearing departmental examination.
3.	Accountant /Divisional Accountant /BS-15	-	-	16	Senior Accountant	By promotion on the basis of seniority-cum-fitness from amongst the Accountant/BS-15 with at least three years' service after completion of mandatory promotion training.
4.	Superin- tendent Finance/ BS-17	-	-	17	Supdt. Finance	By promotion on the basis of seniority-cum-fitness from amongst the Senior Accountant/BS-16 who hold with at least five years' service after clearing departmental promotion exam.

**Note:** The existing designation of Auditor / Cashier is not mentioned in the accounts cadre notification mentioned as above which is proposed to be re-considered in accounts cadre posts.

**PROPOSAL:**

3. In order to streamline the accounts related posts in MDA/WASA the above proposal may be adopted.

**RECOMMENDATIONS:**

4. The matter is submitted before the Governing Body of MDA for kind consideration / approval, please.

Table  
Item-  
2

**ADDITION/DELETION IN MDA (APPOINTMENT & CONDITIONS OF SERVICE) REGULATIONS, 2016 - AMENDMENT IN METHOD OF RECRUITMENT / PROMOTION FOR THE POSTS OF DEPUTY DIRECTOR TE&TP/BS-18 AND DEPUTY DIRECTOR ARCHITECT/BS-18**

**AIM:**

To make amendments in the Schedule of Service Regulations, 2016 method of recruitment / promotion of different posts.

**BACKGROUND:**

2. There exists only one post of Deputy Director TE&TP /BS-18 and one post of Deputy Director Architect /BS-18, if these posts are filled through direct initial recruitment then the promotional channel of Assistant Directors of respective cadres will be blocked.

3. In the MDA (Appointment & Conditions of Service) Regulations, 2016 the method of recruitment / promotion of the posts of Deputy Director TE&TP/BS-18 and Deputy Director Architect/BS-18 is as under, which is required to be amended. The proposed amended is given below:-

**EXISTING METHOD OF RECRUITMENT / PROMOTION FOR THE POSTS OF DD TE&TP AND DD (ARCH):**

Pay Scale	Name of post	Appointing Authority	Minimum qualification for initial recruitment	Method of recruitment/ promotion/posting	Age for initial recruitment
18	Deputy Director TE&TP	Director General	Master's degree in Transportation Engineering with at least five years' experience Registered with PEC	By promotion on seniority-cum-fitness basis amongst Assistant Directors (TE&TP) with at least 5 years' service in BS-17. In case of ineligibility of Assistant Directors TE&TP for promotion for next 03 years. Deputy Director can be directly recruited.	25-32
18	Deputy Director Architect	Director General	Master's in Architect with 5 years' experience Registration with PCATP	By promotion on seniority-cum-fitness basis amongst Assistant Directors Architecture with at least 5 years' service in BS-17. In case of ineligibility of Assistant Directors Architecture for promotion	25-32

The House unanimously approved the proposal contained in the working with following modification:-

In case of ineligibility of Assistant Director (TE&TP) and Assistant Director (Architect) for promotion during the next three years Deputy Director (TE&TP) and Deputy Director (Architect) can be appointed on deputation basis or by initial recruitment

*Subject to seeking clarification from SAC/AD.*

*Endorsed.*

*ENDORSED 17/9/2020*

*It was not decided in the meeting as recorded on video therefore DF should be since the line 4 minutes near from 15m.*

*MDA 17/9/2020*

*[Signature]*

*16 17/9/2020*

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*17/9/2020*

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for next 03 years. Deputy Director can be directly recruited.

**PROPOSED METHOD OF RECRUITMENT / PROMOTION FOR THE POSTS OF DD TE&TP AND DD (ARCH):**

Pay Scale	Name of post	Appointing Authority	Minimum qualification for initial recruitment	Method of recruitment/promotion/posting	Age for initial recruitment
18	Deputy Director TE&TP	Director General	-	By promotion on seniority-cum-fitness basis amongst Assistant Directors (TE&TP) with at least 5 years' service in BS-17. In case of ineligibility of Assistant Director (TE&TP) for promotion for the next three year's Deputy Director (TE&TP) can be appointed on initial/deputation basis.	-
18	Deputy Director Architect	Director General	-	By promotion on seniority-cum-fitness basis amongst Assistant Directors Architecture with at least 5 years' service in BS-17. In case of ineligibility of Assistant Director Architecture for promotion for the next three year's Deputy Director Architecture can be appointed on initial/deputation basis.	-

**PROPOSAL:**

4. It is proposed that the above amendments in the Schedule of Establishment, Regulations 2016 may be approved accordingly.

**RECOMMENDATIONS:**

5. Matter is submitted before the Governing Body for consideration/approval, please.

Table Item-3

**ADOPTION OF LDA PRIVATE HOUSING SCHEMES AND LAND SUB DIVISIONS (LSD) RULES, 2014 AND AMENDMENTS**  
**AIM:**

To facilitate the public and ensure the smooth growth of the city in planned manner.

**BACKGROUND:**

2. The Government of Punjab notified Punjab Private Housing Schemes and Land Sub Division Rules, 2010. Under these rules, MDA is processing and approving the Private Housing Schemes within its jurisdiction (Controlled Area). Approval of Private Housing Schemes & LSDs are the responsibility of MDA and to meet this challenge currently MDA had adopted Punjab Private Housing Scheme & LSD Rules 2010. During the implementation and processing of these rules lot of bottlenecks observed which cause deadlock for further processing of the scheme for approvals. Due to the bottlenecks in the rules ibid housing schemes & LSDs cannot be approved by MDA which ultimately encouraging slums and illegal settlements. Some of bottlenecks faced in Punjab Private Housing Schemes & LSD Rules 2010 are as under: -

- i. Approach road in the City District should not be less than 60 ft but Multan is very Old City having majority of roads less than 60 ft. The scheme & LSD being developed and / or under developing cannot be regularized due to 60 ft. approach road restriction.
- ii. The amendment made on 15-08-2012, where planning standards for Land Sub Divisions having area less than 40 Kanals are amended which cannot be implemented in true letter & spirit.
- iii. The sections 56 & 57 of Punjab Private Housing Schemes and Land Sub Divisions Rules 2010 allow taking action against the owner/developer of the scheme in case of any violation against the approved scheme plan and illegal extension of the scheme but these rules are silent regarding nature of punitive actions to be taken against different categories of violations etc.

3. LDA also faced the same problem and after detail study, Authority has framed their own LDA Private Housing Schemes & LSD Rules 2014. The rule framed so was practiced in field by processing Private Scheme & LSD and in response to ground realities LDA made some more amendments in the rules 2014.

The House discussed the matter at length and approved the proposal contained in working paper. However, the case will be referred to the Government for approval and its Notification.

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The issues pertaining to Multan City faced by MDA are mostly addressed in LDA Private Housing Scheme & LSD Rules 2014 and amendments made later.

**PROPOSAL:**

4. MDA may please be allowed to adopt the LDA Private Housing Scheme & LSD Rules 2014 and its subsequent amendments to ensure the smooth growth of the city in planned manner. After approval from the Authority, case may please be referred to Government of Punjab.

**RECOMMENDATIONS:**

5. The case is placed before the Governing Body of MDA for consideration and approval please.

Table Item-4

**ENHANCEMENT TARIFF OF RECOVERY DIRECTORATE**

**BACKGROUND:**

Water Supply Tariff of WASA (MDA) has not been revised since April, 1992 and Sewerage Tariff has not been enhanced since July, 2004, whereas expenses on electricity, salaries and maintenance have increased manifold during the corresponding period. Comparative statement of expenses is given as under: -

**Expenses: (Million Rupees)**

Item	Yearly expenses	
	2003-04	2019-20
Pay & Pension	51.753	743.590
Electricity Bills	88.075	554.308
O & M Expenses	7.112	290.075
Miscellaneous	5.479	59.665
Total	152.449	1647.632

2. The Governing Body in its 77<sup>th</sup> meeting dated 25-03-2019 has approved the revised tariff. It was forwarded to the Govt. for approval and notification which is still under consideration. It has been found that few of the categories are not mentioned or clarified in the approved and revised tariff because of activity, area, water consumption and bulk sewerage discharge. Later on, it has been pointed out that the categories defined in approved tariff do not cover up the specialized non domestic activities tariff (e.g MEPCO, SNGPL, Private Universities, Group of Colleges, Group of private schools, Banks, Private Hospitals and Multi-National Companies etc. It needs to be defined in this approved tariff.

**AIM:**

3. To include the specialized category of non-domestic activities in the tariff so that the financial burden on the Government may be reduced with enhanced amount of recovery against such specialized activities on regular basis.

**PROPOSAL:**

4. The proposed tariff is as under: -

Rate for Aquifer per Cusec per month	Rate for Sewer Discharge per Cusec per month
Rs. 50,000	Rs. 2,00,000/-

**Note: -**

1. Rate to increase or decrease in proportion to the rate of one cusec.
2. Rate of sewerage shall be charged in accordance with input capacity or sewerage pipe outlet capacity, whichever is higher.
3. MD WASA shall be competent and final authority to decide charging of above tariff rates to the categories mentioned in the list or to include or exclude any category in the above specialized category of tariff on genuine grounds. His decision shall be final and precedent for future reference.

**RECOMMENDATIONS:**

5. The matter is placed before the Governing Body for consideration and approval.

The House unanimously approved the proposal contained in working paper.

Table Item-5

**RECONSTITUTION OF SELECTION / PROMOTION COMMITTEE.**

**BACKGROUND:**

The 29<sup>th</sup> authority meeting of MDA's Governing Body was held on 14-07-1992 whereby it was decided that seniority list of the officials working in MDA and WASA upto BS-17 shall be maintained separately w.e.f. 01-07-1992. The Managing Director WASA is empowered to appoint / promote the employees of BS-17 as per powers delegated to him under serial No.07, the copy of delegation of powers are at Annex-A. The Governing Body of MDA in its 76<sup>th</sup> authority meeting held on 30-07-2018 (under item # 20) approved the reconstitution of Selection & Promotion committee for the employees in BS-16 & BS-17 of WASA (MDA) Multan (at Annex-B) which is reproduced as under: -

**For the posts in BS-16 & BS-17, WASA, MDA.**

1. Managing Director, WASA	Chairman
2. Director (Finance & Admn) MDA	Member

The item was discussed in detail. It was observed that seniority of officers of MDA & WASA in Grade-18-19 is combined and Director General, MDA is the Appointing Authority. Thus, the House did not approve the proposal. However, it was explained by MD WASA that seniority of officers of Grade-18 is being maintained separately in the sister organizations and MD WASA is the Appointing Authority of Grade-18. Thus worthy

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3. Deputy Secretary (Admn) or Rep of HUD&PHED	Member
4. Director Administration WASA	Member/ Secretary

Chairman and Director General MDA directed to first verify about the practice in vogue in other Development Authorities and thereafter said item be included in the Agenda of forthcoming Governing Body meeting of MDA for consideration and decision.

**AIM:**

With the passage of time, the jurisdiction of WASA in urban area has been expanded and the size of organization has also been increased. Presently the total sanctioned strength of staff according to the approved budget is 1987 No's of posts which includes 15 posts of BS-18 & 49 posts of BS-17. It is appropriate in the interest of Agency, that the employee's upto BS-18 should be promoted and recruited at the level of Managing Director WASA keeping in view the analogy of WASA Faisalabad. At present, Managing Director WASA Multan is competent to appoint / promote the employees in BS-16 to BS-17 whereas in **WASA (FDA) Faisalabad**, the **Managing Director WASA (FDA) Faisalabad** is exercising his powers to make the recruitment and to promote the employees BS-17 & BS-18 (Annex-C).

**PROPOSAL**

It is proposed that WASA Multan may be allowed to maintain seniority list of its employees upto BS-18. The powers of Managing Director WASA be enhanced to make recruitment or grant promotion in BS-17 & BS-18. While, the powers delegated to Director General, MDA to make recruitment / promotion of employees in BS-18 may be withdrawn upto the extent of WASA Multan. The constitution of selection / promotion committee may be reconstituted as proposed below: -

**For the posts in BS-16 to BS-18, WASA, MDA.**

1. Managing Director, WASA	Chairman
2. Director (Finance & Admn) MDA	Member
3. Deputy Secretary (Admn) or Rep of HUD&PHED	Member
4. Director Administration WASA	Member/ Secretary

**RECOMMENDATIONS:**

The matter is placed before the Governing Body for consideration and approval of proposal.

Table Item-6

**TAKING OF COURT PETITIONERS ON DUTY AS DAILY WAGED / WORK CHARGED.**

**BACKGROUND:**

This office placed the matter before the Governing body of MDA in its 78<sup>th</sup> meeting held on 27-07-2019 on the subject cited above with the brief report that in the light of directions conveyed by the Finance Department Govt. of Punjab regarding the recruitment of daily waged / work charged staff as circulated vide No.RO(Tech)FD 2-2/2014 dated 10-02-2015, all the daily waged / work charge staff recruited earlier were terminated through office order No.218/Admn/WASA dated 25-04-2015 & No.03/DW/WASA dated 17-06-2016. Out of which 12-individuals filed grievance petitions before the Punjab Labour Court with the pray for regularization of their services, who were not taken on duty, the list of such petitioner is as under

Sr #	Name with parentage
1.	Mr. Abdul Rehman S/o Muhammad Asghar Khan
2.	Mr. Shahid Hussain S/o Khuda Bakhsh
3.	Mr. Liaqat Akram S/o Muhammad Akram
4.	Mr. Abdul Wahab S/o Muhammad Sadique
5.	Mr. Muhammad Umar S/o Maqbool Ahmad
6.	Mr. Muhammad Shoaib Altaf S/o Muhammad Altaf
7.	Mr. Muhammad Ali S/o Muhammad Aslam
8.	Mr. Muhammad Haneef S/o Raheem Bukhsh
9.	Mr. Muhammad Jaffar S/o Ameer Bukhsh.
10.	Mr. Muneer Hussain S/o Ameer Bukhsh
11.	Mr. Zahid Nazeer S/o Nazeer Ahmad
12.	Mr. Muhammad Afzal S/o Muhammad Akram

A working paper was placed before the authority under **item No.26** with the proposal that this office may offer to all the personnel whose cases are pending in the court of law, that WASA can accede their request for re-employment on daily waged / work charged basis subject to the condition that they may give an undertaking on the non-judicial stamp paper affirming that they will withdraw their cases from the competent court of law, shall not claim back benefits / regularization on the basis of this offer which is being made by the authority in the follow up of B&R code. **The House approved the proposal subject to the condition that the petitioners will not claim back benefits and withdraw petitions filed at different forums.**

**AIM:**

Mr. Muhammad Ali S/o Muhammad Aslam whose name is recorded at serial No.07

The item was discussed in detail and the House approved the proposal contained in the working paper.

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above did not join WASA duties as daily waged staff, whereas M/s Ali Abbas S/o Abdul Latif and Muhammad Khawar Mushtaq S/O Mushtaq Ahmed other daily wagers have filed grievance petitions which are under adjudication in the Court of Law.

**PROPOSAL**  
 It is proposed that name of M/s Ali Abbas S/o Abdul Latif and Muhammad Khawar Mushtaq S/O Mushtaq Ahmed may be included and name of Mr. Muhammad Ali S/o Muhammad Aslam be deleted from the decision as earlier accorded by the Governing Body in its 78<sup>th</sup> meeting held on 27-07-2019.

**RECOMMENDATIONS:**  
 The matter is placed before the Governing Body for consideration and approval of proposal.

The meeting culminated with a note of thanks to and from the Chair.

*Majority of the members disagreed with the items / Minutes of meeting.....*

(Mumtaz Ahmed Qureshi)  
 Vice Chairman

*[Signature]*  
 (Saleem Akhtar Laber)  
 MPA, PP-212, Multan

*[Signature]* 7/9/20  
 (Ms. Sabeen Gul Khan)  
 MPA, W-328

*[Signature]* 7/9/20  
 (Agha Muhammad Ali Abbas)  
 Director General, MDA

*[Signature]*  
 (Mushtaq Ahmed Khan)  
 Managing Director  
 WASA (MDA), Multan

*Disagreed with agenda file No 68/20 as per note*  
*[Signature]* 9/9/2020  
 (Zahoor Ahmed Dogar)  
 Superintending Engineer  
 PHE Circle, Multan  
 (Rep: of HUD&PHED)

*[Signature]*  
 (Engr. Abid Inayat)  
 Asstt Director (Technical)  
 (Rep: of P&D Department)

*[Signature]* 10/09/2020  
 (Azhar Naseer)  
 Section Officer (HUD&IT)  
 (Rep: of Finance Department)

*[Signature]*  
 (Muhammad Hayat)  
 Asstt Director (Local Govt)  
 (Rep: of LG&CD Deptt)

*[Signature]*  
 (Abdul Qadir)  
 Architect (Technical Expert)  
 07/09/2020

(Mian Jamil Ahmad)  
 Chairman

ENDST NO. 1328/ADMN/MDA.

DATED 17/9/2020.

A copy is forwarded to: -

1. All the members of the Governing Body.
2. The Additional Director General, MDA.
3. Asstt Director Computer, MDA for uploading at the MDA official website.

*[Signature]*  
 DIRECTOR (FINANCE & ADMIN)