

The Members of the Bangladesh Public Service Commission (Terms and Conditions of Service) Act, 1974

(ACT NO. XXI OF 1974)

An Act to determine the terms and conditions of service of the members of the Bangladesh Public Service Commission. ¹

WHEREAS it is expedient to determine the terms and conditions of service of the members of the Bangladesh Public Service Commission;

It is hereby enacted as follows:-

- Short title and commencement**
1. (1) This Act may be called the Members of the Bangladesh Public Service Commission (Terms and Conditions of Service) Act, 1974.
- (2) It shall come into force on such date as the Government may, by notification in the official Gazette, appoint.
- Definitions**
2. In this Act, unless there is anything repugnant in the subject or context,-
- (a) “chairman” means the chairman of ²[the commission];
- ³[(b) “commission” means the Bangladesh Public Service Commission established under section 3 of the Bangladesh Public Service Commission Ordinance, 1977 (Ord. LVII of 1977);]
- (c) “member” means a member of commission.
- Salary of Chairman and members**
- ⁴[³. ⁵[(1) Subject to sub-section (2), there shall be paid *per mensem* -
- (a) to the Chairman such salary as is admissible to the cabinet secretary; and
- (b) to a Member such salary as is admissible to the secretary to the Government.]

(2) Where-

(a) a person who is, or has been, in the service of the Republic or of a statutory body or nationalised enterprise is appointed as the Chairman or a Member, he shall be paid the salary specified in sub-section (1) or a salary which would have been admissible to him in the National Scale of Pay for the post last held by him had he continued in that post, whichever is higher;

⁶[(b) a person is, at the time of his appointment as the Chairman or a Member, a retired servant of the Government or of a statutory body or nationalised enterprise, he shall be paid the salary specified in sub-section (1), and no pensionary benefit, if any, will be deducted from the salary which the Chairman or a Member is entitled to draw under sections 3 (1) and 3 (2);]

⁷[(c) a person appointed as the Chairman or a Member, retires from the service of the Republic or of a statutory body or nationalised enterprise during the term of his office as the Chairman or a Member, he shall with effect from the date of his retirement, be paid the salary specified in sub-section (1), and no pensionary benefit, if any, will be deducted from the salary which the Chairman or a Member is entitled to draw under sections 3(1) and 3(2).]

Allowances other than house allowance and other benefits

⁸[3A. The allowances other than house allowance and other benefits of the chairman shall be the same as are admissible to the cabinet secretary and a member shall be the same as are admissible to the secretary to the Government.]

Residence

4. (1) The chairman shall be entitled to a rent-free Government accommodation ⁹[or a house allowance at the rate of ¹⁰[50 per cent] of his salary per mensem in lieu of such accommodation].

¹¹[(2) A member shall be entitled to a rent-free Government accommodation or a house allowance at the rate of ¹²[50 per cent] of his salary per mensem in lieu of such accommodation.]

¹³(3) The Chairman and the members shall each be entitled to the reimbursement of the actual charges of electricity, water and gas in the residence for an amount not exceeding ¹⁴[Taka 1,950] per mensem.]

Transport

¹⁵[5. (1) The chairman shall be entitled to a Government transport for official purposes free of charge or a conveyance allowance of Taka 1,000 per mensem in lieu of such transport:

Provided that if the Government transport is also used otherwise than for official purposes, the chairman shall make payment to the Government for such use at the rate at which a Government servant pays for such use of official transport.

(2) A member shall be entitled to a Government transport for official purposes free of charge or a conveyance allowance of Taka 650 per mensem in lieu of such transport.

Telephone

6. The chairman and the members shall each be entitled to have one telephone installed at his residence at Government expense and no charges on account of rental of the telephone and the calls made therefrom, except personal trunk-calls, shall be payable by the chairman or member.

6A. ¹⁶[***]

6AA. ¹⁷[***]

6B. ¹⁸[***]

Leave of chairman and members

7. (1) A person who is, at the time of his appointment as chairman or member, in the service of the Republic or of a statutory body or nationalised enterprise shall, until he retires from that service, be entitled to such leave as would have been admissible to him had he not been so appointed, and, after his retirement from that service, be entitled to such leave as is admissible to a temporary Government servant.