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PART I

Acts, Ordinances, President's Orders and Regulations

GOVERNMENT OF GILGIT-BALTISTAN

LAW & PROSECUTION DEPARTMENT
GILGIT-BALTISTAN SECRETARIAT

Gilgit, the 28th September, 2023

THE GILGIT-BALTISTAN JUDICIAL ACADEMY ACT-2023

(ACT NO. VII OF 2023)

AN

ACT

To provide for the establishment of the Gilgit-Baltistan Judiacial Academy in the Province of Gilgit-Baltistan.

NO. ALA-1(1)/2023-GBA.—PREAMBLE: WHEREAS it is expedient to establish a Judicial Academy for imparting training to the judicial officers and personnel concerned with the system of administration of justice with a view to promote continuing legal and judicial education, develop their capacity, professional competence and ethical standard for efficient dispensation of justice and matters connected therewith or incidental thereto and to provide higher education and conduct research in the field of law and judicial studies;

Price: Rs. 10.00

[2053 (2023)/Ex. Gaz.]

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It is hereby enacted as follows:—

1. **Short title, extent and commencement**:—

(a) This Act may be called the Gilgit-Baltistan Judicial Academy Act, 2023.

(b) It shall extend to the whole of the Gilgit-Baltistan.

(c) It shall come into force at once.

2. **Definitions**:—

In this Act:

(a) "Academy" means the Gilgit-Baltistan Judicial Academy established under section 3.

(b) "Board" means the Board of Governors of the Academy.

(c) "Chairman" means the Chairman of the Board.

(d) "Director General" means the Director General of the Academy.

(e) "Government" means the Government of the Gilgit-Baltistan.

(f) "Faculty" mean members of the teaching staff of the Academy.

(g) "Judicial Officer" means presiding officer of a court or tribunal under the administrative control of the Gilgit-Baltistan Chief Court.

(h) "Member" means a member of the Board.

(i) "Court personnel" means an employee of the establishment of the Gilgit-Baltistan Chief Court, a court and a Tribunal under the administrative control of the Gilgit-Baltistan Chief Court.

(j) "Fund" means the fund of Academy established under Section 12.

(k) "Prescribed" means prescribed by the rules made under this Act; and

(l) "Staff" means Members of the Academy including Contract employees, part time employees and deputationists.

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3. **Establishment of the Academy**:—

1. Government shall, by notification in the official Gazette, establish an Academy to be known as the Gilgit-Baltistan Judicial Academy.

2. The Academy shall be a body corporate, having perpetual succession and a common seal, with power to acquire, hold and dispose of property, both movable and immovable in its name, and shall by its name sue and be sued.

3. The main office of the Academy shall be at Gilgit. The Academy shall have its regional offices at such places as the Board may deem fit.

4. **Function, Aims and objectives of the Academy**:—

The aims and objectives of the Academy shall be—

(a) to provide training to the judicial officers and court personnel and the personnel of all those departments, organizations, bodies and institutions, which are directly or indirectly connected with the system of administration of justice like Police, Prosecutors, Government Pleaders, Probation Officers, Medico Legal Experts, Media personnel covering justice systems and others;

(b) provide higher education in the field of law and judicial studies.

(c) hold conferences, seminars, lectures, workshops and symposia for improvement of the judicial system and quality of judicial work.

(d) develop the skills and techniques for court management, trial skills, case management, delay reduction, alternate dispute resolution and judgment writing.

(e) encourage legal and constitutional research.

(f) coordinate with research institutions, universities and other educational and training institutions including the judicial academies in Pakistan and Higher Education Commission, towards the cause of administration of justice for legal and judicial education.

(g) conduct training and examination of other officers and personnel on the direction of the board.

(h) initiate, promote and encourage research, publication of books, journals, research papers and reports on important topics relating to administration of justice.

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(i) award certificates, degrees, diplomas and other distinctions to the students and trainees and to prescribe standards of proficiency before awarding such degrees, diplomas, certificates and distinctions and

(j) perform such other functions as may be assigned to it by the Board.

5. **Manner of training**:—

1. The Academy shall use all modern techniques for imparting judicial training, teaching methods and evaluation system shall be at par with international standards.

2. The Academy enter into arrangements with national, International and other recognized public and private institutions for imparting training.

3. The academy shall institute quality examination and evaluation system with regard to the training imparted.

6. **The Board of Management**:—

The Board shall consist of the following:—

(i)	Chief Justice of the Gilgit-Baltistan Chief Court	*Chairman*
(ii)	Senior most Judge of the Gilgit-Baltistan Chief Court	*Vice chairman*
(iii)	Chief Secretary Gilgit-Baltistan	*Member*
(iv)	Secretary Finance Gilgit-Baltistan	*Member*
(v)	Secretary Law and Prosecution Gilgit-Baltistan	*Member*
(vi)	Advocate General Gilgit-Baltistan	*Member*
(vii)	Secretary Education Gilgit-Baltistan	*Member*
(viii)	Registrar the Gilgit-Baltistan Chief Court	*Member*
(ix)	A District and Session Judge nominated by the Chairman	*Member*
(x)	Director General of the Academy	*Member/Secretary*

7. **Powers and functions of the Board**:—

1. The board shall

(a) Exercise general supervision and control over the affairs of the Academy;

(b) Lay down the policy and program for training and approve courses of training;

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(c) Evaluate and examine the activities of the Academy;

(d) Initiate, modify, and adopt the curriculum, courses, modules, clinics, for orientation and training;

(e) Organize and carry out the activities and performance of the Authority;

(f) Consider and approve the annual budget and revised budget estimate of the Academy;

(g) Manage financial affairs;

(h) Cause proper books of account to be maintained for all sums of money received and expenditure Incurred by the Academy and arrange for audit of accounts;

(i) Specify qualifications, conditions of service and matters relating to the Director General, faculty Members and staff of the Academy;

(j) Create, abolish, suspend and upgrade posts;

(k) Purchase, hire, construct or alter any building for the use of the Academy;

(l) Acquire, hold, control, maintain, administer, construct or dispose of any property, or other assets;

(m) Regulate, determined and administer all matters concerning the academy;

(n) Exercise any other Power ancillary to the aims and objects of the Academy; and

(o) Appoint or hire permanent or visiting faculty, advisors, consultants and experts and specify their terms and conditions.

2. The Board may delegate all or any of its powers or function to the Chairman, member, Director General or a committee of members, as it may deem fit.

8. **Meetings of the Board**:—

1. A meeting of the Board shall be called by the Chairman on such date and at such time and place as he may deem appropriate:

2. Provided that the intervening period between two meetings of the Board, shall not exceed six months.

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9. **Director General**:—

1. The Chairman shall appoint the Director General of the Academy for a term of 4 years on such terms and conditions as may be determined by the Board.

2. The Director General, may resign from his office by writing under his hand, addressed to the Chairman and shall cease to hold office upon acceptance of his resignation.

3. The Chairman on the recommendation of the board may, after providing an opportunity of being heard, remove the director General during the term of his office.

4. The Director General shall be serving or retired judge of Gilgit-Baltistan Chief Court or a District and session judge of Gilgit-Baltistan.

10. **Powers and functions of the Director General**:—

1. The Director General shall be the chief executive officer of the Academy and shall be responsible for affairs of the Academy before the board.

2. The Director General shall be the principal accounting officer of the Academy.

3. The Director General may, with the approval of the chairman, appoint staff in BS 1 to 15.

4. The Director General Shall be the Academic and Administrative head of the Academy and shall be responsible for Administration, maintenance , order and discipline.

5. The Director General execute the policy, set out by the Board.

11. **Appointing Authority**:—

1. The appointing authority of the staff shall be the chairman.

2. The chairman may delegate his power to the Director General for appointment of any class of staff.

12. **Funds**:—

1. There shall be a Fund of the Academy to be known as the "Academy Fund" to which all its income shall be credited and from which all its expenditures shall be met.

2. The following shall be the sources of income for the Academy Funds—

(a) Grants from the Federal Government;

(b) Grants from the Gilgit-Baltistan Government;

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(c) Grants from the Higher Education Commission, or any Federal or Provincial Agency;

(d) Sale and other proceeds of the property and publications of the Academy;

(e) Fees and Charges;

(f) Donation, endowments and grants from any individual, organization or agency whether national or international; and

(g) Any other sum received by the academy from any lawful source.

3. The Fund shall vest in the Academy and the money to the credit of the Fund shall be kept in a personal ledger account in the Government Treasury or with the approval of the Board, in a Scheduled Bank.

13. **Budget and Accounts**:—

1. The Director General shall utilize the budget and maintain the accounts of the Academy in the prescribed manner.

2. The Director General shall prepare the budget of the academy for each financial year.

14. **Audit**:—

1. The accounts of the Academy shall be audited annually by the Director General Audit.

2. The Director General, with the approval of the board, within six months of the close of the financial year, shall submit to the Government the annual statement of accounts of the academy along-with the report of auditor.

15. **Submission of Reports**:—

1. The Director General shall, with the approval of the board, with in the period of six months, submit annual audit and performance report to the Government which shall include the following.

(a) detail of courses run and design by the academy.

(b) details of examination carried out by the Academy.

(c) research work done by the academy

(d) the quality of training imparted at the academy; and

(e) the standard of the students trained at the Academy.

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(f) the Government shall, within two months of the receipt of the reports, submit the same before the Provincial Assembly of the Gilgit-Baltistan.

16. **Power to make rules**:—

The Board may, by notification in the official Gazette, make rules for carrying out the purposes of this Act.

17. **Application of the Gilgit-Baltistan Government servants (Efficiency and Discipline) Rules:—**

The Gilgit-Baltistan. Government Servants (Efficiency and Discipline) Rules shall, *mutatis mutandis* apply to the employees serving in the Academy.

NAZIR AHMED,
Speaker
Gilgit-Baltistan Assembly.

SYED MEHDI SHAH,
Governor
Gilgit-Baltistan.

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