



Directorate of Social Welfare Special Education & Women Empowerment
(Provincial Council for Rehabilitation of Disabled Person)

&&&&&&&

Peshawar the 3rd July, 2019.

To

Higher Education Regulatory Authority
Government of Khyber Pakhtunkhwa
D.No. 1086 Dated 19/7/19
Chairman [Signature] Dated [Blank]
Secretary [Signature] Dated 24/7/19
J.C

1	Vice Chancellor GIK Institute of Engineering Science & Technology, Swabi
2.	Vice Chancellor University of Malakand
3.	Vice Chancellor Frontier Women University, Peshawar
4.	Vice Chancellor University of Engineering & Technology, Peshawar.
5,	Vice Chancellor University of Agriculture, Peshawar
6.	Vice Chancellor University Science & Technology, Bannu
7.	Vice Chancellor Education & Testing Evaluation Authority, Peshawar
8.	Vice Chancellor University, of Peshawar.
9.	Vice Chancellor Hazara University Science & Technology, Mansehra.
10.	Vice Chancellor Hazara University Science & Technology, Kohat.
11.	Vice Chancellor Gomal University, D.I.Khan
12.	Managing Director Frontier Education Foundation, Peshawar
13	Vice Chancellor Institute of Management Sciences, Hayatabad, Peshawar.
14.	Vice Chancellor Education Employees Foundation, Peshawar
15.	Chairman Higher Education Regulatory Authority, Peshawar

SUBJECT;- APPOINTMENT OF PWDs UNDER 2% RESERVED QUOTA IN PRIVATE SECTOR, CORPORATIONS AND AUTONOMOUS BODIES

I have the honor to submit that a Constitutional Petition No.64/2013 (Dr. Shahnawaz Munami vs Federation and others) regarding implementation of Laws relating to the Rights, Employment and Rehabilitation of Persons with Disabilities has been under trial since 2013 in the Supreme Court of Pakistan and the Social Welfare Department being custodian of the subject, has regularly filling concise progress reports on behalf of Government of Khyber Pakhtunkhwa. The Administrative Secretaries has already furnished an affidavit regarding number of PWDs already employed and to be employed in their respective department/offices under the 2% reserved quotas while the statistics of Private Sector/Corporations/Autonomous Bodies has required be submitted in the Supreme Court of Pakistan. Section-10(1) of "The Khyber Pakhtunkhwa Disabled Persons (Employment & Rehabilitation) Amendment Act-2012" provides that Not less than 2% of the total number of employed by an establishment at any time shall be disabled persons. Section-2 (f) establishment means, a Government establishment, Commercial establishment & Industrial establishment and Sub-

[Signature]
23/07

controlled by the Provincial Government". Section-11 further clarify that if an establishment does not employ disabled person as required by Section-10 shall pay into the funds each month the sum of money it would have paid as salary or wages to a disabled person had he been employed. The operative part of the order sheet of hearing dated 20/06/2019 is reproduced for kind perusal please;-

"Apparently, under the Provincial as well as the Federal Laws adherence to disability quota extend to the Private Sector, which may alternatively compensate in terms of funds in the absence of such recruitment. Detailed reports shall be filed by the Provinces and Federation for Employment in the Private Sector for the persons with disability. We are also informed that the funds in this behalf have been received by the four Provinces and Federation. The report with regard to to the utilization of such funds shall also be submitted before the next date of hearing".

2. In view of the above constitutional provisions and un-ambiguous directions of the honorable Supreme Court of Pakistan it is requested that 2% quota for PWDs on number of posts for initial recruitment may kindly be furnished within seven days on the following format so that the same is incorporated in the concise statement to be filed before the next date of hearing i.e 08/08/2019.

Total Sanctioned Post	Less reserved for Promotion	Net for Initial Recruitment	2% of the posts meant for initial recruitment	Number of PWDs already employed	Default	Remittance due in lieu of appointment
1	2	3	4	5	6	7
270	100	170	3	2	1	Rs,7000/- PM
270	95	175	4	2	2	Rs.14000/- PM

3. Being court matter an early action is requested please.

Yours Obediently,

Muhammad Rauf Khatrak
08/08/19

(MUHAMMAD RAUF KHATRAK)
Assistant Director (PCRD)

Copy for information to:-

1. Mr. Zahid Yousaf Qureshi Assistant Advocate General
Supreme Court of Pakistan, Islamabad.