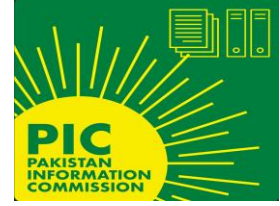


**Pakistan Information Commission
Information Service Academy
Zero Point, Islamabad**



Appeal No 038/04/19

Naeem Sadiq (Appellant)

Vs.

Civil Aviation Authority(Respondent)

Date: November 18, 2019

ORDER

Zahid Abdullah: Information commissioner

A. The Complaint

1. The Appellant filed an appeal, dated 28/02/2019, stating that he had requested information from Civil Aviation Authority under the Right of Access to Information Act 2017 on 06/02/2019.

2. The information sought by the Complainant, through application dated 06/02/19, is as follows:

1. *“Please provide the reasons and the rules under which the contracted janitorial staff working in the passenger receiving areas of Jinnah Airport Karachi are being paid Rs 14000 pm, while those working in the airport car park and external areas are being paid Rs 12,000 per month.*
2. *Please provide a true copy of the last 2 years contracts signed between Civil Aviation Authority and its contractors for providing cleaning / janitorial services at the Jinnah Airport Karachi, at the following locations,*
 - a. *Inside lounges*
 - b. *Passenger receiving areas both on the departure floor as well as the arrival floor.*
 - c. *Parking and other external areas.*
3. *For Jinnah Airport Karachi, please provide information on*
 - a. *Number of regular and contracted janitors working in the passenger receiving areas both on the departure floor as well as the arrival floor,*
 - b. *The number of regular and contracted janitors working in car parks and other outer areas of the airport”*

B. Proceedings

3. Through a notice dated 03/04/2019 the Commission called upon the Respondent to submit reasons for not providing the requested information.
4. Through a letter dated 28/06/2019, the Respondent shared with the commission that the requested information has already been shared with the appellant.
5. Through a letter dated 17/09/19, the appellant submitted before the commission that the public body provided “irrelevant information”.
6. The hearing date was fixed for 14/11/19 through the hearing notice sent on 23/10/2019 and both parties were informed accordingly.
7. The Respondent did not appear before the commission at the time of hearing.

C. Discussion and Commission’s View on Relevant Issues

8. The requested information pertaining to “true copy of the last 2 years’ contracts signed between Civil Aviation Authority and its contractors for providing cleaning / janitorial services at the Jinnah Airport Karachi” is declared public records under Section 6 (c) which is as under:

“Information regarding grant of licenses, allotments and other benefits, privileges, contracts and agreements made by a public body”.

9. The public body is legally obligated to proactively disclose through its web site the requested information about the salary offered to the employees of the public body and the duties assigned to them under following sub-sections of Section 5 of the Right of Access to Information Act 2017:

- a) “Description of the public body’s organization and functions, duties, powers and any services it provides to the public, including a directory and any services it provides to the public, including a directory of its officers and employees, indicating their duties that these are accessible subject to reasonable restrictions based on limited resources;
- b) Statutes, statutory rules, regulations, bye-laws, orders and notifications, etc. applicable to the public body disclosing the date of their respective commencement or effect
- c) Substantive or procedural rules of the general application evolved or adopted by the public body, including any manual or policies by its employees

- d) Relevant facts and background information relating to important policies and decisions which have been adopted, along with a statement of policies adopted by the public body and the criteria, standards or guidelines upon which discretionary powers are exercised by it.”

. 9. The commission is of the view that the information provided by the Respondent does not correspond to the information requested by the Appellant. In fact, it is a testament to the lack of thought and casual attitude adopted by the Respondent in providing the requested information to the Appellant. Public officials are expected to demonstrate sound judgement and due care in deciding on information requests filed by citizens.

D. Order

10. The appeal is allowed. The Respondent is directed to provide the requested information to the Appellant at the earliest, but in any case, not later than 20 working days of the receipt of this order. Furthermore, the Respondent is directed to take immediate steps to proactively share through the web site all categories of information mentioned in Section 5 of the Right of Access to Information Act 2017 and submit the compliance report to the commission by 18/12/2019.

11. Copies of this order be sent to the Respondent and the Appellant for information and necessary action.

Mohammad Azam
Chief Information Commissioner

Fawad Malik
Information Commissioner

Zahid Abdullah
Information Commissioner

Announced on:
November 18, 2019

This order consists of 3 (three) pages, each page has been read and signed.