

**Pakistan Information Commission  
Government of Pakistan**

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**In the Pakistan Information Commission, Islamabad  
Appeal No 1785-02/22**

**Zafar Iqbal**

**(Appellant)**

Vs.

**National Database & Registration Authority**

**(Respondent)**

**ORDER**

**Date:** July 26, 2022

**Zahid Abdullah:** Information Commissioner

**A. The Appeal**

1. The Appellant filed an appeal, dated February 23, 2022 to the Commission, stating that he submitted an information request to the Director General, National Database & Regulation Authority on February 20, 2022 under the Right of Access to Information Act 2017 but did not receive any response from the public body.
2. The information sought by the Appellant is as follows:

التماس کی جاتی ہے کہ مسٹر ولی محمد ڈپٹی سپرینٹنڈنٹ بی پی ایس 12 کے بارے میں اخبار میں سلیکشن کمیٹی کی ریکمنڈیشن منٹس اور تعلیمی قواعد مہیا کیا جائے اور یہ کہ ولی محمد نادر میں مستقل یا کنٹریکٹ ملازم تھا اور وزارت داخلہ کے ڈیپوٹیشن پالیسی اور نادر کی ڈیپوٹیشن پالیسی کی کاپی مہیا کیا جائے۔ لہذا آپ صاحبان سے التماس ہے کہ لیٹر نمبر

**NADRA/HR/AB/Abstract/2014/3068 Dated 19/11/2014**

کاپی منسلک ہے کہ یہ اصل ہے یا جعلی ہے اور کس قانون کے تحت نادر نے ایٹو کیا ہے لہذا ہمیں آر ٹی آئی قانون کے مطابق تفصیلات فراہم کیا جائے۔

**B. Proceedings**

- 3 The record on the file suggests that the Respondent submitted its response on the intervention of this commission on March 16, 2022 and its text is as under:  
Reference to the Appeal No: 1785-02/22 and the application under Access to Information Act 2017, the provision of Minutes of meeting and personal record is exempt under Section 7 (a), (b) (g) and (h) of The Right of Access to Information Act 2017  
Whereas  
(1) Mr. Wali Muhammad was Deputy Superintendent, a regular employee of NADRA in BS-12 Scale.  
(1) The copy of "Rules of Appointment by Deputation" of the NADRA Employees (Services) Regulation, 2002 is attached herewith.
- 4 The Appellant submitted his response on May 12, 2022 and its text is as under:  
سائل نے اپیل کی تھی کہ مجھے ولی محمد کی اخبار اشتہار، تمام تعلیمی اسناد کی کاپیاں اور سلیکشن کمیٹی کے ڈائریکشن وغیرہ دیں دے۔ آج بتاریخ 19/11/2022 کو سماعت ہوئی جس میں نادر آفیسر نے کہا کہ ولی محمد کی تعلیمی اسناد اور اخبار کی اشتہار وغیرہ اور دوسری ریکارڈ ہمارے پاس نہیں ہے۔ لہذا آپ صاحبان سے التماس ہے کہ مجھے تمام کاغذات کی کاپیاں دے اگر ان کے پاس دور ریکارڈ نہیں ہیں تو مجھے یہ تمام باتیں ایک لیٹر کی صورت میں لکھ دیں۔

5 Hearing on the instant Appeal was held on April 14, 2022 vide letter dated April 04, 2022. Mr. Faiq Ali Chachar represented the Respondent in the hearing and maintained that the Respondent was trying to locate the requested record. Mr. Chachar submitted before this commission, while attending hearing in another matter that the record pertaining to the instant appeal has been located.

**C. Issues**

6 The instant appeal has brought to the fore the following issues:

(a) Is the disclosure of the requested information permissible under the Right of Access to Information Act, 2017, henceforth referred to as the Act, 2017? and

(b) Has the Respondent followed timelines mentioned in the Act, 2017 in responding and providing the requested information?

**D Discussion and commission's views on relevant issues:**

7 This commission has held through different detailed judgements that educational records and experience certificates available with public bodies pertaining to its employees are public records. A government employee is posted against certain qualifications and it is in the interest of the transparency that any citizen can see these records as these employees get salaries through their taxes. So, they have the right to know that the recruitment process is transparent, employees are posted in accordance with the qualifications of the posts.

8 The fact that the Respondent has taken considerable time in locating the requested educational records shows that the records are not being kept properly.

**E. Order**

9 The Appeal is allowed. The Respondent is directed to provide the Appellant requested information at the earliest but not later than 7 working days of the receipt of this Order, with intimation to this office.

10 The Respondent is directed to ensure proper record keeping of its records as required under Section 4 of the Act, 2017 and submit compliance report describing steps taken by the Respondent in this record within 20 working days of the receipt of this Order.

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: July 26, 2022

This order consists of 2 (two) pages, each page has been read and signed.