

Pakistan Information Commission

Government of Pakistan

Order

Date: February 09, 2023

**Appeal No: 1352-09/21
Irfan Jahangir Wattoo
Vs
Federal Public Service Commission**

Appellant not present.

Mr. Kamran Raffat, Deputy Director (Law), Federal Public Service Commission, present on behalf of respondent.

Mr. Irfan Jahangir Wattoo Advocate, the appellant, file the present appeal against Chairman, FPSC. According to Para 1 of the appeal the appellant asked the respondent to provide following information

“the “General Instructions” are not rules, but instructions, for the streamlining the procedure of General Recruitment. These instructions are not since Rules, Rule 14 of the Rules of Business, 1973 does not apply to the instant case.

In the instant case, it is observed that the point raised does not relate to an information but only a question which does not constitute an “information” within the meaning of RTI Act, 2017. Therefore, the appeal does not lie within jurisdiction of Pakistan Information Commission hence, does not merit consideration.”

Notices were issued to the Respondent on September 27, 2021, February 04, 2022 and May 13, 2022 and Jan 27, 2023.

The Respondent/ public body filed written reply on October 18, 2021 vide letter dated 15-10-21 answering the information requested in Para- 2.1 and 2.2. However, information requested about general instructions were not replied.

On the instructions of the Pakistan Information Commission, The FPSC/public body vide letter dated 8-03-2022 submitted as follow,

“It may be stated that the “General Instructions” are not rules, but instructions, for streamlining the procedure of General Recruitment. These instructions are not since Rules, Rule 14 of the Rules of Business, 1973 does not apply to the instant case.

In the instant case, it is observed that the point raised does not related to an information but only a question which does not constitute an “information” within the meaning of RTI Act, 2017. Therefore, the appeal does not lie within jurisdiction of Pakistan Information Commission, hence, does not merit consideration.”

Since, according to the written reply furnished by FPSC General Instruction are not rules but instructions for stream lining the process of general recruitment, hence are not rules. Therefore, request of the appellant being satisfied except request about general instructions which are not rules.

The appeal is disposed of. The appellant be intimated about the decision of the Commission accordingly.

Shoaib Ahmed Siddiqui
Chief Information Commissioner

Ijaz Hassan Awan
Information Commissioner