

April 25, 2024,

TL2024/0425/1A

The Secretary,
Communication, Works, Physical Planning & Housing Department
Civil Secretariat
Quetta, Balochistan

Subject: Uploading of Information about PIOs on the website of Communication Works, Physical Planning and Housing Department, Govt of Balochistan as per Section 5(1)h of Balochistan Right to Information Act 2021

Dear Sir,

Transparency International Pakistan would like to bring to your attention the lack of information regarding a designated Public Information Officer (PIO) in accordance with the Balochistan Right to Information Act 2021 on the department's website: <https://cwpph.balochistan.gov.pk/> accessed on April 22, 2024.

Section 5 (1) h - Proactive Disclosure, Balochistan Right to Information Act 2021 is quoted below for your reference,

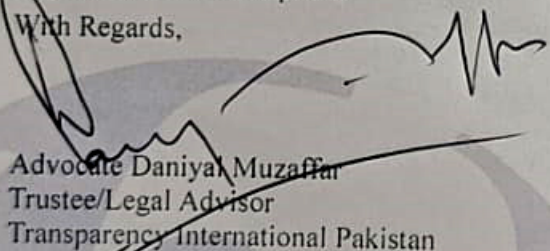
"a description of the manner in which requests for information may be made to the public body, including the name, title and contact details of all designated officers; and"

TI Pakistan acknowledges the fact that Access to Information laws are an important step towards transparency and social accountability. TI Pakistan has been striving for the enactment and implementation of RTI laws in Pakistan since 2002 so that the citizens are able to exercise their right to information.

Transparency International Pakistan requests the Secretary, Communication, Works, Physical Planning & Housing Department to issue directives for the compliance with Section 5(1)h Balochistan Right to Information Act 2021 and uploading the mandatory information including the particulars of public information officer (PIO) on the department's website.

Transparency International Pakistan is striving for across-the-board application of Rule of Law, which is the only way to eradicate corruption.

With Regards,



Advocate Daniyal Muzaffar
Trustee/Legal Advisor
Transparency International Pakistan

Copies forwarded for the information with request to take action under their mandate to:

1. Chief Minister, Govt of Balochistan, Quetta
2. Chief Secretary, Govt of Balochistan, Quetta
3. Secretary Information, Govt of Balochistan, Quetta
4. Registrar, Balochistan High Court, Quetta

Note:

This is to clarify that Transparency International Pakistan is not a complainant, it acts as a whistleblower and operate under Article 19-A, of the Constitution of Pakistan which gives the right to public to know how government is being run by public officers. Article 19-A makes the right to access of information pertaining to a public authority a fundamental right, and a three member bench in case of Mukhtar Ahmad Ali vs the Registrar, Supreme Court of Pakistan, Islamabad, headed by Chief Justice Qazi Faez Isa in the landmark judgment on 16 October 2023, in CP No. 3532/2023, has declared that

"What previously may have been on a need-to-know basis Article 19A of the Constitution has transformed it to a right-to-know, and the Access to information is no longer a discretion granted through occasional benevolence, but is now a fundamental right available with every Pakistani which right may be invoked under Article 19A of the Constitution"