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GOVERNMENT OF THE PEOPLE'S REPUBLIC OF BANGLADESH  
MINISTRY OF LAW AND PARLIAMENTARY AFFAIRS

NOTIFICATION

Dacca, the 31st May, 1976.

No. 491-Pub.—The following Ordinance made by the President of the People's Republic of Bangladesh, on the 31st May, 1976, is hereby published for general information:—

**THE GOVERNMENT OF BANGLADESH (SERVICES SCREENING)  
(AMENDMENT) ORDINANCE, 1976**

Ordinance No. XXXIII of 1976

AN

ORDINANCE

*further to amend the Government of Bangladesh (Services Screening) Order, 1972.*

WHEREAS it is expedient further to amend the Government of Bangladesh (Services Screening) Order, 1972 (P.O. No. 67 of 1972), for the purposes hereinafter appearing;

NOW, THEREFORE, in pursuance of the Proclamations of the 20th August, 1975, and 8th November, 1975, and in exercise of all powers enabling him in that behalf, the President is pleased to make and promulgate the following Ordinance:—

1. **Short title.**—This Ordinance may be called the Government of Bangladesh (Services Screening) (Amendment) Ordinance, 1976.

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(1533)

Price: 75 Paisa.

2. **Amendment of Article 2, P.O. No. 67 of 1972.**—In the Government of Bangladesh (Services Screening) Order, 1972 (P.O. No. 67 of 1972), hereinafter referred to as the said Order, in Article 2, in clause (a), for the words “a Screening Board” the words “the Screening Board” shall be *substituted*.

3. **Substitution of Article 3, P.O. No. 67 of 1972.**—In the said Order, for Article 3 the following shall be *substituted*, namely:—

“3. There shall be constituted a Board to be called the Screening Board for carrying out the purposes of this Order.”

4. **Amendment of Article 4, P.O. No. 67 of 1972.**—In the said Order, in Article 4, for the words “Each Board”, “a Board” and “A Board” the words “The Board”, “the Board” and “The Board” shall respectively be *substituted*.

5. **Amendment of Articles 4A and 4B, P.O. No. 67 of 1972.**—In the said Order, in Articles 4A and 4B, for the words “a Board” the words “the Board” shall be *substituted*.

6. **Amendment of Articles 5, 5A, 5B and 5C, P.O. No. 67 of 1972.**—In the said Order, in Articles 5, 5A, 5B and 5C, for the words “A Board” the words “The Board” shall be *substituted*.

7. **Amendment of Article 6, P.O. No. 67 of 1972.**—In the said Order, in Article 6,—

(a) in clause (1) for the words and commas “A Board shall, after examining a case” the words and commas “If, after examining a case, the Board finds a Government servant guilty of any charge brought against him, it shall” shall be *substituted*;

(b) after clause (1), the following new clause shall be *inserted*, namely:—

“(1A) If, after such examination, the Board finds a Government servant not guilty of the charge brought against him, it shall submit its report accordingly, and no action shall be taken against him.”;

(c) in clause (2), for the words “a Board” the words “the Board” shall be *substituted*; and

(d) after clause (2), the following new clause shall be *added*, namely:—

“(3) The Government may, at any time, either of its own motion or on application, review any order passed by it under clause (2).”.

8. **Amendment of Articles 7 and 8, P.O. No. 67 of 1972.**—In the said Order, in Articles 7 and 8, for the words “a Board” the words “the Board” shall be *substituted*.

9. **Amendment of Article 9, P.O. No. 67 of 1972.**—In the said Order, in Article 9, for the words “A Board” and “a Board” the words “The Board” and “the Board” shall respectively be *substituted*.

10. **Amendment of Article 9A, P.O. No. 67 of 1972.**—In the said Order, in Article 9A, for the words “a Board” the words “the Board” shall be *substituted*.

11. **Provision relating to pending cases.**—All cases pending before the First Screening Board and the Second Screening Board constituted under section 3 of the said Order before the commencement of this Ordinance shall be deemed to be pending before the Screening Board constituted under the said section 3 as substituted by this Ordinance.

DACCA;  
The 31st May, 1976.

ABUSADAT MOHAMMAD SAYEM  
*President.*

A. K. TALUKDAR  
*Deputy Secretary.*

**MINISTRY OF PUBLIC WORKS AND URBAN DEVELOPMENT**  
**Public Works Division**

**NOTIFICATION**

**Dacca, the 31st May, 1976.**

**No. S.R.O. 178-L/76.**—In exercise of the powers conferred by F.R. 45 of the Fundamental Rules, and in supersession of all other rules made in this behalf, the Government is pleased to make the following rules for the allocation of residential accommodation to the Government Servants in Bangladesh, namely:—

**BANGLADESH ALLOCATION RULES, 1976**

**PART I—GENERAL**

1. **Short title and commencement.**—(1) These rules may be called the Bangladesh Allocation Rules, 1976.

(2) These rules shall come into force at once.

2. **Definitions.**—In these rules, unless there is anything repugnant in the subject or context,—

- (a) “accommodation” means residential accommodation owned, hired or requisitioned by the Government and placed in the pool of the Directorate;
- (b) “Director” means the Director of the Directorate;
- (c) “Directorate” means the Accommodation Directorate;
- (d) “family” means the wife, children and step children of a Government servant residing with and wholly dependant upon him, and includes his parents, sisters and minor brothers if residing with, and wholly dependant upon, him;
- (e) “Government” means the Government of the People’s Republic of Bangladesh;

- (f) "Government servant" means a Government servant eligible for accommodation from the Directorate;
- (e) "emolument" for the purpose of determining the entitlement of various classes of accommodation and recovery of rent include pay, technical pay, special pay, deputation pay, non-practising allowance, pension as defined under F.R. 45-C and any other pay and allowances which the Government may decide for counting towards entitlement.

### PART II—ELIGIBILITY

3. (1) Subject to the provisions of sub-rules (2) and (3) all the Government servants employed in the Ministries, Divisions and attached Departments of the Government shall be eligible for accommodation.

(2) The Government servants employed in the Subordinate Offices of the Government may be made eligible for accommodation under specific orders of the Government. Subordinate offices which maintain separate pools of quarters for their staff shall not be eligible for accommodation, unless they surrender their pools of quarters to the Directorate.

(3) The Government servants of the following Departments shall not be eligible for accommodation; namely:—

- (a) Telegraph and Telephone  
 (b) Post Office Department; and  
 (c) such other Departments as have accommodation of their own.

### PART III—CLASSIFICATION AND ENTITLEMENT

4. The classification of accommodation and entitlement of Government servants shall be as follows.—

Class.	Entitlement.
A type .. .. .	Government servants who are entitled to rent-free accommodation, that is, who draw pay in the IX and X grade of the national pay scale.
B ,, .. .. .	Government servants drawing Taka. 220—350 pay between.
C ,, .. .. .	,, ,, ,, Taka 351—500
D ,, (Old) .. .. .	,, ,, ,, Taka 501—650
,, (New) .. .. .	,, ,, ,, Taka 651—950
E ,, .. .. .	,, ,, ,, Taka 951—1,350
F type and flats at Sonali, Rupali and Kazali.	,, ,, ,, Taka 1,351—1,950
Bailey flats and Superior flats.	,, ,, ,, Taka 1,951 and above.

5. (1) A Government servant may be allotted an accommodation of a class higher than the one he is entitled to, if there is none on the waiting list of that class and if he is prepared to pay the minimum rent payable by a Government servant entitled to that class of accommodation.

(2) A Government servant may be allotted an accommodation of a class lower than the one he is entitled to, if there is none on the waiting list of that class and if he is prepared to pay the maximum rent payable by a Government servant entitled to that class of accommodation.

#### PART IV—PROCEDURE OF ALLOCATION

6. (1) The Directorate shall maintain a separate waiting list of Government servants for each class of accommodation in the prescribed form and in bound volumes which shall be available for inspection of the Government servants concerned during office hours on all working days.

(2) Seniority of a Government servant on the relevant waiting list shall be determined in the following manner, namely:—

- (a) from the date of entitlement to a class of accommodation provided the Government servant applies in Form A annexed to these rules to the Directorate within one month of his joining at that station or on his becoming entitled to a higher class of accommodation due to increase in his emoluments:

Provided that the Director of Accommodation may condone non-submission of application within one month of joining at the station for reasons acceptable to him;

- (b) in case the date of entitlement of two or more Government servants is the same, the seniority shall be determined on the basis of emoluments;
- (c) in case the emoluments of two or more Government servants is the same the seniority shall be determined on the basis of the dates from which emoluments counting towards entitlement accrued; and
- (d) in case the dates referred to in clause (c) are the same, the seniority shall be determined on the basis of age of the Government servants.

(3) Receipt of an application for accommodation shall be acknowledged by the Directorate by granting a printed receipt in Form 'B' annexed to these rules.

7. The Directorate shall allot an available accommodation to one Government servant only according to seniority determined under rule 6.

8. The Government may reserve a number of accommodation at a station for allotment to the holders of specific posts after notification by the Government in this behalf.

#### PART V—OCCUPATION AND VACATION

9. (1) On receipt of an allotment order from the Directorate, an allottee shall take over possession of the accommodation from the Enquiry Office within 10 days of allotment and sign a receipt for all fixtures and fittings.

(2) The Enquiry Office shall send the occupation report in duplicate to the Directorate within 3 days of occupation.

(3) On vacation, the allottee shall hand over possession of the accommodation to the Enquiry Office and obtain a receipt thereof in duplicate which will include an inventory of all the fixtures and fittings available in the accommodation. The allottee shall send a copy of the receipt to the Directorate for necessary action. The Enquiry Office shall also send a vacation report to the Directorate within 3 days of the vacation of the accommodation.

(4) The allottee shall be liable to pay rent for the period of his occupation of the accommodation up to the date of handing over possession to the Enquiry Office and for any loss of fixtures and fittings and for any damage caused to the accommodation beyond normal wear and tear, the cost of which will be realised from him.

#### PART VI—CANCELLATION

10. Allotment of a house to a Government servant is not transferable. If a Government servant or his family do not ordinarily reside in the accommodation allotted to him and allows other persons to live in the accommodation without prior permission of the Director it may be deemed to have been transferred by the allottee and the allotment shall be liable to cancellation.

11. Exchange of accommodation between two allottees can be made with the prior permission of the Director. If any exchange takes place without such permission the allotment shall be liable to cancellation.

12. (1) Accommodation shall not be sublet by the allottee nor it shall be used for any business or profession. The Director may, on a request, permit the Government servant or a member of his family to carry on medical profession.

(2) A Government servant may allow a friend or relative to share accommodation with him without any monetary gain for a period of one month without the permission of the Director and, with the permission of the Director for a period of 6 months. Any breach of this rule shall lead to cancellation of the allotment.

13. (1) If it is proved that an allottee has sublet the accommodation, the Director shall cancel the allotment and report the matter to the head of allottee's Department, who will take disciplinary action against him under rule 16-A of the Government Servants Conduct Rules.

(2) The Director shall report to the Government the names of the Government servants whose allotments have been cancelled in any one month for subletting, by the first week of the following month.

(3) A Government servant found guilty of subletting shall be debarred from allotment of accommodation for 5 years.

14. The first informant of a subletting case shall be rewarded by allotment of that particular accommodation on vacation by the allottee or an accommodation of his entitlement if that happens to be of a class higher than his entitlement.

15. All information regarding subletting cases shall be received by the Director personally, and entered into a special register forthwith in his presence and the entry shall be initialled by him. The informer shall be given a receipt in Form 'C' annexed to these rules. The information shall be kept confidential.

16. (1) In the event of death of an allottee the accommodation shall be normally vacated by the widow of the allottee on the expiry of the 'Iddat' period; in case there is no widow by his family after the expiry of 2 months.

(2) In the event of dismissal, removal, resignation, transfer or retirement of an allottee the accommodation shall be vacated with 2 months of the occurrence of such event.

(3) Notwithstanding anything contained in sub-rules (1) and (2), in the event of death, dismissal, removal, resignation, retirement or transfer of an allottee, permission may be granted to retain the accommodation, if further retention of the accommodation is required for the completion of the education of the children, on payment of normal rent up to six months, at the discretion of the Government.

(4) When an allottee is transferred for a period not exceeding 6 months and certified as such by the head of his office, he may retain the accommodation during that period on payment of normal rent. He shall not be allowed a family accommodation at the place of his transfer during this period.

(5) When an allottee is transferred out of Bangladesh, he may retain accommodation as long as he has not been allotted any accommodation at the foreign station or for 6 months, whichever is less, on payment of normal rent.

(6) When an allottee who is dismissed, removed, or compulsorily retired from service prefers an appeal under the relevant rules to the competent authority against the orders of dismissal, removal or retirement he may retain the accommodation on payment of normal rent as long as his appeal is not disposed of or for a period of 6 months, whichever is less.

(7) When an allottee is transferred to an area declared as non-family area by Government, he may be allowed to retain accommodation by paying normal rent.

(8) An allottee leaving his headquarters for training may retain the accommodation on payment of normal rent for a period of 6 months with the permission of the Director in case he is forced to leave his family in the accommodation for good and sufficient reasons. He shall have to obtain permission from the Government for retention of that accommodation beyond 6 months.

(9) A Government servant transferred to an ineligible Government Department at the same station may be allowed to retain the accommodation at normal rent thereafter till his retirement, death, dismissal or transfer.

(10) A Government servant transferred to an autonomous organisation may be allowed to retain accommodation till such time as the autonomous organisation is in a position to provide alternative accommodation to him. The recovery of rent in such cases will be made at the standard rent from the organisation concerned.

17. A Government servant who is allotted an accommodation, he and his family members shall abstain from all actions which are likely to cause a nuisance. If his behaviour or that of any of his family members or any person living with him causes a nuisance or trouble in the locality, the Director, may cancel his allotment or shift him elsewhere.

*Note*—Keeping of pets or cattle in the Government colonies may be treated as a nuisance in terms of this rule if it causes some offence or harm to the residents of the colony.

18. (1) A Government servant who has built or acquired a house at Dacca, Narayanganj, Rajshahi, Khulna or Chittagong, or his wife or one of his dependant children has done so, shall not be entitled to any accommodation after six years of the completion of construction of the house.

(2) A Government servant who has built or acquired more than one house in his own name or that of his wife or dependant children shall not be entitled to a Government accommodation.

19. (1) In case an accommodation is occupied unauthorisedly or retained unauthorisedly, action may be taken against the defaulter under the Government Servants Conduct Rules and the Directorate shall charge and recover penal rent as specified in rule 20(2) from the occupants for the period of unauthorised occupation or retention and take steps to evict him expeditiously.

(2) In order to expedite his evictions, the Directorate may also take the following actions:—

(1) disconnect water and electric supply; and

(2) disqualify him from allotment of accommodation for 5 years and report to the head of the allottee's office to take disciplinary action against him on charge of 'misconduct' under intimation to the Ministry of Public Works and Urban Development and Establishment Division.

#### PART VII—RENT RATE AND PROCEDURE FOR RECOVERY

20. (1) Unless entitled to a free accommodation, the rent of accommodation allotted to a Government servant shall be payable at the rate of 7½% of his emoluments.

(2) In case of unauthorised occupation or retention of accommodation, rent shall be charged at the rate of 11½% of the emoluments or standard rate, whichever is more.

(3) The Directorate shall send rent demand statements in duplicate to the Ministries, Divisions or Departments concerned and one copy to the Accounts Office by the 15th of each month, regarding Government servants who have been allotted accommodation.

(4) It shall be the responsibility of the Ministries, Divisions or Departments concerned to recover rent as per the demand statements from the Non-gazetted staff and Accounts Office shall be responsible for recovery of rent from the gazetted officers. Ministries, Divisions, Departments or Accounts Office shall report to the Directorate the factual position of the recovery by posting the amount recovered in the demand statements and return them to the Directorate by the 15th of the next month.



(5) When a Government servant is in heavy arrears of rent, the Directorate shall refer the matter to the Accounts Office concerned for recovery of the amount under the rules, who shall realise the amount accordingly and shall not defer the realisation on any appeal from the Government servant concerned. If any appeal is made to the Accounts Office, that office may refer the appeal to the Directorate for disposal.

#### PART VIII—NO DEMAND CERTIFICATE

21. (1) The Directorate shall issue a "No Demand Certificate" to every allottee of accommodation within 2 months of the expiry of each calendar year.

(2) When a Government servant is transferred, retired or dismissed and vacates the accommodation allotted to him, the Directorate shall issue the No Demand Certificate within two months of the demand for such a Certificate by the allottee or from the date of event came to the notice of the Directorate.

(3) While allotting an accommodation to a Government servant, the Directorate shall ascertain from the Government servant about the accommodation he was occupying in his former post and, if he happens to occupy an accommodation, the Directorate shall ask him to file a No Demand Certificate in respect of that accommodation. In case he is unable to do so, the Directorate shall make a reference to the Directorate concerned for the Certificate. The allotment to the Government servant at the place of his new posting shall not be withheld on this account.

ABUL HOSSAIN

*Joint Secretary.*

GOVERNMENT OF THE PEOPLE'S REPUBLIC OF BANGLADESH  
OFFICE OF THE DIRECTORATE OF GOVERNMENT ACCOMMODATION  
APPLICATION FORM FOR RESIDENTIAL ACCOMMODATION IN  
DUPLICATE.

1. Full name (in block letters) of Government servant.
2. Rank or Designation (Gazetted or Non-Gazetted).
3. Ministry/Division/Department ..
4. Emoluments:
  - (a) Present basic pay ..
  - (b) Special pay/Allowance/Deputation pay/Non-Practising allowance, etc.
  - (c) Fringe Benefit ..
  - (d) Scale of pay ..
  - (e) Date of Next Increment ..
  - (f) Date of entitlement of.....  
type of house now applied for  
and pay on that date.

5. Date of Birth ..

6. Whether married or single

7. Detail of family Members

Sl. No.	Name.	Age.	Relationship
(i)			
(ii)			
(iii)			
(iv)			
(v)			
(vi)			
(vii)			
(viii)			

8. Whether transferable/Non-transferable

9. (a) Date of first appointment in Government service and pay on that date.

(b) Date of last joining in service at Dacca.

10. (a) Particulars of Government Accommodation, if any, allotted at the last station of posting.

(b) Date of vacation of Government Accommodation at the last Station.

11. Present Accommodation:

(a) Government owned, that is, Government Hired, Requisitioned, Abandoned, Government flat/ Rest House, Circuit House, etc.

(b) Private arrangement ..

12. Whether returnee/ escapee from Pakistan. If so, date of arrival in Bangladesh from Pakistan.

13. (a) Whether the G. S. owns a house in his own name or in the name of any member of his family at Dacca, Narayanganj, Chittagong, Khulna or Rajshahi.

(b) If the answer is 'Yes' when the constructions were completed/ house became habitable.

I certify that the information given above is correct to the best of my knowledge and belief. I agree to abide by the rules framed or which may be framed by Government for allotment of residence in Dacca.

If a Government residence is allotted to me, I undertake not to sublet the residence or the out houses attached thereto. For the breach of any rule or condition of allotment I undertake to abide by any decision given by the competent authority.

*Signature or thumb impression of the  
Government servant.*

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No....., dated .....

Forwarded to the Director, Government Accommodation.....

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I am satisfied that the fact stated in this form are substantially correct.

*Signature of the authorised  
Officer of the Ministry/  
Division.*

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FORM B

GOVERNMENT OF THE PEOPLE'S REPUBLIC OF BANGLADESH  
OFFICE OF THE DIRECTOR, GOVERNMENT ACCOMMODATION.

Received from Mr./Mrs./Miss.....  
(Name)

..... of .....  
(Designation) (Department)

an application in the prescribed form for allotment of accommodation at.....

..... a.m./p.m. on .....

*Director.*

## FORM C

GOVERNMENT OF THE PEOPLE'S REPUBLIC OF BANGLADESH  
OFFICE OF THE DIRECTOR, GOVERNMENT ACCOMMODATION.Received from Mr./Mrs./Miss.....  
(Name)..... of .....an application  
(Designation) (Department)against subletting an accommodation.....  
(Particulars of accommodation)

at..... a.m./p.m. on.....

Director.

SUMMARY MARTIAL LAW COURT  
CHITTAGONG

## NOTIFICATION

Chittagong, the 28th May 1976.

No. 100/SMLC.—It is hereby notified for information of the undermentioned accused persons that they are wanted for trial by the Court of the Summary Martial Law Court, Chittagong in connection with Double Mooring P.S. Case No. 13(5)76 U/S 19/9 MLR.

They are, therefore, directed to appear before the President, Summary Martial Law Court, Chittagong on or before 4th June 1976 failing which they will be tried *in absentia* as per provision of MLR 7/75.

1. Mr. Afaz Uddin Chowdhury, son of A. Rahim Bhuiya, Vill. Titabazra, P.S. Begumgonj, District Noakhali, at present Examining Officer, Custom House, Chittagong.
2. Mr. Rafiqul Islam (Appraiser) Custom House, Khulna, son of Abdul Aziz Sikder, Vill. North Baniary, P.S. Nazirpur, Barisal.

MAJOR MATIUL ISLAM

President

Summary Martial Law Court  
Chittagong.

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