

NOTIFICATION

No.SO(G)/Food/REG(7)-SFA/2023. In exercise of the powers conferred by section 61 of the Sindh Food Authority Act 2016, the Government of Sindh are pleased to make the following regulations, namely: -

1. (1) These regulations may be called the Sindh Food Authority (Appeal) Regulations, 2023.
(2) They shall come into force at once.
2. In these regulations unless there is anything repugnant in the subject or context-
 - (a) "appellate authority" means the officers mentioned in column 3 of the schedule;
 - (b) "competent authority" means the officer mentioned in column 2 of the schedule;
 - (c) "schedule" means the schedule appended to these regulations.

3.- (1) An employee aggrieved by an order of the competent authority relating to the terms and conditions of his service may, within 30 days from the date of order, prefer an appeal to the appellate authority:

Provided that where the order is made by the Authority there shall be no appeal. The employee may apply for review of the order:

Provided further that the appellate authority or as the case may be, Authority may condone the delay in preferring appeal or review petition, if it is satisfied that the delay was for reasons beyond the control of the appellant or for the reasons that the earlier appeal or review petition was not addressed to the proper forum.

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SECRETARY TO GOVERNMENT OF SINDH

- order can be filed within 30 days of announcement thereof.
6. Where the competent authority has made an order before coming into force of these Regulations be disposed as appeals from that
- of the order.
- (2) The appellate authority shall communicate the order made by it to the appellant if he is not present at the time of announcement
- Provided that if the appellate authority proposes to make an order adversely affecting the appellant, it shall give him reasonable opportunity to show cause against making of such order.
- (2) The appellate authority shall communicate the order made by it to the appellant if he is not present at the time of announcement of the order.
- 5.-(1) The appellate authority shall, on receipt of appeal, call for the record of the case from the competent authority and after perusal of such record and if considered necessary hearing the appellant and the representative of the competent authority make such order as it may deem fit.
- Provided that if the appellate authority proposes to make an order adversely affecting the appellant, it shall give him reasonable opportunity to show cause against making of such order.
- (2) The appellate authority shall, on receipt of appeal, call for the record of the case from the competent authority and after perusal of such record and if considered necessary hearing the appellant and the representative of the competent authority make such order as it may deem fit.
- 4.-(1) Every Memorandum of Appeal shall-
- (a) contain full name and address, official designation and place of posting of the appellant;
- (b) state in brief the facts leading to the appeal;
- (c) be accompanied by a certified copy of the order appealed from and copies of all other documents on which the appellant wished to rely.
- (2) The appeal shall be submitted through the head of the office in which the appellant is posted at the time of filing the appeal and the said head of the office shall forward the appeal to the competent authority if he himself is not such authority, and the competent authority shall after adding own comments if any transmit the appeal to the appellate authority.
- 5.-(1) The appellate authority shall, on receipt of appeal, call for the record of the case from the competent authority and after perusal of such record and if considered necessary hearing the appellant and the representative of the competent authority make such order as it may deem fit.
- Provided that if the appellate authority proposes to make an order adversely affecting the appellant, it shall give him reasonable opportunity to show cause against making of such order.
- (2) The appellate authority shall communicate the order made by it to the appellant if he is not present at the time of announcement of the order.
6. Where the competent authority has made an order before coming into force of these Regulations be disposed as appeals from that order can be filed within 30 days of announcement thereof.
- (2) Where the order of the competent authority affects more than one employee, every employee shall prefer appeal separately.
- (3) Where an employee has died, the appeal may be filed or pursued as if it has already been filed by any of his legal heirs entitled to inherit his property; provided that the benefit likely to accrue in is heritable.
- 4.-(1) Every Memorandum of Appeal shall-
- (a) contain full name and address, official designation and place of posting of the appellant;
- (b) state in brief the facts leading to the appeal;
- (c) be accompanied by a certified copy of the order appealed from and copies of all other documents on which the appellant wished to rely.

SCHEDULE

The Authorities competent to hear appeals under efficiency and discipline regulations and service matters in respect of the employees shall be as under:-

S. No.	AUTHORITY MAKING THE ORDER	AUTHORITY COMPETENT TO HEAR APPEALS AND ENTERTAIN REPRESENTATIONS
1	2	3
1	Director General	Chairperson
2	Chairperson	Chief Minister
3	Chief Minister	Review by the Chief Minister