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NO 42 QUETTA SATURDAY APRIL 23, 2022.

BALOCHISTAN_ PROVINCIAL ASSEMBLY SECRETARIAT.

NOTIFICATION.

Dated Quetta, the 23 April, 2022.

No. PAB/Legis:V(141)/2022/80\$7. The Bibi Asmat Malik Memorial Hospital Knudabadan. Panjgur Bill, 2022 (Bill No. 11 of 2022), having been passed by the Provincial Assembly of Balochistan on 16th April, 2022 and assented to by the Governor Balochistan. on 21st April, 2022 is hereby published as an Act of the

Balochistan Provincial Assembly.

THE BIBI ASMAT MALIK MEMORIAL HOSPITAL KHUDABADAN
PANJGUR
ACT, 2022, ACT NO. IX OF 2022.

(first published after having received the assent of the Governor of Balochistan

in the Balochistan Gazette(Extra-ordinary) dated 23rd April, 2022.

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AN
ACT

to provide for the establishment of Effective System of Service Delivery in Bibi Asmat Malik Memorial Hospital Khudabadan, Panjgur for the provisions of modern health care facilities to the people of the area at their door steps at the level of Secondary Health Care Services.

Preamble.

Short title, extent
and
Commencement.

Definitions.

Whereas it is expedient to make provisions for the establishment and efficient management of the Bibi Asmat Malik Memorial Hospital Khudabadan and to provide for matters connected therewith or ancillary thereto,

It is hereby enacted as follows:-

2. (1) This Act may be called the Bibi Asmat Malik Memorial Hospital Khudabadan Act, 2022.

{2} It shall come into force at once.

oH In this Act unless there is anything repugnant in the subject or context,

(a) "Act" means the Bibi Asmat Malik Memorial Hospital Khudabadan, Panjgur Act, 2022:

(b) "Board" means the Board of the Bibi Asmat Malik Memorial Hospital Khudabadan as_ constituted under section 7 of this Act:

{c) "Government" means the Government of Balochistan,

(d) "Health Department" means the Health Department Government of Balochistan:

(e) "Hospital" means the Bibi Asmat Malik Memorial Hospital Khudabadan

(f) "Chief Executive Officer" means the Chief Executive Officer of the Hospital appointed under section 9(1) of the Act:

Establishment of
Hospital.

Objects

Administration of
Hospital.

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(g) "Prescribed" means prescribed by the
rules made under this Act:

(h) "Rules" means the rules prescribed under
this Act; and

(i) "Special Selection Committee" means the
special selection committee, constituted
under section, 11 of the Act;

4, (1) The Government may, by a notification in
the official gazette, establish a hospital at
Khudabadan by the name and title of " the Bibi Asmat
Malik Memorial Hospital Knudabadan"

(2) The Hospital shall be a body corporate by
the name of "Bibi Asmat Malik Memorial Hospital
Khudabadan" and shall have perpetual succession
and a common seal, with power to acquire, hold and
dispose of any movable and immovable property as
prescribed, and may sue or be sued by the said
name;

Provided that the disposal of land and any
structure thereon shall be subject to approval of
Government.

5; The objects of the Hospital shall be :-

(a) to undertake all functions required for providing
secondary health facilities to the people.

(b) to perform such other functions as are
assigned to it by the Government.

6. The administration and management of the
affairs of the Hospital shall fully and completely vest in
the Board constituted in accordance with the
provisions of this Act, which shall have all powers not
expressly vested in any Authority or officer under the
Act and all other powers not expressly mentioned in
the Act that are necessary for the performance of its
functions

Board of
Governors.

7. (1) There shall be a Board of the Hospital, which

shall be established by the Health Department with the approval of Chief Minister through a notification in the official Gazette. The Board of the Hospital shall be the principal governing body of the Hospital and shall comprise of the following members and the Chairperson:-

(a)

(b)

(g)

(2)

Secretary Health Department Chairperson
Director General Health Services Co-Chair
Balochistan

Additional Secretary. Finance Deptt. Member
Chief Planning Officer, Health Deptt. Member
Deputy Commissioner, Panjgur Member
2 bonafide resident of District Panjgur who
are well educated, credible. reputed non-
controversial local social
activists/professionals having strong
management _ /finance/medical/association,
never involved in activities of moral turpitude
or militancyterrorism, with no financial
benefit derived from the above referred
hospital directly or indirectly, be notified by
Health Department for a period of three
years only. Thereafter, two new members
shall be nominated for a period of next three
years by the board in its meeting.

CEO Bibi Asmat Malik Memorial Hospital
Khudabadan shall be the Member/ Secretary
to the Board of Governors.

No act or proceeding of the Board shall

be invalid merely on the ground of the existence of
any vacancy or defect in the constitution of the Board.

(3)

The quorum for a meeting of the Board

shall be at least five and the Chairman of the
Board shall preside over the meetings. However.

in his absence any other member select
members from amongst them may preside
the meeting of the Board: - .

(4) >. The Government may remove @ non-
official member of the Board. without assigning
any reason, before the expiry of his tenure: .
i. *. Any non-official member: of the Board

may, by a notice in writing under his "hand

addressed to Government, resign his office.

(6) & for the FRE the: re a the. Award at
Governors, the Board may make its 7 vacation 8.

"

is held

if the Board shall

Board of Governors shall

& . and: management-fee -.
4 potential issues/sns/operations,
ement and. "approval of annual

of P different

recru itments,

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, > (bh) Contracting services/ out sourcing;
_.@) Quality assurance; .
, Gy. Public Relations- formation of 'committees
to perform various functions: and
“(k) Perform any other function in the interest
of cooperation and management etc.

Appointment of 8. “ay The Board shall appoint a Chief Executive "7
Chief Executive Officer of the Hospital possessing such qualifications
Officer and Director and on such terms and conditions, notwithstanding

| a anything . contained in. any other. law,
_ determine, from a panel of three i
. recommended by Special Selection Committee
| due selection. process | based on: merit.-A Director
Admin equal to BPS-19 Grade having qualification of
_- - Master in Social Science. with 15 years experience in.
one health management planning or public policy will be
- appointed by the Board of Governors to. manage day
“te yal affairs of Hospital under CEO.

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Appointment of
officers and
employees.

Special Selection _
Committee,

Committees.

institutional private
pentied'

Delegation of

powers.

(2) The Chief Executive Officer shall exercise

"such. powers and perform such functions as may be
prescribed.

-10:. ° The Board may appoint 'such. persons: in the
_ Service of Hospital. as may" be necessary. on the
'recommendations © of ~ the Special. " Selection

Committee, 'constituted by the Ecard of Governors.

Biovi ded that the Board may temporarily fi fill up

an "existing vatancy on adhoc basis: for a period of

Six: months. or til the arrival of the new incumbent:
recommended by the "Special Selection Commitee,

: whichever is earlier...

"4, (1) As soon" as "may- be after 'the

commencement 6f this Act, 'Health Department shall

_ constitute a Special Selection Committee which shall

recommend sppobitineri of persons in the service of

. Hospital.

(2)-The Special Section Hicheatiants shall 'consist.
of such number of members as may be deteriined by

'the Government.

(3) The: terms ae conditions of service of the |

members shall be such as may be prescribed...

12. The Board of Directors" may constitute such:

committees as it may deem necessary = giving

effect to the provisions of this Act -

43. The Procedure for institutional practice

shall be as passed *

or The Board may delegate to any member of a:

committee any of its assigned duties or functions.

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Rules.

18. (4)

The Government may make rules for

carrying out the purposes of this Act.

(2)

in particular and without prejudice to the

generality of the foregoing power, such rules may provide for:-

(a)

(b)

the Hospital fees and other charges:

the maintenance of the register of the out-door patients and the patients admitted in the Hospital:

the procedure for admission, transfer to other hospitals and discharge of the patients from Hospital:

the establishment of different departments, wards, operation theatres, iOUs, laboratories, offices, dispensaries, stores, washing-yards, kitchens, etc;

the powers and duties of Doctors, officers, staff and other employees of the Hospital; conditions under which the Hospital may enter into arrangements with other institutions or public bodies for purposes of teaching, training research, advisory or medical services;

the scales of pay, appointment and other terms and conditions of the service of the doctors, officers, staff and _ other employees of the Hospital:

the constitution of any pension, insurance, gratuity, provident fund and benevolent fund for Hospital employees;

efficiency and discipline of Hospital employees;

the constitution and procedure to be followed by the Committees in carry out functions in terms of the Act;

constitution, functions and powers of the

Regulations.

Removal of
difficulties.

10

different authorities of the Hospital:

(l) the contents of and the manner in which the Annual Report to be presented before the Board and the Government, shall be prepared; and

(m) all other matters which by the Act are to be or may be prescribed;

19. The Board may make regulations, not inconsistent with the provisions of this Act and the rules framed there under, for carrying out the purposes of this Act.

20. 'If any difficulty arises in giving effect to any of the provision of this Act, the Government may give such directions as it may consider necessary for the removal of such difficulty.

TAHIR SHAH KAKAR,
Secretary.