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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 Knudabandan. 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
AGT, 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 Knudabadan 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 Knudabadan, 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 Knudabadan

(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 militancy/terrorism, 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
Khudabandan 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 selects
members from amongst them may preside
the meeting of the Board: - .

(4) >. The Government may remove any 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 award at
Governors, the Board may make its regulations 8.

"

be held

of the Board shall

Board of Governors shall

& . and management - .
4 potential issues in operations,
and. "approval of annual

or different

recruitements,

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, > (bh) Contracting services/ out sourcing;
_.@) Quality assurance; .
, Gy. Public Rel ations- formati tion of 'committees
to perform vatious functions: and
“(k) Performt any other function in the interest
of cope mpecatiott and management etc.

Appoitmentof 8. “ay The Board shall appoint a Chief Executive "7
Chief Executive Offic icer of the Hospital possessing such qualifications
Officer and Direcior and en such terms and conditions, notwi asianding

| a anything . contained in. any other. law,
_ determine, from a panel of three i
. recommended by Special Selection Com shied
| due selection. process | based on: merit.-A Director
Admin equal to BPS-19 Grade having qual lification of
_ - - Master in Social Science. with 15 years experience in.
one health managemen plann 1g or public policy will be
- appointed by the Board of Gavernors to. manage day
“te yal affairs of Hospital under CEO.

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 deterniined 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 sibiate practice

shal | be as pissed *

oe The Board may delegate to any member of a:

comm ittee any of its: a eed duties oF functions.

b
“ay
&

: Boa

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.