

THE GILGIT-BALTISTAN
MEDICAL COLLEGES (GOVERNIN G BODY) ACT, 2016

(Act No. VI oF 2016)

ACT ;

WHEREAS it is expedient to provide for the constitution of Governing
Body for Medical College in Gilgit-Baltistan for the efficient administration and
Management of the affairs of such college.

It is hereby enacted as follows:—.

1. Short title, Extent and Commencement —(1) This Act may be called
the Gilgit-Baltistan Medical College (Governing Body) Act, 2016.

(2) It shall extend to the whole of Gilgit-Baltistan.

(3) It shall come into force at once.

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2. Definitions.—In this Act, unless there is anything repugnant in the

subject or context:—

(a) “Approved Hospital” includes any hospital and medical institute or medical training center attached thereto;

(b) “Chairman” means the Chairman of a Governing Body;

(c). “Government” means the Government of Gilgit-Baltistan.

(d) “Governing Body” means a Body constituted under Section 4;

(ec) “Medical Institution” means any institution recognized under this Act within the territorial jurisdiction of Gilgit-Baltistan, which trains for, or grants or both trains for and grants, degree or diploma in Medicine;

(f) “Principal” means Principal of Medical College; and ©

(g) “Prescribed” means prescribed by rules made under this Act.

3. Establishment of Medical College—(1) The .Government may by notification establish a Medical College which shall be governed .and administered under this Act. :

(2) The Medical College shall be a body corporate having perpetual succession and a common seal with power to acquire, hold and dispose of property as prescribed and may, by its name, sue and be sued:

Provided that the disposal of land and structure thereon shall be subject to the approval of Governing Body. :

4. Constitution of Governing Body—(1) There shall be constituted a Governing body for the Medical College to be established in the Gilgit-Baltistan, for the efficient administration and Management of the Medical College, in the manner hereinafter appearing.

(2) The administration and Management of the affairs of a Medical College shall vest in the Governing Body in accordance with provisions of this Act.

5. Composition of Governing Body._(1) The Government shall, by a notification in the Official Gazette, constitute a Governing Body for the Medical College of Gilgit-Baltistan which shall be comprising of the following,—

(i) Chief Minister Chairman ~

(ii) Chief Secretary Vice Chairman

(iii) Minister Health Member

(iv) Vice Chancellor KIU University of Member J
Gilgit-Baltistan

(v) Secretary Health Member/secretary

(vi) Secretary Finance Member

(vii) Secretary Planning and Development Member

(viii) Principals of Medical College Member

(viii). Two members to be nominated by the Government from amongst the members of Gilgit-Baltistan Legislative Assembly out of whom, at least one shall be taken from opposition benches

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(ix) Two non-official members from amongst the following: —

(a) Eminent retired professor of a Medical College from Gilgit-Baltistan, Pakistan or abroad;

(b) renowned retired educationist, management. experts/retired civil and military officers (not below. the rank of Secretary/Brigadier), distinguished philanthropists, notable jurists and financial experts from Gilgit-Baltistan Pakistan or abroad:—

Provided that the nomination of non-official members shall be made through a selection from a penal of at least three individuals for each vacancy which shall be duly prepared by

of the Government.

(2) The non-official members shall perform on honorary basis and shall not be entitled for any financial benefit or perks and privileges under this Act.

(3) The Government may remove any non-official member 'of the Governing Body before expiry of his term of office without assigning any : reasons thereof.

: (4) Any non-official member may, however, by notice in writing under 'his hand, addressed to the Government, resign from his office.

(5). No act or proceedings of the Governing Body. shall be invalid

merely on the ground of the existence of any vacancy or deficiency in the constitution of the Body.

6. Powers and function of the Governing Body

Governing Body.—(1) Governing Body shall regulate and issue policy/guidelines from time to time and shall be subject to any rules made by the Government for the purpose.

In the exercise of its powers and performance of its functions, the Governing Body, in respect of policy making, coordination and standards, shall be guided by such directions as the Government of Pakistan (PM&DC) and any other accreditation body may issue.

Governing Body shall,

maintain the standards of education in the Government Medical and Dental College from time to time.

7. Power to constitute Committees.—(1) The Governing Body on advice of the 'concerned' Principal shall, for the 'efficient' performance of its functions under this Act, constitute with such of its members and other persons as it may appoint, the following committees; namely:—

(a) The Executive Committee; (b) The Finance and Grants Committee; and...

(c) The Establishment Committee, *!- Bs

me SS 2) The Governing Body 'shall instruct Principal to' constitute and ; monitor the functions of following committees: living

-(a) "College Academic Council: is it ors

(b) Discipline Committee;

""(c)s:-The Hospital Management Committee; or

—@ 'Hostels and Campus Management Committee: :

i (e) the selection and recruitment Committee: and

- (f) Any other Committee. METS ATI

_ G) 'Subject to such' directions' as 'the Government 'may, from time to time, issue in' this "behalf 'a Committee constituted under sub-section '(1) shall perform such functions as may be prescribed by regulations or otherwise Specified by the Governing Body, as may be ; ,

(4) Subject to such decision as the Government may from time to time issue in this behalf, a Committee shall perform 'such functions' as may be specified by College Academic Council:

College Academic Council may, 'from time to time, issue in' this "behalf 'a Committee constituted under sub-section (2) shall perform such functions as may be prescribed 'by regulations or otherwise

teaching hospitals of the College.

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9. Academic Council. 7

Academic Council.—Academic Council shall discharge its duties' as

required by PM&DC and shall be highest academic body of the institution.

Principal. shall be.Chairman of C i

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regulations for development and fnceonne sPoaie orieeee Sae NLR

; Connell of Deans.—During the course of development on attaining the
ie of University/Degree Awarding Institution, the Governing Body, to fulfill
the administrative requirements, shall advise Principal to constitute a council of
deans under his chairmanship to discharge its duties regarding administration and
formulation of rules and regulations for approval of Governing Body and shall -be
responsible for better functioning of the institution in accordance with the Higher
Education Commission (HEC) regulations. Teac) BE fk

11. ©) Powers of Principal——(1) The Principal/Dean in his capacity as head of
institution shall,— Vie ' seers io

(i) Perform the services of managing the institution with the highest
standards of professional and ethical competence and integrity;

-(ii) ensure provision of healthcare facilities to the satisfaction of the

(iii) utilize his capabilities to his best to ensure adequate.:resources
building, both financial and _ intellectual for the | efficient
management of the institution; Og FO a eT 'a

(iv) be responsible for the academic performance of the institution; . '

(v) perform clinical arid teaching audit of the staff on half yearly basis;

and

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wi) interact and negotiate with thie University/College, national, and
' international institutions in his capacity as the Dean.

(2) "The Principal/Dean shall place the budget before the Governing

Body and shall incur expenditure within the, approved budget. It shall be

| responsible for the efficient and effective use of total financial resources

available. Jes Lae oa 2

(3) .He shall be responsible to upgrade the healthcare delivery service

regularly, including the equipment, to a level as near as possible of international

standards. ;

(4) The Principal/Dean shall in the initial three months, after taking over charge,
produce a situational analysis report on the performance benchmark status of the

institution. } fon

Principal/Dean shall be bound to evaluate progress, ny
©). Te (fs the performance indicator provided to him from time to

institution on the basis 0

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time by the Governing Body/PM&DC and shall take appropriate measures in the light of their directions.

(6) He shall organize and assist external and internal audits, both financial performances related, on annual and quarterly basis.

(7) He shall provide to the government information, comments and advice on any specific point as may be asked for.

(8) He shall perform such other functions and duties as may be assigned to him by the Governing Body/Government:

(9) The Principal/Dean may forward a complaint against any member/staff of the Medical College or hospital, to the deputy dean of the College or superintendent of the hospital for taking necessary steps for the redresses of the complaint. If the requisite action is not taken by the deputy dean or Medical Superintendent, the Principal/Dean may cause the same to be laid before the Governing Body. - -

12. Institutional private practice—The Governing Body shall be competent to prescribe and made applicable as well defined procedure for

institutional private practice by the approved category of employees of the Medical College. sha oç

13. Delegation of powers—The Governing Body may delegate to any officer of Medical College or a committee, any of its powers, duties or functions for carrying out the purpose of this Act. :

14. Admission Policy in the Medical College.—All admissions in Medical Colleges or other disciplines introduced from time to time, shall be carried out strictly on merit basis as per Policy of Government accordance with the regulations of PM&DC. The Principal of the institution shall take measures to implement the admission policy. The Governing Body shall constitute a joint admission committee comprising of the highly professionals and officials of highest repute/notable educationist.

and in

15. Budget, audit and accounts.—(1) Except, as otherwise provided in this Section, the constitution of a Governing Body for Medical College shall not affect the position obtaining before such constitution with respect to receipt, expenditure, or any arrangement relating to the finances of a Medical College or the maintenance and audit of its accounts. , i

(2) All receipts of a Medical College from any source whatsoever shall constitute the College Fund which shall be applied, subject to rules made in this behalf, by its Governing Body to meet all expenditure for the administration and management of the affairs of the Medical College and other charges connected with the performance of the functions of the Governing Body under this Act.

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(3) The annual budget of a Medical College shall be approved and its accounts shall be maintained and audited in such manner as may be prescribed.

(4) Tax exemption status and levies etc., shall. be determined by the Governing Body. |

(5) Auditor General shall audit the accounts of the Medical Colleges _ annually.

16. Annual reports.—(1) As soon as after the closure of every financial year but not later than the last day of September next following, Governing Body _ Shall submit to the Government a report of the conduct of its affairs for that year.

(2) |The Government may require Governing Body to furnish it with,—

(a) Any report, return, statement, estimate, statistics or information regarding any matter under the control of the Governing Body or on any subject with which Governing Body in concerned; or

(b) any document or copy thereof in the charge or under the control of the body.

(3) The Government shall cause a copy of the report to be laid before - the Gilgit-Baltistan Legislative Assembly. ;

17. Power to make rules:—The Government may, by notification in the Official Gazette, make rules for carrying out the purposes of this Act on recommendation of the Governing Body.

6:18. Power to make regulations.—Governing Body may get approval of the Government, of regulations prepared by the Council of Deans/Colleges - Academic Council to provide for any matter which is not required to be provided _ by rules and for which provision is necessary or expedient for efficient conduct _ of its business or the performance of its functions under this Act.

(HAJI FIDA MUHAMMAD NASHAD)
Speaker
Gilgit-Baltistan Legislative Assembly

(MIR GHAZANFAR ALI KHAN)
Governor
Gilgit-Baltistan

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