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Sindh Act No. XIV of 1996

THE BAQAI MEDICAL UNIVERSITY ACT, 1996.

An Act to provide for the establishment of a Medical

University known as the Baqai Medical University, Karachi.

WHEREAS it is expedient to provide for the

establishment of a Medical University at Karachi, known as the Baqai Medical University Karachi and for matters ancillary thereto;

1.

2.

It is hereby enacted as follows :-

(1) This Act may be called the Baqai Medical University Act,

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

of context :—

(i) "Academic Council" means the Academic Council of the University;

(ii) | "Authority" means any of the Authorities or the University specified in section 16;

(ii) "Board" means the Board of Governors of the University;

(iv) "Chancellor" means the Chancellor of the University;

(v) "Chairman" means the Chairman of a Teaching Department.

(vi) "College" means a college in which arrangements exist for imparting instructions or practical training in courses of studies relating to health sciences and allied services and includes an institution;

(vii) "Dean" means the head of a Faculty;

(viii) "Director" means the Head of an Institute;

(ix) "Faculty" means a Faculty of the University;

(x) "Foundation" means the Baqai Foundation, Karachi:

CHAPTER-I
PRELIMINARY

1996.

(2) It shall come into force at once.

[26TM May 1996]

Preamble

Short title and
commencement.

Definitions.

Sindh Act No. XIV of 1996

THE BAQAI MEDICAL UNIVERSITY ACT, 1996.

(xi) "Government" means the Government of Sind;

(xii) "Institute" means an_ institute maintained and administered by the University;

(xiii) "Officer" means any of the Officers of the University specified in section 6;

(xiv) "Prescribed" means prescribed by Statutes, Regulations or Rules;

(xv) "Professor Emeritus" means a retired Professor working in the University in an honorary capacity;

(xvi) "Statutes, regulations and rules" means respectively the Statutes, regulations, and rules made under this Act.

(xvii) "teacher" means whole time teacher engaged as Professor, Associate Professor, Assistant Professor and Lecturer and such other persons as may be declared to be teachers;

(xviii) "Teaching Department" means a_ Teaching Department established and maintained = or recognized by the University;

(xix) "University" means the Baqai Medical University, Karachi; and

(xx) "Vice-Chancellor" means the Vice-Chancellor of the University.

CHAPTER II

THE UNIVERSITY

3. (1) There shall be established a University to be called the Establishment and

Baqai Medical University Karachi consisting of the in corporation of Patron, the Chancellor, the Vice-Chancellor, the the University Deans, the Chairman and members of the Board, the

members of the Academic Council and such other

officers as may be prescribed.

(2) The University shall be a body corporate by the name of the Baqai University having perpetual succession and a common seal, with power, among others to acquire hold and dispose of any property vesting in it and shall by the said names sue and be sued.

4. The University shall be open to all persons of Pakistan either University open to sex of whatever religion, race, creed, colour or domicile 4! who are academically qualified for admission to the courses of study offered by the University, and no such person, shall be denied the privilege on the ground only of sex, religion, creed, race, class, colour, or domicile.

“Provided that foreigners shall be eligible for admission if they are qualified for admission out such admission shall not exceed thirty present of the total intake”.

5. The University shall be an autonomous body and shall Powers and have the powers functions of the
' University.

(i) to provide for the dissemination of knowledge and technology and to make provision for instruction, training research demonstration and service in the health sciences, and such allied sciences;

(ii) to admit and examine students and to confer or award degrees, diplomas, certificates and other academic distinctions on the persons, who have passed its examinations under prescribed conditions;

to affiliate itself or associate with other institutions and establish Faculties and the teaching departments to discharge its functions and responsibilities for the betterment of education;

(ii

(iv) to confer honorary degrees or other distinctions on approved persons in the manner prescribed;

(v) to prescribed courses of studies and undertake research as it may determine;

(vi) to provide and support other facilities for educations, professional training and research;

(vii) to affiliate and dis-affiliate colleges or institutions and inspect such institutions or associate itself with other selected educational training and _ research institutions, provide them with services and facilities for the effective discharge of their functions and responsibilities and determine teaching methodology techniques and strategies in order to ensure the most effective educational training and research programmes;

(viii) to receive and manage property, grants, bequests,

trusts, gifts, donations, endowments and other contributions made to the University and to invest them in such manner as it may deem fit;

(ix) to enter into' agreements, contracts and arrangements with Government, — organization, institutions bodies and individuals for Carrying out its functions and activities;

(x) demand and receive such fees and other charges as it may determine;

(xi) to. appoint members of the various bodies and committees as the Board may determine for instructional and co-curricular activities and admit students of the University and its institutes,

(xii) to provide for appointment of teachers and administrative officers and members of the staff and prescribe terms and conditions, powers and duties of such officer and staff and to provide for efficiency and disciplinary matters in respect there of;

(xiii) to. establish faculties, teaching departments, research institutes and other learning centres and to provide or support other facilities for education, professional training and research;

(xiv) to co-operate with other universities and public authorities in such manner and for such purposes as it may determine;

(xv) to institute Professorships, Associate Professorships, Assistant Professorships and lectureships and any other posts and to appoint persons as prescribed;

(xvi) to crate professional research, administrative post and such other posts as may be necessary for the purposes of the University;

(xvii)to institute and award fellowships, Scholarships, Exhibitions bursaries, medals and Pries under Prescribed conditions;

(xviii) to control the residence of the students of the University,

(xix) to institute and maintain halls of residence and to approve or license hostels and lodgings;

(xx) to supervise and control the discipline of the students of the University, to promote the extra-curricular and recreational activities of such students, and to make arrangements for promoting their health and general welfare;

(xxi) to. provide for the printing and publication of research and other works; and to do all such acts and things, whether as may be requisite in order to further the aims and objects of the University;

(xxii) to undertake such research as it may determine; and

(xxiii) to do all such other acts and things as may be requisite to further its objectives.

CHAPTER—III

6. The following shall be the officers of the university— Officers of the University

- (i) the Chancellor
- (ii) the Vice-Chancellor
- (iii) the Deans
- (iv) the Directors
- (v) the Chairman
- (vi) the principals nominated by the University
- (vii) The Registrar
- (viii) the Director Planning and Development
- (ix) the Director of Finance
- (x) the Librarian
- (xi) the Controller of Examinations
- (xii) the Resident Auditor; and

(xiii) such other persons as may be prescribed to be the officers of the University

7. The Governor of Sindh shall be the Patron of the University. The Patron

8. (1) The Chairman of the Foundation shall be the Chancellor The Chancellor of the University.

(2) The Patron shall, when present, preside at the Convocations of the University.

(3) Every proposal to confer an honorary degree shall be subject to confirmation by the Chancellor.

(4) If the Chancellor is satisfied that the proceedings of any Authority or orders of any officer are not in accordance with the provisions of this Act, the statutes, the regulations or the rules, he may, after calling upon such Authority or officer to show cause why such proceedings should not be annulled by order in writing, annul such proceeding or orders.

(5) The Chancellor may remove any person from the membership of any Authority if such person.

(i) has become of unsound mind; or

(ii) has been incapacitated to function as members of such Authority; or

(iii) has been convicted by a court of law of an offense involving moral turpitude.

(6) Should the Chancellor be incapacitated from acting as such due to absence or any other cause, the Vice-Chancellor shall act for him.

(1) The Chancellor may cause a visitation or enquiry to be made in respect of any matter connected with the affairs of the University and appoint such person or persons as may deem fit for the purpose.

(2) The Chancellor shall, on receipt of a report under sub-section (1) shall issue such directions as he thinks fit and the Vice-Chancellor shall comply with such directions.

(1) The Vice-Chancellor shall be appointed by the Chancellor for a period of four years, on such terms and conditions as the Chancellor may determine and the Vice-Chancellor shall hold office during the pleasure of the Chancellor.

(2) At any time when the office of the Vice Chancellor is vacant, or the Vice-Chancellor is absent or is unable to perform the functions of his office due to illness or some other cause, the Chancellor shall make such arrangements for the performance of the duties of the Vice-Chancellor as he may deem fit.

(3)

The Vice-Chancellor shall be the principal academic and administrative officer of the University, and shall be responsible for proper implementation of the provisions of this Act, directions of the Chancellor,

decisions of the University and execution of the

Visitation

Vice Chancellor

policies and programmes of the University.

(4) The Vice Chancellor may, in an emergency which in his opinion requires immediate action, take such action as he may consider necessary and_ shall, thereafter as soon as possible, report his action to the officer, authority, or other body, which in the ordinary course would have dealt with the matter.

(5) In particular and without prejudice to the generality of the foregoing powers, the Vice-Chancellor shall also have the following powers.

(a)to create and fill temporary posts for a period not exceeding six months;

(b)to sanction all expenditure provided for in the approved budget and to re-appropriate funds within the same major heads of expenditure;

(c)to sanction re-appropriation of an amount not exceeding fifty thousand Rupees for an unforeseen item not provided for in the budget and report it to the Board at the next meeting;

(d)to appoint paper setters and examiners for all examinations of University after receiving panels of names from the relevant authorities;

(e)to make such arrangements for the scrutiny of papers, marks and results as may be necessary;

(f) to direct teachers, officers and other employees of the University to take up such assignments in connection with teaching research, examination and administration and such other activities in the University, as he may consider necessary;

(g)to delegate, subject to such conditions, if any, as may be prescribed, any of his powers under this Act, to an officer or other employees of the University;

(h) to appoint employees of such categories in respect of which powers have been delegated to him by the Board;

(i) to exercise and perform such other powers and functions as may be prescribed.

(1) The Registrar shall be a whole-time officer of the University and shall be appointed by the Board on such terms and conditions as the Board may determine.

(2

The Registrar shall be the custodian of the common seal and the academic records of the University and he shall perform such other functions as may be prescribed.

Director of Finance shall be a whole-time officer of the University and shall be appointed by the Chancellor on the recommendation of the Board, on such terms and conditions as the Board may determine.

(2) The Director of Finance shall—

(a) manage the property, the finances and the investments of the University;

(b) prepare the annual and revised budget estimates of the University and present them to the Finance Committee and the Board;

(c) ensure that the funds of the University are expended for the purposes for which they are provided; and

(d) perform such other duties as may be prescribed.

The Controller of Examinations shall be a whole-time officer of the University, and shall be responsible for all matters connected with the conduct of examinations and perform such other duties as may be prescribed.

The Resident Auditor shall be a whole time officer of the University and shall be responsible for pre-audit of all payments from the University Fund.

Registrar

Director of
Finance

Controller of

Examination

The Resident
Auditor

The Director Planning and Development shall be a whole The Director time officer of the university responsible for planning and Penning and development of the University. evelopmen

CHAPTER IV AUTHORITIES OF THE UNIVERSITY

The following shall be the Authorities of the University :— Authorities.

- (i) the Board of Governor;
- (ii) the Academic Council;
- (iii) the Boards of Faculties;
- (iv) the Board of Advanced Studies and Research;
- (v) the Boards of Studies;
- (vi) the Selection Board;
- (vii) the Finance and Planning Committee;
- (viii) the Affiliation Committee;
- (ix) the Discipline Committee;
- (x) the Works Committee;
- (xi) the Sports Control Board; and
- (xii) such other Authorities as may be prescribed.

(1) The general supervision and control of the affairs of Board of the university and its power to lay down policies shall Governors vest in the Board consisting of the following:—

- (a) the Vice-Chancellor;
- (b) the Chief justice of the High Court of Sindh or a Judge of the High Court nominated by him;
- (c) Secretary to the Government of Sindh, Education Department;
- (d) Secretary to the Government of Sindh, Health Department;
- (e) one Dean nominated by the Chancellor in consultation with the Vice-Chancellor;

(f) the Chairman, University Grants Commission, or whole time Member of the Commission nominated by him;

(g) two persons of eminence nominated by the Chancellor on the recommendations of the Vice-Chancellor;

(h) four persons of outstanding merit, appointed by the Chancellor or the recommendation of the Foundation;

(i) one legal member nominated by the Chancellor on the recommendation of the Foundation;

(j) The Registrar.

(2) A nominated member shall hold office for a term of three years, and shall be eligible for renomination on the expiry of his term.

(3) The office of a nominated member shall become

vacant if he resigns or fails to attend three

consecutive meetings of the Board without sufficient cause or leave of absence or his nomination is changed by the authority which had nominated him.

(4

A casual vacancy of a member shall be filled by a person nominated by the authority which had nominated the member whose vacancy is to be filled.

(5) The Vice-Chancellor shall act as the Chairman and the Registrar shall act as the Secretary of the Board.

(6

No act or proceedings of the Board shall be invalid by reason only of the existence of a vacancy in or a defect in the constitution of the Board.

(1) The Board shall be the executive body of the University and shall subject to the provisions of the Act, exercise general supervision over the affairs of the University including the management of its properties.

(2) In particular and without prejudice to the generality of the provisions of sub-section (1) of section 12, the Board shall exercise and perform the powers and functions as follows:—

(a)to hold, control and administer the property, funds, assets and resources of the University;

(b)to transfer and accept transfer of movable or immovable property on behalf of the University

(c) to affiliate and disaffiliate college or institution;

(d) to consider and approve, on the advice of the finance and planning committee, the annual and revised budget estimates and to lay down guidelines or rules of business dealing with financial matters;

(e) to approve, carry out, vary or cancel contracts on behalf of the University;

(f) to initiate and approve schemes for achievement of the objectives of the University;

(g) to determine the form, and regulate the custody and use of common seal of the University;

(h) to create professional research, administrative post and such other posts as may be required to carry out the purposes of the University, suspend or abolish such posts;

(i) to appoint teachers, researchers and officers on the recommendations of the selection Board;

(j) to confer honorary degrees in the field of learning in accordance with the conditions prescribed;

(k) to suspend, punish and remove from service the University employees whom _ it is empowered to appoint, in the manner prescribed after due enquiry and defence;

(l) to propose statutes for submission to the Chancellor;

(m) to approve regulations or rules on _ the recommendations of the appropriate bodies; and

(n) to determine, regulate and administer all other matters concerning the University and, to this end, exercise all necessary powers not specifically mentioned in the Act, on the Statutes, the Regulations or the Rules.

(o) to delegate any of its powers to an Authority or officers or a committee or a sub-committee.

(p) to perform such other functions as have been assigned to it by the Statutes.

19. (1) The Board shall meet at least twice in a year on the Meeting of the dates to be fixed by the Vice-Chancellor; Board

Provided that a special meeting may be called at any

time on the direction of the Chancellor or on a requisition made

by not less than six members of the Board to consider a matter of urgent nature.

20.

(2) Not less than ten clear days notice of a special meeting shall be given to the members of the Board and the agenda of the meeting shall be restricted to the matter for which the special meeting is called.

(3) The quorum for a meeting of the Board shall be one half of its members, a fraction being counted as one.

(4) The decisions of the Board shall be expressed in terms of the views of the majority of the members present and voting and, if the members are equally divided, the Chairman of the Board shall have and exercise a casting vote.

(1) The Academic Council shall consist of :—

(a) the Vice-Chancellor who shall be the chairman:

(b) the Deans;

(c) the Directors;

(d) the Chairman of the teaching departments;

(e) the University Professors including Professors Emeritus;

(f) Principals of the affiliated colleges;

(g) the Registrar who shall be the Secretary;

(h) the Librarian;

(i) the Controller of Examinations;

(j) two eminent scholars nominated by the Board; and

(k) Two persons of eminence to be nominated by the Provincial Assembly of Sindh.

(2) A nominated member shall hold office for a term of three years and shall be eligible for re-nomination.

(3) The office of nominated member shall become vacant if he resigns or fails to attend three consecutive meetings of the Council without sufficient cause or leave of absence or his nomination is changed by the nominating authority.

(4) The quorum for a meeting of the Council shall be one third of the total number of members, a fraction being counted as one.

Academic
Council

21.

22.

23.

Sindh Act No. XIV of 1996

THE BAQAI MEDICAL UNIVERSITY ACT, 1996.

(1) The Academic Council be the highest academic body of the University, and shall, subject to the provisions of this Act, and the statutes, have the power to lay down proper standards of instruction research and examinations, and to regulate and promote the academic life of the University.

(2) In particular and without prejudice to the generality of the foregoing provisions, the Council shall have the powers :—

(a) to advise the Board on academic matters;

(b) to regulate the admission of students to the courses of studies and examination;

(c) to propose the Board, schemes for the constitution and organization of Faculties Teaching Departments, institutes and Board of Studies;

(d) consider or formulate proposals for the planning and development of teaching and research in the University;

(e) to make regulations on the recommendations of the Board of Faculties and the Boards of Studies, prescribing the courses of studies and the syllabi for all

niversity examinations; provided that, if the recommendations of Boards of Faculties and Boards of Studies are not received by the prescribed date, the council may, subject to the approval of the Board, continue for the next year the courses of studies already prescribed for an examination;

(f) to recognize the examinations of other Universities of examining bodies as equivalent to the corresponding examinations of the University;

(g) to frame regulations for submission to the Board;

(h) to appoint members to the Authorities in accordance with the provisions of this Act and to perform such other functions as may be prescribed by statutes;

The Constitution functions and powers of the Authorities

for which no specific provision or insufficient provision has been made in this Act shall be such as may be prescribed by statutes.

The Board, the Academic Council and other Authorities may appoint such Standing, special or Advisory Committees as they may consider advantageous in the performance of their functions.

Powers and
Duties of the
Academic
Council

Sindh Act No. XIV of 1996

THE BAQAI MEDICAL UNIVERSITY ACT, 1996.

CHAPTER — V

(1) Subject to the provisions of this Act, Statutes may be. Statutes

made to regulate or prescribe all or any of the following matters namely :—

(a) terms and conditions of service of employees of the

University, including scales of pay, constitution of

ension, insurance, — gratuity, provident — fund, benevolent fund and other fringe benefits;

(b) terms and conditions of contractual appointments of teachers, researchers and officers;

(c) establishment of Faculties, Teaching Departments and other academic units and division;

(d) powers and duties of officers and teachers;

(e) conditions under which the University may enter into arrangements. with other public or private organisations for purposes of instruction, research and other scholarly activities;

(f) conditions of appointment of Professors Emeritus and award of honorary degrees;

(g) efficiency and discipline of the employees of the University;

(h) acquisition and administration of properties and investments of the University; and

(i) all other matter which under this Act are required to be or may be prescribed or regulated by statutes;

(2) The draft of the statutes shall be proposed by the Board for approval by the Chancellor.

(3) The Chancellor shall have the powers to assent to the statutes submitted to him for approval, or refer them back to the Board for reconsideration.

(4) No Statute shall be valid until it has been approved by the Chancellor.

Regulations and

25. (1) Subject to the provisions of this Act and the statutes Regulations regulations may be made for all or any the following matters, namely:—

(a) Schemes of studies and research, including the duration of courses, number of subjects or papers for examination;

(b) Syllabi and courses of study and research programmes leading to degrees, diplomas or certificates;

(c) Conduct and supervision of — examinations, appointment of examiners, scrutiny, tabulation and declaration of results;

(d) Determination of fees and other charges for admission to various Courses, examinations and hostels;

(e) Maintenance of discipline among students and schemes for their welfare;

(f) Institution of fellowship, scholarships, prizes, medals honoraria and other financial assistance for students and research scholars;

(g) Conduct of convocation and form of academic costumes;

(h) Conditions of residence of students;

(i) Use of library; and

(j) All other academic matters which by this Act, or statutes are to be or may be prescribed by regulations.

(2) The board shall have power to approve the regulations submitted to it or refer them back to the Academic Council for reconsideration.

(3) No regulations shall be valid until it has been approved by the Board.

26. (1) The Authorities and the other bodies of the University may make rules consistent with this Act statutes and the regulations to regulate the conduct of their business and the time and place of meetings and related matters;

Provide that the Board may direct the amendments or the annulment of any rules, made by another Authority or body under this section;

Provided further that if such other Authority or body is

dissatisfied with such directions it may appeal to the Chancellor
whose decision in the matter shall be final.

27.

Sindh Act No. XIV of 1996

THE BAQAI MEDICAL UNIVERSITY ACT, 1996.

(2)

(1)

(2)

(3)

(4)

The Board may make rules to regulate any matter relating to the affairs of the University which under this Act, are not specifically required to be provided for by the Statutes or the Regulations.

CHAPTER-VI

THE UNIVERSITY FUND

The University shall have a fund to which shall be credited its income from fees, donations, trusts, bequests, endowments, grants contributions and all other sources.

Capital and recurrent expenditure of the University shall be met from its income and from the contributions made by the Foundation and any other source, including other foundations, universities and individuals, and from the income derived from such source.

No contrition, donation or grant which may directly or indirectly involve any immediate or subsequent financial liability for the University, or which may involve an activity not included in the programmes for the time being, shall be accepted without the prior approval of the Board.

The accounts of the University shall be maintained in such form and manner as may be determined by the Board and shall be audited each year within four months of the closing of the financial year of the university by the Chartered Accountant appointed by the Board.

(5) The accounts, together with the report of the auditor thereon, shall be submitted to the Board for approval.

(6) The auditor's report shall certify that the auditor

has complied with the standards of audit and certification laid down by the institute of Chartered Accountants of Pakistan.

Fund.

28.

Sindh Act No. XIV of 1996

THE BAQAI MEDICAL UNIVERSITY ACT, 1996.

CHAPTER—VII

GENERAL PROVISIONS

An employee of the University shall retire from service :—

(i) on such date, after he has completed twenty five years of service qualifying for pension or other retirement benefits, as the competent authority may direct;

Provided that no employee shall be retired unless he has been informed in writing of the grounds of the action proposed to be taken against him and has been given reasonable opportunity of showing cause against that action; or

29.

30.

(ii) where no direction is given under clause (i) above on the completion of sixty years of his age.

Except as otherwise provided, no officer, teacher or other employee of the University holding a permanent post, shall be reduced in rank, or removed or compulsorily retired from service, unless he has been given a reasonable opportunity of showing cause against the action proposed to be taken against him.

(1) Where an order is passed punishing an employee (other than Vice-Chancellor) of the university or altering or interpreting to his disadvantage the prescribed terms or conditions of his service, he shall, where the order is passed by the Vice-Chancellor or any other officer or Teacher of the University have the right to appeal to the Board, against the order, and, where the order is made by the Board, have the right to apply to that authority for review of that order.

(2) The appeal or application for review shall be submitted to the Vice-Chancellor who shall lay it before the Board with his views and record of the case.

(3) No order in appeal or review shall be made unless the appellant or the applicant, as the case may be, has been given an opportunity of being heard.

Retirement from
Services

Opportunity to
show cause

Appeal to and
review by

31.

32.

33.

34.

Sindh Act No. XIV of 1996

THE BAQAI MEDICAL UNIVERSITY ACT, 1996.

(1) The University shall constitute for the benefit of its employees in such manner and subject of such conditions as may be prescribed, such pension, insurance, gratuity provident fund and benevolent fund schemes as it may deem fit;

(2) where any provident fund has been constituted under this Act, the provisions of the Provident Funds Act, 1925, shall apply to such funds.

When a member of a newly constituted Authority is appointed or nominated, his term of office, as fixed under this Act, shall commence from such date as may be prescribed.

Any casual vacancy among the appointed or nominated members of any Authority shall be filled as soon as conveniently may be by the person or the body who appointed or nominated the member whose place has become vacant, and the person appointed or nominated to the vacancy shall be a member of such Authority for the residue of the term for which the person whose place he fills would have been a member.

Provided that where a vacancy in the membership of an Authority, other than the Board, cannot be filled for the reason that the member was ex-officio, and the office has ceased to exist, or the organization, institution or other body, other than the University has ceased to exist or has ceased to function, or for any other circumstances which make it impracticable to fill the vacancy the vacancy shall be filled in such manner as the Chancellor may direct on the recommendation of the Board.

(1) Notwithstanding anything contained in this Act, a person nominated or appointed to any Authority shall cease to be a member of any Authority, as soon as he has ceased to be in the position by virtue of which he was nominated or appointed;

(2) If a question arises whether any person is entitled to be a member of any Authority, the matter shall be referred to a committee consisting of the Vice

Chancellor, the Chief Justice of the High Court Sindh or the Judge of the High Court, who is the member of the Board and a nominee of the Chancellor and the decision of the committee shall be final and binding.

Pension,
insurance
Gratuity provident
and Benevolent
fund

Commencement
of term of
members of
authorities

Filling of casual
vacancies in
authorities

Disputes about
members of
authorities

- 35.
- 36.
- 37.
- 38.
- 39.
- 40.
- Al.

Sindh Act No. XIV of 1996
THE BAQAI MEDICAL UNIVERSITY ACT, 1996.

No. act, proceedings, resolution or decision of any Authority shall be invalid by reason only of any vacancy or defect in the constitution of, or in the appointment or nomination of any member of the Authority.

Notwithstanding anything contained in this Act, the Statutes set out in the schedule, shall be deemed to be the statutes framed under section 24 and shall remain in force until they are amended or replaced by new statutes framed in accordance with this Act.

No court shall have jurisdiction to entertain any proceedings, grant any injunction or make any order in relation to anything done in good faith or purported to have been done or intended to be done under this Act.

No suit or legal proceedings shall lie against Government, the university or any Authority or an employee of Government or the University or any person, in respect of anything which is done, or purported to have been done in good faith or is intended to, or has been done under this Act.

Notwithstanding anything contained in this Act, the following shall be the institutes as defined in this Act:—

1. Baqai Medical College.

. Baqai Dental College.

. Institute of Hematology.

2

3

4. Institute of Health Management.

5. Institute of Reproductive Sciences.

6

. Institute of Medical Technology.

7. Centre of Medical Education Development.

The University shall have power to supervise and control the discipline of the students of the University and institutes in the prescribed manner.

If any difficulty arises as to the First constitution or reconstitution of any Authority upon coming into force of this Act or otherwise in given effect to any provision of this Act, the Chancellor may give appropriate directions to remove to such difficulty.

Validity of
Proceedings of
Authorities

First schedule

Bar of Jurisdiction

Indemnity

Constituent
Institutions

Discipline

Removal of
difficulties

SCHEDULE

FIREST STATUTES

(see section 36)

(1) The University shall include the following Faculties :— Faculties

(a) The Faculty of Basic Medical Sciences.

(6b) The Faculty of Medicine and Dentistry.

(c) The Faculty of Nursing.

(d) The Faculty of Biological Sciences.

(e) The Faculty to Pharmaceutical Sciences.

(f) The Faculty of Health Management.

(g) Such other Faculty of allied sciences as may be prescribed by the Statutes.

(2) Each Faculty shall include such institutes, teaching department, centres or other teaching or research unit as may be prescribed by statutes.

(1) There shall be a Board of each Faculty consisting of:

(a) The Dean;

(6) The professors, Associate Professors and Chairman of the teaching departments comprised in the Faculty;

(c) One member of each Board of Studies comprised in the Faculty, to be nominated by the Board of Studies concerned; and

(d) three teachers to be nominated by the Academic Council by reason of their specialized knowledge of subject which, though not assigned to the Faculty, have in the opinion of the Academic Council, important bearing on the subjects assigned to the Faculty.

(2) The members, mentioned in clauses (c) and (d) of sub-section (1) shall hold office for three years.

(3) The quorum for a meeting of the Board of Faculty shall be one half of the total number of members, a fraction being counted as one.

(4) The Board of each Faculty shall subject to the general control of the Academic Council and the Board, have the powers.

(a) To coordinate the teaching and research in the subjects assigned to the Faculty;

(b) To scrutinize the schemes of courses and _ syllabi proposed by the Board of Studies comprised in the Faculty, and forward them to the Academic Council alongwith its observation;

(c) To scrutinize the recommendations of the Board of Studies comprised in the Faculty, on the appointment of papers setters and examiners, except for research and degree examiners to be Vice-Chancellor; and

(d) To perform such other functions as may be prescribed.

(1) There shall be a Dean for each Faculty who shall be the Chairman of the Board of Faculty, and shall be nominated by the Chancellor, from amongst the three senior most Professors in the Faculty on the recommendation of the Vice-Chancellor.

(2) The Dean shall hold office for three years.

(3) The Dean shall present candidates for admission to degrees, except honorary degrees, in the courses falling within the purview of the Faculty.

(4) The Dean shall exercise such other powers and perform such other duties as may be prescribed.

(1) There shall be a teaching department for each subject or a group of Allied subjects as may be approved and each teaching department shall be headed by a Chairman.

(2) The Chairman of a teaching department shall plan, organize and supervise the work of the Department in accordance with the provisions of this Act and shall be responsible to the Dean of the Faculty in which his Department is comprised for the work of his Department.

Teachings
Departments

(1) There shall be a separate Board of Studies for each Board of Studies subject or subjects, as may be prescribed by regulations/

(2) Each Board of Studies shall consist of:—

(a) The Chairman of the Teaching Department Concerned;

(b) All Professors and Associate Professors in the Teaching Department concerned;

(c) Two University Teachers, other than Professors or Associate Professors, to be appointed by Academic Council.

(d) Three experts, other than University Teachers, to be appointed by the Vice-Chancellor.

(3) The term of office of members of the Board of Studies other than ex-officio members shall be three years.

(4) The quorum for a meeting of the Board of Studies shall be one-half of the total number of members, a fraction being counted as one;

(5) The Chairman of the University Teaching Department concerned shall be the Chairman and Convener of the Board of studies;

(6) The functions of the Board of studies shall be :—

(a) To advise authorities on all academic matters connected with instruction, research and examinations in the subjects concerned;

(b) To propose curricula and syllabi for all degree, diploma and certificate courses in the subject or subject concerned;

(c) To suggest a panel of names of papers setters and examiners in the subjects concerned; and

(d) To perform such other functions as may be prescribed by Regulations.

Sindh Act No. XIV of 1996

THE BAQAI MEDICAL UNIVERSITY ACT, 1996.

(1) There shall be a Board of Advance Studies and Research consisting of:—

(a) the Vice-Chancellor, who shall be the Chairman;

(b) the Deans;

(c) three university Professors, other than Deans, to be appointed by the Board of Governors;

(d) three University Teachers having research qualifications and experience, to be appointed by the

Academic Council; and

(e) the Professors Emeritus.

(2) The terms of office of the members of the advanced studies and research Board, other than ex-officio members, shall be three years.

(3) The quorum for a meeting of the Advanced Studies and Research Board shall be one half of the total number of members a fraction being counted as one.

(4) The functions for the Advanced Studies and research Board shall be:—

(a) to advise the authorities on all matters connected with the promotion of Advanced Studies and Research in the University;

(b) to propose Regulations regarding the award of research degrees;

(c) to appoint supervisor for research students to determine the subject of their thesis;

(d) to recommend panels of names of paper setters and examiners for research examination after considering the proposals of the Board of Studies in this behalf; and

(e) to perform such other functions as may be prescribed by Statutes.

(1) There shall be Selection Board consisting of-

(a) the vice Chancellor who shall be the Chairman;

(b) a Judge of the High Court of Sindh nominated by the Chief Justice;

Board of

Advance Studies
and Research

The Selection
Board

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(c) two persons of eminence to be nominated by the Board; provided that none of them is an employee of the University;

(d) the Dean of the Faculty concerned;

(e) the Chairman of the Teaching Department concerned;

(f) one person to be nominated by the Foundation.

(2) The members of the Selection Board, other than ex-office members shall hold office for three years.

(3) The quorum for a Selection Board, shall be five members.

(4) No members of the Selection Board who is a candidate for the post to which appointment is to be made shall take part in such proceedings of the Selection Board;

(5

In selecting candidates for the post of professors and Associate Professors, the Selection Board shall co-opt or consult three experts in the subject concerned and in selecting candidates for other teaching posts, two experts in the subject concerned to be nominated by the Vice Chancellor, from a standing list of experts of each subject approved by the Board on the recommendation of the Selection Board and revised from time to time.

(1) The Selection Board shall consider all application for teaching and other posts received in response to an advertisement and shall recommend to the Board the names of suitable candidates for appointment to such posts.

(2) The Selection Board may recommend to the Board the grant of a higher initial pay in a suitable case for reasons to be recorded.

(3) The Selection Board may recommend to the Board the appointment of an eminently qualified person to position in the University on the terms and conditions as may be prescribed.

(4) The Selection Board shall consider all cases of promotion of officers of the University and recommend to the Board the names of suitable candidates for such promotions.

(5) In the event of an unresolved difference of opinion between the Selection Board and the Board, the matter shall be referred to the Chancellor whose decision shall be final.

9. (1) There shall be a Finance and Planning Committee consisting of:

(a) the Vice-Chancellor, who shall be the Chairman;

(6) two nominees of the Foundation;

(c) one nominees of the Board;

(d) two experts in the field of finance and Planning to be nominated by the Chancellor;

(e) one Dean to be nominated by the Chancellor on the recommendation of the Vice Chancellor; and

(f) the Director Finance of the University shall be the Member/ Secretary;

(2) The quorum for a meeting of the Finance and Planning committee shall be five members;

(4) The term of the office of the members of the Finance & Planning Committee excluding ex-officio members shall be three years;

10. The Functions of Finance and Planning Committee shall be:-

(a) to consider annual statement of accounts and annual and revised budget estimates and advise the Board thereon;

(b) to review periodically the financial position of the University;

(c) to advise the Board on all matters relating to Planning, development, finance investments and accounts of the University;

(d) to prepare short term and long term development plans;

The Finance and
Planning
committee

- (e) to prepare staff and resource development plans;
- (f) to perform such other functions as may be prescribed by Statutes.

11. (1) There shall be an Affiliation Committee consisting of :-

- (a) The Vice-Chancellor who shall be the Chairman;
 - (b) one member of the Board to be nominated by the Board;
 - (c) two Professors to be nominated by the Academic Council;
- (2) The term of office of the members of the Committee excluding ex-officio members shall be two years;
- (3) The Affiliation Committee may co-opt not more than three experts;
- (4) The quorum for a meeting of or an inspection by the Affiliation Committee shall be three members.
- (5) An officer of the University to be designated by the Vice-Chancellor for this purpose shall act as the Secretary of the Committee.

Affiliation
Committee