

PROVINCIAL ASSEMBLY OF SINDH

NOTIFICATION

KARACHI, THE 28<sup>th</sup> APRIL, 2021

NO.PAS/Legis-B-24/2020-The Millennium Institute of Technology and Entrepreneurship Bill, 2020 having been passed by the Provincial Assembly of Sindh on 29<sup>th</sup> March, 2021 and assented to by the Governor of Sindh on 23<sup>rd</sup> April, 2021 is hereby published as an Act of the Legislature of

Sindh.

THE MILLENNIUM INSTITUTE OF TECHNOLOGY AND ENTREPRENEURSHIP

ACT, 2020

SINDH ACT NO. IX OF 2021

AN  
ACT

to provide for the establishment of the Millennium Institute of Technology and Entrepreneurship at Karachi.

WHEREAS it is expedient to provide for the establishment of the Millennium Institute of Technology and Entrepreneurship at Karachi and to provide for matters ancillary thereto.

It is hereby enacted as follows:-

CHAPTER-I  
PRELIMINARY

1. (1) This Act may be called the Millennium Institute of Technology and Entrepreneurship Act, 2020.

(2) It shall come into force at once.

2. In this Act, unless there is anything repugnant in the subject or context -

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

(ii) "affiliated college" means an educational institution affiliated to the Institute but not maintained or administered by it;

(iii) "Authority" means any of the authorities of the Institute as

specified in section 19;

(iv) "Board" means the Board of Governors of the Institute;

(v) "Chairman" means the Chairman of the Teaching Department;

(vi) "college" means a college and includes an institution

in which arrangement exist for imparting instructions in general, technical and professional education or other

Preamble.

Short title and commencement.

Definitions.

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disciplines of higher learning and such other subjects as may be prescribed;

“Commission” means the Sindh Higher Education Commission;

“Dean” means the Head of a Faculty;

“Faculty” means a Faculty of the Institute comprising of one or more Teaching Departments;

“Government” means the Government of Sindh;

“Head” means Head of a Teaching Department;

“Higher Education Commission Pakistan” means the Commission established under Higher Education

Commission Pakistan Ordinance 2002;

“Institute” means the Millennium Institute of Technology and

Entrepreneurship;

“Officer” means any of the officers of the Institute specified in section 7;

“Patron” means the Patron of the Institute;

“prescribed” means prescribed by statutes, regulations or rules;

“President” means the President of the Institute;

“Professor Emeritus” means a retired Professor working in the Institute in an honorary capacity;

“Rector” means the Rector of the Institute;

“Registrar” means the Registrar of the Institute;

“statutes, regulations and rules” means respectively the statutes, regulations and rules made under this Act;

“teacher” means the Professor, Associate Professor, Assistant Professor and Lecturer engaged whole time by the Institute and such persons as may be declared to be the teacher by regulations;

“Teaching Department” means a Teaching Department established and maintained or recognized by the Institute;

“Trust” means the Millennium Trust for Education and Entrepreneurship registered under the Societies Act, 1861, having registration No.36 dated 16<sup>th</sup> January, 2018; and

“trustee” means the trustee of the Trust;

CHAPTER-II  
THE INSTITUTE

3. (1) There shall be established an Institute to be called the Millennium Incorporation. Institute of Technology and Entrepreneurship at Karachi, consisting of the Patron, the President and members of the Board, Rector, the Deans, the Chairmen of the Teaching Departments and members of the Academic Council and such other officers as may be prescribed.

(2) The Institute shall be a body corporate by the name of Millennium Institute of Technology and Entrepreneurship, having perpetual succession and a common seal, with power, among others to acquire, hold and dispose of property both movable and immovable vesting in it and shall by the said name, sue and be sued.

(3) The Institute shall be run on non-profit basis.

4. Subject to control and directions issued by Government from time to time, the Institute shall have the powers - Institute.

(i) to promote the advancement of learning by teaching and research, promotion of entrepreneurship and its dissemination by every means and work and to achieve and maintain national academic standards;

(ii) to provide for instructions and training in such branches of learning as it may deem fit for the advancement and dissemination of knowledge and to make provision for research and demonstration in such manner as it may determine;

(iii) to admit and examine students and to confer or award degrees, diplomas, certificates and other academic distinctions on and to persons, who have been admitted to and have passed its examination under prescribed conditions;

(iv) to develop curricula and prescribe courses of studies and undertake research as it may determine;

(v) to appoint such officers including teachers and members of the staff as necessary and prescribe terms and conditions and powers and duties of such officers and staff;

(vi) to affiliate or associate itself with other institutions and establish Faculties and Teaching Departments to discharge its functions and responsibilities for the betterment of education;

(vii) to control the discipline of the students of the Institute in the prescribed manner;

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

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to establish faculties, teaching departments, research institutes and other learning centers in any and all other branches of learning and to provide and support other facilities for education, professional training and research;

to receive and manage property, grants, bequests, trusts, gifts, donations, endowments and other contributions made to the Institute and to invests them in such manner as it may deem fit;

to enter into agreements, contracts and arrangements with organizations, institutions, bodies and individuals for carrying out its functions and activities;

to establish academic linkages and cooperate and collaborate with Universities and Institutes and authorities or organizations in public and private sector for the betterment of academic standards;

affiliate and disaffiliate educational institutions and inspect colleges and other educational institutions affiliated or seeking affiliation with it;

create posts for research, extension, administration and other related purposes and to appoint persons thereto;

undertake such research as it may determine in any and all branches of learning;

to demand and receive such fees and other charges as it may determine;

to appoint members of the various bodies and committees for instructional and co-curricular activities;

to enter into, carry out, vary or cancel contracts;

to institute Professorship, Associate Professorship, Assistant Professorship and Lectureship, Research Associate and any other posts and to appoint persons thereto;

to provide for the printing and publication of research and other works; and

to do all such other acts and things as may be requisite to further the objectives of the Institute as a place of education and learning.

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

Institute open  
to all.

6. (1) The academic programmes of the Institute shall be conducted in the prescribed manner.

(2) The institute may associate external examinations for the conduct of examinations.

(3) In prescribing syllabi, courses of studies and instructions for the conduct of studies, the Institute shall abide by the directions given from time to time by Government.

(4) The moral and ethical codes employed on the Institute, campus or affiliated colleges and the constituent institutions will be based on and derived from the cardinal principles and guidance embodied in the Holy Quran and the Sunnah of the Prophet (P.B.U.H).

(5) No degree shall be granted unless a student has passed an examination in Islamic Studies and Pakistan Studies at Bachelor's degree level or, in the case of non-Muslim student, in ethics or Pakistan Studies at his option.

### CHAPTER-III OFFICERS OF THE INSTITUTE

7. The following shall be the officers of the Institute:-

(a) \_ the President;

(b) the Rector;

(c) the Deans;

(d) the Chairmen of the Teaching Departments;

(e) the Registrar;

(f) the Director of Finance;

(g) the Director (Quality Enhancement Cell)

(h) the Controller of Examination;

(i) \_ the Resident Auditor;

(j) \_ the Librarian; and

(k) such other persons as may be prescribed to be officers of the Institute.

8. (1) The Chief Minister of Sindh shall be the Patron of the Institute.

(2) The Patron shall, when present, preside at the convocations of the Institute.

9. (1) The Patron may cause an inspection or inquiry to be made in respect of any matter connected with the affairs of the Institute and shall, from

time to time, direct any person or persons to inquire into or carry out inspection of -

- (a) the Institute, its building, libraries and other facilities;
- (b) any institution, department or hostel maintained by the Institute;
- (c) the adequacy of financial and human resources;
- (d) the teaching, research, curriculum, examination and other

Teaching  
at the Institute.

Officers of the  
Institute.

Patron.

Visitation.

matters of the Institute; and

(e) such other matters as may be specified by him.

(2) | The Patron shall communicate to the Board his views with regard to the result of visitation and shall after ascertaining the views of the Board, advise the Board on the action to be taken by it.

(3) The Board shall, within such time as may be specified by the Patron, communicate to him such action, if any, as has been taken or may be proposed to be taken upon the results of visitation.

(4) Where the Board does not, within the time specified, take action to the satisfaction of the Patron, the Patron may issue such directions as he deems fit and the Board shall comply with all such directions.

10. (1) The President shall be a person of eminence, known for his contribution in the field of knowledge of service to society and appreciated for high moral and his intellectual calibre.

(2) Subject to sub-section (1), the President shall be appointed by the Trust from amongst the trustees for a period of four years which may be extended for further term(s), on such terms and conditions as the Trust may determine.

(3) The President shall, in the absence of the Patron, preside at the convocation of the University.

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

(5) The President may remove any person from the membership of any Authority if such person-

(a) has become unsound mind; or  
(b) has been incapacitated or is unable to function as member;  
or  
(c) has been convicted by a court of law in Pakistan of an offence involving moral turpitude.

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

(7) Should the President be incapacitated from acting as such due to absence or any other cause, the President or any person authorized by the Board shall exercise all the powers and perform all the duties and functions of the President.

(8) The President may cause a visitation or inquiry to be made in respect of any matter connected with the affairs of the Institute and appoint such person as may deem fit for the purpose.

(9) The President shall, on receipt of a report under sub-section (6),

President.

issue such directions as he thinks fit and the President will comply with such directions through the Board.

11. (1) The Rector shall be an eminent scholar of national or international Rector. repute and an educationist of distinction having doctorate degree, who

shall be appointed by the President on the recommendations of the Board,

for a period of four years, which may be extended for further term(s) on

such terms and conditions as the Board may determine.

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

12.(1) The Rector shall be the principal executive and academic officer of Powers and duties of the Institute and shall be responsible for implementation of the provisions the Rector.

of this Act, the statutes, the regulations and the rules and execution of the

policies and the programs of the Institute.

(2) | The Rector shall, in the absence of the President, preside over the meetings of the Authorities of which the President is the Chairman; provided that the meeting of the Board in absence of the President shall be presided over by the member elected from amongst the members present in that meeting.

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

(4) In particular and without prejudice to the generality of the foregoing powers, the Rector shall also have the powers -

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

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

(c) to sanction or re-appropriate an amount as fixed and revised by the Board from time to time 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 the Institute after receiving panels of names from the relevant Authorities;

(e) to make such arrangements for the security of papers, grades and results as he may consider necessary;

(f) to direct teachers, officers and other employees of the Institute to take such assignments in connection with teaching, research, examination, administration and such

other activities in the Institute as he may consider necessary;

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

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

(i) to direct the activities connected with the execution of programmes for instruction, training, research, demonstration and service; and

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

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

(2) The Registrar shall —

(a) be the custodian of the common seal and the academic records of the Institute;

(b) maintain the register of registered graduates in the prescribed manner and register of the minutes of all meetings of the Board and other Authorities in which he is required to attend under this Act and preserve all records and data of the Institute;

(c) supervise and process of appointment or nomination of members to the various authorities and other bodies in the prescribed manner; and

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

14. (1) The Director of Finance shall be a whole time officer of the Institute who shall be appointed by the Board on such terms and conditions as the Board may determine.

(2) The Director of Finance shall —

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

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

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

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

15. (1) The Controller of Examination shall be a whole time officer of the Institute and shall be appointed by the Board on the recommendations of the President, on such terms and conditions as may be prescribed.

Registrar.

Director Finance.

Controller of  
Examination.

(2) The Controller of Examination shall be responsible for all matters connected with the conduct of examinations and perform such other duties as may be prescribed.

16. The Resident Auditor shall be a whole time officer of the Institute and shall be responsible for internal audit of the Institute.

17. The Director (Quality Enhancement Cell) shall be a whole time officer of the Institute and shall be appointed by the Rector on the recommendations of the Board on such terms and conditions as the Board may determine.

18. The Director of Planning and Development shall be a whole time officer of the Institute and shall be responsible for planning and development of the Institute and shall also be responsible for preparation of short and long term development plans for the resources, the facilities and the amenities and shall perform such functions as may be prescribed.

#### CHAPTER-IV AUTHORITIES OF THE INSTITUTE

19. The following shall be the Authorities of Institute:-

- (i) the Board of Governors;
- (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 Committees;
- (viii) the Affiliation Committee;
- (ix) | the Discipline Committee; and
- (x) such other Authorities as may be prescribed.

20. (1) The general supervision and control of the affairs of the Institute its powers to lay down policies shall vest in the Board consisting of the following:-

- (a) \_ the President who shall be its Chairperson;
- (b) \_ the Rector;
- (c) a sitting Judge of the High Court nominated by the Chief Justice of the High Court of Sindh;
- (d) the Secretary, Universities and Boards Department, Government of Sindh or his nominee;

- (€) the Chairperson of the Commission or his nominee;
- (f) one nominee of the Higher Education Commission;
- (g) the Chairman, Charter Inspection and Evaluation Committee or his nominee;
- (Hh) an eminent scholar of national or international eminence to be nominated by the Chairperson;
- (i) two nominees of the Trust;
- (j) | Chairperson of relevant industry or trade association or his nominee;
- (kK) \_ the Registrar who shall act as Secretary of the Board.

Resident Auditor.

Director (Quality

Enhancement Cell).

Director of Planning  
and Development.

Authorities.

Board of Governors.

(2) Members of the Board other than ex-officio members shall hold office for a term of three years and shall be eligible for re-nomination on the expiry of 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 members shall be filled by person nominated by the Authority which had nominated the member whose vacancy is to be filled.

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

21. (1) The Board shall be the executive and governing body of the Institute and shall subject to the provisions of this Act and the statutes, exercise general supervision over the affairs and management of the Institute.

(2) Without prejudice to the generality of the foregoing powers and subject to the provisions of this Act and the statutes, the Board shall have the powers —

(a) to hold, control and administer the property and funds of the Institute;

(b) to govern and regulate, with due regard to the advice of the relevant Committee, the finances, accounts and investments of the Institute and for that purpose, to appoint such agents as it may think fit;

(c) to consider annual and revised budget estimates and to advise the Trust thereon; and to re-appropriate funds from one major head of expenditure to another;

(d) to transfer and accept transfer of movable or immovable property on behalf of the Institute;

(e) to enter into, vary, carry out and cancel contracts on behalf of the Institute;

(f) to cause proper books of accounts to be kept for all sums of money received and expended by the Institute and for the assets and liabilities of the Institute;

(g) to receive and manage any property transferred and grants, bequests, donations, endowments and other contributions made to the Institute;

(h) to administer any funds placed at the disposal of the Institute for specified purposes;

of the Board.

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to determine the form, provide for the custody and regulate the use of the common seal of the Institute;

to provide the buildings, libraries, premises, furniture, apparatus, equipment and other means required for carrying out the work of the Institute;

to establish and maintain halls of residence and hostels and approve or license hostels or lodgings for the residence of students;

to institute Professorship, Associate Professorship, Assistant Professorship, Lectureship and other teaching posts or to suspend or abolish such posts;

to create, suspend or abolish such administrative, teaching, professional, administrative, research or other posts as may be necessary;

to make appointments on the recommendation of the Selection Board to the posts of teachers, officers and such other cadres as may be determined by the Board;

to appoint Emeritus and Distinguished Professors on such terms and conditions as may be prescribed;

to nominate representatives, delegates or advisors to represent Institute at conferences, seminars, workshops,

educational events;

to confer honorary degrees on the recommendation of the Academic Council in accordance with the prescribed conditions;

to prescribe the duties of officers, teachers and other employees of the Institute;

to suspend, impose penalty and remove from service officers (other than the Rector), teachers and other employees in the manner prescribed;

to appoint members of the various Authorities in accordance with the provisions of this Act;

to propose statutes for submission to the President;

to consider and dispose of the regulations made by the Academic Council; provided that the Board may frame the Regulations on its own initiative and approve it after consulting the Academic Council;

to regulate, determine and administer all other matters concerning the Institute and, to this end, exercise all other powers not specifically mentioned in this Act and the statutes;

(x) \_ to delegate any of its powers to an Authority or Officer or a Committee or Sub-Committee or withdraw the same at any time;

(y) to affiliate and disaffiliate an educational institution and college; and

(z) to perform such other functions as have been assigned to it under this Act, or may be assigned to it by the statutes, regulations or rules.

22. (1) The Board shall meet at least quarterly in a year on the dates to be fixed by the President; provided that a special meeting may be called at any time on the direction of the President or on a requisition made by not less than six members of the Board to consider a matter of urgent nature.

(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 the total membership of the Board, a fraction being counted as one.

(4) Subject to sub-section (3), the members of the Board may take part in a meeting by using any communication equipment and shall be deemed to have participated in the meeting.

(5) 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 President shall have and exercise a casting vote.

23. (1) The Academic Council shall consist of -

(i) the Rector who shall be the Chairman;

(ii) all the Deans;

(iii) the Chairmen of the Teaching Departments;

(iv) the Secretary College, Government of Sindh or his nominee;

(v) Secretary, Sindh Higher Education Commission or his nominee;

(vi) \_ the Institute Professors and Associate Professors including Emeritus and Distinguished Professors;

(vii) the Registrar who shall be the Secretary;

(viii) two eminent persons in the field of studies of the Faculties nominated by the Board;

(ix) the Controller of Examinations; and

(x) \_ the Librarian.

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

(3) The office of a 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 when his nomination is changed by

Meetings of Board.

Academic  
Council.

the nominating authority.

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

(5) Subject to sub-section (3), a member may take part in meeting of the Academic Council by using any communication equipment and he shall be deemed to have participated in the meeting.

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

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

(i) to advise the Board on academic matters;

(ii) to regulate the admission of students to the courses of studies and examinations and conduct of teaching, research, publication and examination as to preserve high standards of learning and education the approval of the Board;

(iii) to propose the Board, schemes for the constitution and organization of colleges, faculties, teaching departments, institutes and Board of Studies;

(iv) to consider or formulate proposals for the planning and development of teaching and research in the Institute;

(v) to make regulations on the recommendations of the Boards of Faculties and the Boards of Studies, prescribing the courses of studies and the syllabi for all Institute examinations; provided that, if the recommendations of Boards of Faculties and Boards of Studies are not received by the prescribed date, the Academic Council may, subject to the approval of the Board, continue for the next year the courses of studies already prescribed for an examination;

(vi) to recognize examinations of other Institute of examining bodies as equivalent to corresponding examinations of the Institute;

(vii) to frame Regulations for submission to the Board;

(viii) to appoint members to the various Authorities in accordance with the provisions of this Act;

(ix) to recommend to the Board certain new departments and facilities to enhance academics; and

(x) to perform such other functions as may be prescribed by statutes.

Powers and duties of  
the Academic  
Council.

25. 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.

26. 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.

## CHAPTER-V STATUTES, REGULATIONS AND RULES

27. (1) Subject to provisions of this Act, statutes may be made to regulate or prescribe all or any of the following matters, namely:-

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the terms and conditions of service of officers, teachers and other employees of the Institute including scales or pay, contribution of pension, insurance, gratuity, provident fund, benevolent fund and other fringe benefits;

the terms and conditions of contractual appointments of teachers, researchers and officers;

the maintenance of register of registered graduates;

the establishment of Faculties, teaching departments and other academic units and divisions;

the powers and duties of officers and teachers;

the conditions under which the Institute may enter into arrangements with other public or private organizations for purposes of instruction, research and other scholarly activities;

the conditions for appointment of Emeritus and

Distinguished Professors;

the efficiency and discipline of the employees of the Institute;

the affiliation and disaffiliation of institutions and related matters;

the acquisition and administration of properties and investment of the Institute; and

all other matters which under this Act are required to be done or may be prescribed or regulated by statutes.

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

(3) The President shall have the power to assent to the statutes submitted to him for approval, or refer them back to the Board for

Constitution,  
Functions and Powers  
of other Authorities.

Appointment of  
Committees by the  
Authority.

Statutes.

reconsideration.

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

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

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

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

(iii) conduct and supervision of examination, appointment of examiners, scrutiny, tabulation and declaration of result;

(iv) determination of fees and other charges for admission to various courses, examination and hostels;

(v) maintenance of discipline among students and schemes for their welfare;

(vi) conditions under which a person should carry on independent research to entitle him to a degree;

(vii) conditions of residence of the students of the Institute or colleges, including levy of fees for residence in the halls of residence and hostels;

(viii) the approval of licensing of hostels and lodgings;

(ix) the institution of fellowships, scholarships, prizes, medals, honoraria and other financial assistance for students and research scholars;

(x) conduct of convocation and form of academic costumes;

(xi) — use of library; and

(xii) all other academic matters which by this Act or statutes are to be or may be prescribed by regulation.

(2) The Board shall have powers to approve the regulations submitted to it with or without modification or refer them back to the Academic Council for reconsideration or reject them.

(3) No regulations shall be valid until they have been approved by the Board.

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

Provided that the Board may direct the amendment or annulment

Regulations.

Rules.

of any rules made by any authority or body, under this section:

Provided further that if such other Authority or body is dissatisfied with such direction, it may appeal to the President whose decision in the matter shall be final.

(2) The Board may make rules to regulate any matter relating to the affairs of the Institute which under this Act is not specifically required to be provided for by the statutes or regulations.

30. The procedure for adding to, amending or repealing the statutes and the regulations shall be the same as that prescribed respectively for framing or making the statutes and regulations.

## CHAPTER VI

### AFFILIATION OF EDUCATIONAL INSTITUTIONS TO THE INSTITUTE

31. (1) An educational institution applying for affiliation to the Institute shall make an application to the Institute and shall satisfy it —

(a) that the educational institution is under the management of the Government or of a regularly constituted governing body;

(b) that the financial resources of the educational institution are sufficient to enable it to make due provision for its continued maintenance and efficient working;

(c) that the strength and qualifications of the teaching and other staff, and the terms and conditions of their service, are adequate to make due provision for the courses of instruction, teaching or training to be undertaken by the educational institution;

(d) that the educational institution has framed proper rules regarding the efficiency and discipline of its staff and other employees;

(e) that the building in which the educational institution is to be located is suitable, and that provision will be made, in conformity with the Statutes and the Regulations for the residence of students, not residing with their parents or guardians, in the hostels established and maintained by the educational institution or in hostels or lodgings approved by it, and the supervision and physical and general welfare of students;

(f) that provision has been made for a \_ Library and adequate library services;

(g) that where affiliations is sought in any branch of experimental sciences, due arrangements have been made for imparting instruction in that branch of science in a properly equipped laboratory, museum and other places of practical work;

Amendment and  
repeal of Statutes and  
Regulations.

Affiliation.

(h) that due provision will, so far as circumstances may permit, be made for the residence of Principal and members of the teaching staff in or near the college or the place provided for the residence of students; and

(i) that the affiliation of the educational institution, having regard to the provision which may have been made for students by another educational institution in its neighbourhood, will not be injurious to the interests of education or discipline.

(2) The application shall further contain and undertaking that after the educational institution is affiliated any transference of, and changes in the management and in the teaching staff, shall be forthwith reported to the University, and that the teaching staff shall possess such qualifications as are or may be prescribed.

(3) The procedure to be followed in depositing of an application for the affiliation of an educational institution shall be such as may be prescribed.

(4) The Board may, on the recommendation of the Affiliation Committee, grant or refuse affiliation to an educational institution:

Provided that affiliation shall not be refused, unless the educational institution has been given an opportunity of making a representation against the proposed decision.

## CHAPTER-VII THE INSTITUTE FUND

32. (1) The Institute shall have a Fund to which shall be credited its income from fees, donations, trusts, bequests, endowments, grants, contributions and all other sources.

(2) Capital and recurrent expenditure of the Institute shall be met from the contributions made by the Board and any other foundations, universities, individuals, institutes, Government and from the income derived from such sources including the Trust.

(3) No contribution, donation or grant which may directly or indirectly involve any immediate or subsequent financial liability for the Institute, 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.

(4) The accounts of the Institute 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 Institute by the registered 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

Fund, Audit and  
Accounts.

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

## CHAPTER-VIII

### GENERAL PROVISIONS

33. (1) An employee of the Institute shall retire from service -

(a) 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

(b) where no direction is given under clause (a), on the completion of sixty years of his age.

(2) Except as otherwise provided, no officer, teacher or other employee of the Institute 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.

(3) Where an order is passed punishing an employee (other than the Rector) of the Institute or altering or interpreting to his disadvantage the prescribed terms or conditions of his service, he shall, where the order passed by the Rector or any other officer or Teacher of the Institute, 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 the Board for review.

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

(5) 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.

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

(2) Where any Provident Fund has been constituted under this Act, the provisions of the Provident Funds Ordinance, 1925, shall apply to such funds.

35. 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.

Retirement from  
Service.

Pension, Insurance,  
Gratuity, Provident  
Fund and Benevolent  
Fund.

Term of office of  
members of  
Authorities.

36. Any casual vacancy among the appointed or nominated members of Filling of casual any Authority shall be filled as soon as conveniently may be possible by vacancies in the person or the body who appointed or nominated the member whose Authorities. place has become vacant and the person appointed or nominated to the

vacancy shall be 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 in institution or other body other than the Institute has ceased to exist or has ceased to function, or for any other circumstance which make it impracticable to fill the vacancy, the vacancy shall be filled in such manner as the Board may direct on the recommendation of the President.

(2) The office of a nominate member shall become vacant if he resigns or fails to attend three consecutive meetings of any Authority without sufficient cause or leave of absence, or his nomination is changed by the nominating authority.

37. (1) Notwithstanding anything contained in this Act, a person Disputes about nominated or appointed to any Authority shall cease to be a member of membership of such Authority as soon as he has ceased to hold the position by virtue of Authorities. 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 Rector, the judge of the High Court of Sindh, who is the member of the Board and a nominee of the President and the decision of the committee shall be final and binding.

38. The constitution, functions and powers of other Authorities for which Constitution, no specific provision or insufficient provision has been made in this Act Functions and Powers shall be such as may be prescribed by the statutes. of other Authorities.

39. The Board, the Academic Council or other Authorities may appoint Appointment of such Standing, Special or Advisory Committees, as they may consider Committee by the advantageous in the performance of their functions and may appoint such Authority. persons to these committees who are not members of any Authority.

40. When number of a newly constituted Authority is appointed or Commencement of nominated his term of office, as fixed under this Act shall commence from term of members of such date as may prescribed. Authorities.

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

42. (1) The Institute shall work within the framework of the Education General Provision. policy and other law or policy framed by Government or Commission from time to time.

(2) Annual monitoring charges as fixed by Government from time to

time shall be paid by the Institute through pay order in the name of

Secretary, Education Department, Government of Sindh.

(3) The academic qualifications, salaries and fringe benefits of the academic staff shall not be less than those admissible to such staff in public institutes in the Province.

43. If any question arises as to the interpretation of any of the provisions of this Act, it shall be placed before the President whose decision thereon shall be final.

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

45. No court shall have jurisdiction to entertain any proceeding, 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.

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

47. In case of winding up or dissolution of the Institute, the surplus assets or property, after the satisfaction of all debts and liabilities, shall not be paid or disbursed among the members, but shall stand transferred to the Trust.

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

**THE SCHEDULE**  
**THE FIRST STATUTES**  
(see section 44)

1. (1) The Institute shall include the following Faculties:-

(i) Faculty of Business and Management Science;

(ii) — Faculty of Art and Design;

(iii) | Faculty of Social Sciences and Linguistics;

(iv) | Faculty of Engineering and Computational Science; and  
(v) such other Faculties as may be prescribed by statutes.

(2) Each college or faculty shall include such institutes, teaching departments, centers or other teaching or research units as may be prescribed by statutes.

2. (1) There shall be a Board of each Faculty which shall consist of —

- (a) \_ the Dean of the Faculty;
- (b) the Professors and Heads of the Teaching Departments of the faculty;
- (c) two members of each Board of Studies that comprise the Interpretation.

First Statutes.

Bar of Jurisdiction.

Indemnity.

Winding up or dissolution of Institute.

Removal of difficulty.

Faculties.

Board of Faculty.

(d)

(e)

(f)

Faculty to be nominated by the Board of Studies concerned; three teachers to be nominated by the Academic Council by reason of their specialized knowledge of subjects which, though not assigned to the Faculty, have in the opinion of the Academic Council, important bearing on the subjects assigned to the Faculty;

two experts in the relevant field from outside the Institute to be appointed by the Board; and

one member to be nominated by the Rector.

(2) The members other than ex-officio members shall hold office for a period of three years.

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

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

(a)

(b)

(c)

(d)

(e)

(f)

co-ordinate the teaching and research work in the subjects assigned to the Faculty;

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 observations;

scrutinize the recommendations of the Board of the Studies comprising the Faculty with regard to the appointment of paper-setters, and examiners for graduate and post graduate examinations and to forward the panels of suitable paper-setters and examiners for each examination to the Rector;

consider any other academic matter relating to the Faculty and report thereon to the Academic Council;

prepare a comprehensive annual report regarding the

performance of each department, comprising the faculty for presentation to the Academic Council; and

perform such other functions as may be prescribed by the statutes.

3. (1) There shall be a Dean of each faculty who shall be the Chairperson and convener of the Board of Faculty.

(2) The Dean shall be appointed by the Board from amongst the three senior-most faculty members with a minimum rank of Assistant Professor on the recommendation of the Rector and shall hold office for a period of three years and shall be eligible for reappointment.

(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 have such powers and duties as may be prescribed by the Board on the recommendations of the Rector.

Dean of Faculty.

4. (1) There shall be a Teaching Department for each subject or a group of Teaching allied subjects, as may be prescribed by the regulations and shall be headed Department. by the Chairman.

(2) The Chairman of Teaching Department shall be appointed by the Board, on the recommendation of the Rector, from amongst the three senior-most Associate Professors or Assistant Professors other than the ones already working as Deans, for a period of three years and shall be eligible for reappointment:

Provided that where in a Department there is no Professor or Associate Professor, no such appointment shall be made and the Department shall be looked after by the Dean with the assistance of the senior-most teacher of the Department.

(3) The Chairman of the Department shall -

(a) plan, organize and supervise the work of the Department and shall be responsible to the Dean for the work of his Department;

(b) under the general supervision of the Rector and the Dean, shall exercise all administrative, financial and academic powers and such other duties or powers as may be delegated to him; and

(c) prepare a comprehensive annual report on the performance of the Department at graduate and post-graduate levels, and faculty research and development and submit it to the Dean of the Faculty for evaluation.

5. (1) There shall be a Board of Studies for each subject or a group of Board of Studies. subjects as may be prescribed by regulations.

(2) Each Board of Studies shall consist of -

(i) \_ the Chairman of the Teaching Department concerned;

(ii) all Professors and Associate Professors in the Teaching Department concerned;

(iii) three Institute teachers, other than professors or Associate Professors to be appointed by the Academic Council;

(iv) three experts, other than Institute teachers, to be appointed by the Rector.

(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 teaching Department concerned shall be the Chairman and convener of the Board of Studies.

(6) The functions of the Board of Studies shall be —

(i)

to advise Authorities on all academic matters connected with instruction, research and examination in the subjects concerned;

(ii) to propose curricula and syllabi for all degree, diploma and

certificate courses in the subject or subjects concerned;

(iii) to suggest a panel of names of papers setters and examiners

in the subjects concerned; and

(iv) to perform such other functions as may be prescribed by

regulations.

6. (1) There shall be a Board of Advanced Studies and Research consisting

of -

(i)

(ii)

(iii)

(iv)

(v)

(vi)

(vii)

(viii)

the President, who shall be its Chairman;

the Rector;

all the Deans;

one Professor from each faculty having experience in research in relevant field to be appointed by the Academic Council;

one Professor from each faculty other than the Dean to be appointed by the Board;

one member to be nominated by the Rector;

three members from the relevant field from the Research Organizations or Universities, to be nominated by the Board; and

the Registrar, who shall act as its Secretary.

(2) The term 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 of the Advanced Studies Research Board shall be —

(i)

(ii)

(iii)

(iv)

(v)

to advise the Authorities on all matters connected with the promotion of Advance Studies and research in the Institute;

to propose regulations regarding the award of research degrees;

to appoint supervisors for research students to determine the subject of their thesis;

to recommend panels of names of paper setters and examiners for research degrees; and

to perform such other functions as may be prescribed by statutes.

Board of Advanced  
Studies and Research.

7.(1) There shall be a Selection Board consisting of—  
(a) the Rector who shall be its Chairman;  
(b) the Dean of the Faculty concerned;  
(c) the Chairman of the teaching Department concerned;  
(d) two members of the Board to be nominated by the Board;  
(e) two eminent scholars to be nominated by the Board;  
(f) the Registrar shall be the Secretary of the Selection Board.

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

(3) The quorum for a meeting of Selection Board shall be four members.

(4) No member 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 Rector from standing list of experts of each subject approved by the Board on the recommendation of the Selection Board and revised from time to time.

(6) The functions of the Selection Board shall be —

(a) to consider all applications 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;

(b) to recommend to the Board the grant of higher initial pay in a suitable case for reasons to be recorded in writing;

(c) to recommend to the Board the appointment of an eminently qualified person to a position in the Institute on the terms and conditions as may be prescribed;

(d) to consider all cases of promotion of academic staff and officer of the Institute and recommend to the Board the names of suitable candidates for such promotions; and

(e) that in the event of an unresolved difference of opinion between the Selection Board and the Board, the matter shall be referred to the President whose decision in the matter shall be final.

8. (1) There shall be Finance and Planning Committee consisting of -

(i) the Rector who shall be its Chairman;

(ii) all the Deans;

(iii) | two nominees of the Trust;

(iv) one member of the Board to be nominated by the Board;

Selection Board.

Finance and Planning  
Committee.

(v) one member of the Academic Council to be nominated by the Academic Council;

(vi) one representative each from Education and Finance Departments of Government not below the rank of Deputy Secretary; and

(vii) the Director Finance of the Institute shall be a member and Secretary of the Board.

(2) The term of the office of the members of the Finance and Planning Committee, other than ex-officio members shall be for a period

of three years.

(3) The quorum for a meeting of the Finance and Planning Committee shall be four members.

(4) The functions of the Finance and Planning Committee shall be

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

(ii) to review periodically the financial position of the Institute;

(iii) to advise the Board on all matters relating to planning, development, finance investment and accounts of the Institute;

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

(v) to prepare staff and resource development plans; and

(vi) to perform such other functions as may be prescribed by statutes.

9. (1) The Discipline Committee shall consist of -

(a) the Rector or his nominee;

(b) two Professors to be nominated by the Academic Council;

(c) one member to be nominated by the Trust; and

(d) the Teacher or Officer Incharge of Student Affairs.

(2) The term of office of members of the Discipline Committee, other than ex-officio members shall be two years.

(3) The quorum for a meeting of the Discipline Committee shall be three members.

(4) The functions of the Discipline Committee shall be-

(a) to propose regulations to the Academic Council for the conduct of Institute students, maintenance of discipline

and for dealing with cases of discipline; and

(b) to perform such other functions as may be assigned to it by the statutes or regulations;

Discipline Committee  
and its functions.

10. (1) There shall be an Affiliation Committee which shall consist of —  
(a) the President who shall be the Chairperson;  
(b) the Rector;  
(c) one member of the Board to be nominated by the Board;  
(d) two Professors to be nominated by the Academic Council;  
(e) the Director Education (Colleges) of the region concerned.

(2) The term of the office of the appointed members of the Affiliation 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 the Affiliation Committee shall be three members.

(5) An officer of the Institute to be designated by the President for this purpose shall act as the Secretary of the Committee.

(6) The Affiliation Committee shall perform the following functions:-

(i) to frame rules governing the affiliations for institutions seeking affiliations with the Institute;

(ii) to inspect and affiliate Institutions seeking affiliations with the Institute;

(iii) to enquire into the complaints alleging breach of conditions of affiliations by affiliated colleges; and

(iv) to perform such other functions as may be prescribed by the regulations.

BY ORDER OF THE SPEAKER

Affiliation  
Committee.

PROVINCIAL ASSEMBLY OF SINDH

G.M.UMAR FAROOQ  
SECRETARY

PROVINCIAL ASSEMBLY OF SINDH