

SIND ACT NO.III OF 1977

THE N.E.D. UNIVERSITY OF ENGINEERING AND TECHNOLOGY ACT, 1977

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50. Indemnity.

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[30th May, 1977]

An Act to establish a University of Engineering and Technology at Karachi.

WHEREAS it is expedient to establish a University of Preamble. Engineering and Technology at Karachi.

It is hereby enacted as follows:—

CHAPTER—1

PRELIMINARY

1. (1) This Act may be called the N.E.D. University of Short title and Engineering and Technology Act, 1977. commencement.

(2) It shall come into force at once.

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

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

(b) "affiliated college" means the college affiliated to the University;

(c

"Authority" means any of the Authorities of the University specified in section 12;

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

(e

"college" means a college and includes an institution, in which arrangements exist for imparting instructions or practical training, in courses of studies relating to engineering, technology and such other subjects as may be prescribed;

(f) "Dean" means the Head of a Faculty;

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

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

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- (i) "N.E.D." means Nadirshaw Edulji Dinshaw;
- (j) "Officer" means any of the Officers of the University specified in section 26;
- (k) "prescribed" means prescribed by Statutes, Regulations or Rules;
- (l) "Principal" means the head of a college;
- (m) "Pro-Chancellor" means the Pro-Chancellor of the University;
- (n) "registered graduate" means a graduate of the University whose name has been entered in the register maintained for this purpose and includes a graduate, of any recognized university, in any of the subjects prescribed by or under this Act and residing within the local limits of the division of Karachi, and whose name has been entered in the said register;
- (o) "Regulations" means the Regulations made or deemed to have been made under this Act;
- (p) "Rules" means the Rules made or deemed to have been made under this Act;
- (q) "Senate" means the Senate of the University;
- (r) "Statutes" means the Statutes made or deemed to have been made under this Act;
- (s) "Syndicate" means the Syndicate of the University;
- (t) "teacher" means a person engaged for imparting instruction in the University or a college, in any prescribed course or courses and includes a person declared as such by Regulations;
- (u) "Teaching Department" means a Teaching Department established and maintained, or recognized, by the University;
- (v) "University" means the N.E.D. University of Engineering and Technology established under this Act;
- (w) "Vice-Chancellor" means the Vice-Chancellor of the University;

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CHAPTER—II
THE UNIVERSITY

3. (1) There shall be a University of engineering and technology to be called the N.E.D. University of Engineering and Technology at Karachi.

(2) The University shall consist of the Chancellor, the Pro-Chancellor, all Officers, all University teachers and other members of the Authorities.

(3) The University shall be a body corporate having perpetual succession and a common seal and may, by the aforesaid name, sue and be sued.

(4) The University shall be competent to acquire and hold property, both movable and immovable, or, sell or otherwise transfer any property vested in it or enter into contract for the purposes of this Act.

(5) All properties, owned or possessed and all rights and interests held or enjoyed, by, and all liabilities subsisting against, the University of Karachi, in respect of the additional campus set up in the former N.E.D. Engineering College of the said University, immediately before coming into force of this Act, shall stand transferred to the University.

(6) All employees including teachers and Officers of the University of Karachi serving at the aforesaid additional campus, immediately before coming into force of this Act, shall stand transferred for service under the University on such terms and conditions as the University may determine:

Provided that such terms and conditions shall not be less favourable than those admissible to such employees immediately before their transfer to the University.

4. The University shall have the powers—

(a) to provide for instructions and research in, and advancement and dissemination of knowledge of, engineering technology and such other allied subjects as may be prescribed;

(b) to prescribe courses of studies to be taught in the University and colleges;

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- (c) to hold examinations and confer degrees, diplomas, certificates and other academic distinctions on persons who have, under the prescribed conditions, been admitted to and passed its examinations;
- (d) to confer, in the prescribed manner, honorary degrees or other academic distinctions on such persons as the Chancellor may approve;
- (e) to confer degrees on persons who have done independent research under prescribed conditions;
- (f) to provide for teaching specified courses or training for persons not being the students of the University and grant certificates and diplomas to such persons;
- (g) to affiliate or disaffiliate colleges in the prescribed manner;
- (h) to admit colleges to its privileges or withdraw such privileges from them in the prescribed manner;
- (i) to inspect colleges affiliated or seeking affiliation;
- (j) to accept the examinations passed or the periods of study spent at other Universities or place of learning, as equivalent to examinations or periods of study in the University or withdraw such acceptance;
- (k) to co-operate with other Universities or public authorities in such manner and for such purposes as it may determine;
- (l) to create posts in connection with teaching, research, extension, administration, training and for any other purposes related thereto, and appoint persons there-against;
- (m) to recognize any teacher of an affiliated college or such other person as University teacher;
- (n) to institute and award fellowships, scholarships, bursaries, medals and prizes in the prescribed manner;

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(v)

to establish Teaching Departments, colleges, Faculties, institutes, centres of excellence, museums and other centres of learning for the development of teaching and research and make such arrangements for their maintenance, management and administration, as it may determine;

to control the residence of the students of the University and the colleges, institute and maintain halls of residence and approve any place as hostel or lodging of students;

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

to take disciplinary action against, and impose penalty on, students, in the prescribed manner;

to charge and receive such fees and other payments as it may determine;

to receive and manage property transferred, and grants, bequests, trusts, — gifts, += donations, endowments and other contributions, made, to the University, and invest any fund representing such property, grants, bequests, trusts, gifts, donations, endowments or contributions in such manner as it may deem fit;

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

to do all such other acts and things, whether incidental to the powers aforesaid or not, as may be necessary to further the objects of the University as a place of education, learning and research.

5. "(1) Notwithstanding anything contained in any law,

the University shall have jurisdiction within the limits of its campus and in respect of colleges in such areas within the Province of Sindh as may be notified by Government from time

to time:”.]

Jurisdiction of the University.

¹ In section 5, for sub-section (1) except proviso, following substituted vide Sindh Act No.XLIII of 2013. Dated September 16, 2013.

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Provided that Government may, in consultation with the University, by general or special order, modify the jurisdiction.

(2) On coming into force of this Act, the provisions of all other laws corresponding to the provisions of this Act, for the time being applicable within the jurisdiction of the University, shall cease to apply and be deemed to have been repealed.

(3) No college situating within the jurisdiction of the University shall, save with the permission of Government, seek affiliation, or remain affiliated with any other University.

(4) Subject to sub-section (3), all colleges within the jurisdiction of the University shall, on coming into force of this Act, stand affiliated with the University.

6. The University shall be open to all persons irrespective of sex, religion, race, creed, class or colour and no person shall be denied the privileges of the University on any such ground:

Provided that nothing in this section shall be deemed to prevent religious instruction being given to the students in their own religious faiths in such manner as may be prescribed.

'I"6-A. The policy of admission of the University in general including its constituent colleges, institutes and centers shall be followed as determined by Government from time to time in order to provide equal opportunities to all the students of Province of Sindh.".]

7. (1) All teaching in various courses in the University or colleges shall be conducted in the prescribed manner, and it may include' lectures, tutorials, discussions, | seminars, demonstrations, practical work, in laboratories and workshops and other methods of instruction.

(2) The teaching in any prescribed course in the University or colleges shall be organized by such Authority as may be prescribed.

(3) The courses and the curricula for teaching in the University or colleges shall be such as may be prescribed? [.]:
3["Provided that at the level of Bachelor's degree, in all faculties, a discipline to be called the Islamic and Pakistan

University open
to all classes,
creeds, etc.

Teaching in the

University.

¹ After section 6, new sub-section 6-A inserted vide Sindh Act No. XLIII of 2013. Dated September 16, 2013.

² In section 7, in sub-section (3) full stop replaced by colon vide Sind Ordinance No.XVIII of 1980. Dated December 22, 1980.

³In section 7, in sub-section (3) proviso added by ibid.

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Studies Discipline shall be compulsory for Muslim students, and non-Muslim students shall, in lieu of such discipline, have option to offer Ethics and Pakistan Studies.".]

8. (1) There shall, in the prescribed manner, be University constituted a Union of the students of the University hereinafter Students union. called the Union.

(2) The functions and privileges of, and other matters relating to, the Union shall be such as may be prescribed.

CHAPTER—II CHANCELLOR AND PRO-CHANCELLOR

9. (1) The Governor of Sind shall be the Chancellor of the Chancellor. University.

(2) The Chancellor shall, when present, preside at Convocation of the University.

10. (1) [The Chancellor may cause an inspection or inquiry Visitation. to be made in respect of any affair or matter directly or

indirectly concerned with the University and appoint ['one or

more persons "in consultation with Government"] to conduct

such inspection or enquiry.

(2) The Syndicate shall be given a notice of an inspection or enquiry under sub-section (1) and shall be entitled to be represented at such inspection or enquiry.

(3) After the inspection or enquiry is completed, the Chancellor shall cause his views as to result thereof to be communicated to the Syndicate, and after ascertaining the reactions of the Syndicate, the Chancellor may advise the Syndicate to take such action or refrain from doing such thing, within such time, as he may specify in this behalf.

(4) Where the Syndicate fails to carry out the advice of the Chancellor given under sub-section (3) within the specified time, the Chancellor may, after considering the explanation or representation, if any, made by the Syndicate, issue such

"In section 10, sub-section (1) words inserted vide Sindh Act No. XLII of 2013. Dated September 16, 2013.

directions as he deems fit, and it shall be the duty of the Vice-Chancellor to ensure due compliance or such directions.

11. (1) The Minister for Education, Sind, or, if there are more Pro-Chancellor than one Minister for Education in the Province, the Minister for

Higher Education, Sind, shall be the Pro-Chancellor of the University.

(2) When the Chancellor is absent or is otherwise unable to act a such, the Pro-Chancellor shall exercise the powers and perform the functions of the Chancellor.

CHAPTER—IV AUTHORITIES OF THE UNIVERSITY

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

- (i) the Senate;
- (ii) the Syndicate;
- (iii) — the Academic Council;
- (iv) the Boards of Faculties;
- (v) the Boards of Studies;
- (vi) the Selection Board;
- (vii) the Advanced Studies and Research Board;
- (viii) the Finance and Planning Committee;
- (ix) the Affiliation Committee;
- (x) the Discipline Committee; and
- (xi) such other bodies as may be prescribed by the statutes.

13. (1) The Senate shall consist of — Senate.

- (i) | the Chancellor;
- (ii) | the Pro-Chancellor;
- (iii) all Officers;
- (iv) the Members of the Syndicate;
- (v) all Professors of the University including Emeritus Professors;

- (vi) four University teachers other than Professors, having at least three years' service, to be elected by all University teachers;

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(vii) — all Principals of affiliated colleges;

(viii) two representatives of students unions, namely, the President of the Students Union of the University and one of the Presidents of the Students' Union of the affiliated college to be elected by such Presidents;

(ix) the chairman of the Boards of Intermediate and Secondary Education, Karachi;

(x) one registered graduate to be elected by all such graduates from amongst themselves; and

(xi) two persons from amongst the eminent engineers and experts in engineering and technology to be nominated by the Chancellor 'f[on the recommendation of Government'.]

(2) The Chancellor or in his absence, the Pro-Chancellor, or in the absence of both, the Vice-Chancellor, shall be the Chairman of the Senate.

(3) Members of the Senate, other than ex-officio members, shall hold office for three years, and if the office of any such member becomes vacant before the expiry of such term, such vacancy shall be filled in accordance with sub-section (1) and, the member appointed to such vacancy shall hold office for the un-expired portion of the term.

(4) The Senate shall at least meet 2[once a year on the date] to be fixed by the Vice-Chancellor with the consent of the Chancellor.

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

14. Subject to the provisions of this Act, the Senate shall have Powers and the powers— duties of the Senate.

(a) to consider and pass Statutes;

(b) to consider and approve the annual report, the annual statement of accounts and the annual and revised budget estimates;

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

(d) to delegate any of its powers to an Authority or

¹In section 13, for sub-section (1) words inserted vide Sindh Act No.XLIII of 2013. Dated September 16, 2013.

² In section 13, for sub-section (4) words substituted vide Sindh Ordinance No. XVII of 2002. Dated June 15, 2002.

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Officer or a Committee or Sub-Committee; and

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

15. ["(1) The Syndicate shall consist of - The Syndicate.

(i) the Vice-Chancellor, who shall be its Chairman:
2["(i-a) Pro-Vice-Chancellor's]

(ii) 3['two members of Senate to be elected by the Senate;"]

(iii) | two members of the Senate other than employees of the University or affiliated colleges to be elected by the Senate;

(iv) the Chief Justice of the High Court of Sind or a Judge of the High Court nominated by him;

(v) Secretary to Government of Sind, Education Department:

(vi) one nominee of the University Grants Commission;

(vii) one Dean to be nominated by the Chancellor on the recommendations of the Vice-Chancellor;

(viii) 4[" (a) one Professor to be elected by the Professors of the University from amongst themselves;]

(b) one Associate Professor to be elected by the Associate Professors of the University from amongst themselves;

(c) one Assistant Professor to be elected by Assistant Professors of the University from amongst themselves;

(d) one lecturer with minimum service of two years to be elected by lecturers of the University from amongst themselves";]

(ix) three persons of eminence to be nominated by the Chancellor ['on the recommendation — of Government']:

(x) one Principal of an affiliated college, if any, and one Principal of constituent college, if any, to be nominated by the Chancellor; and

(xi) the President of the Union." ¢[";

(xiii) one Alim and, one woman not serving in any

educational institution to be nominated by the

Chancellors['on the recommendation of Government']".]

' In section 15, for sub-section (1) substituted vide Sind Ordinance No. XVIII of 1980. Dated December 22. 1980.

* In section 15, for sub-section (1) for clause (i-a) substituted vide Sindh Act No.XLIII of 2013. Dated September 16, 2013

> In section 15 of its sub-section (1) for clause (ii) substituted vide Sind Ordinance No. VII of 1981. Dated April 6, 1981.

4 In section 15 of its sub-section (1) for clause (viii) substituted vide Sind Ordinance No. VIII of 1981. Dated April 6, 1981.

> In section 15, of its clause (ix) and (xii) words added vide Sindh Act No.XLIII of 2013. Dated September 16, 2013.

® In section 15 of its clause (xi) full stop at the end replaced by semi colon and thereafter added vide Sind Ordinance No. VIII

1981. Dated April 6, 1981.

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(2) Members of the Syndicate, other than ex-officio members, shall hold office for '***' 2["three"] years and if the office of any such member becomes vacant before the expiry of such term, such vacancy shall be filled in accordance with sub-section (1), and the member appointed to such vacancy shall hold office for the un-expired portion of the term.

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

16. (1) ~The Syndicate shall be the executive body of the University and shall, subject to the provisions of this Act and the statutes, exercise general supervision over the affairs and the property of the University.

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

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

(b) to hold, manage, receive, acquire in any manner or, transfer by sale or otherwise any movable or immovable property, on behalf of the University;

(c) to hold, administer and, control funds on behalf of the University and after giving the due regard to the advice of the Finance and Planning Committee, invest (such funds in Government securities or such other securities as may be prescribed;

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

(e) to cause to be maintained proper books of accounts of all financial transaction including the assets and liabilities of University;

(f) to enter into contracts on behalf of the University;

(g) to provide buildings and other premises, libraries, furniture, apparatus, equipment and such other things required for the University;

Powers and

duties of the
Syndicate.

'In section 15, for sub-section (2) the words substituted vide Sind Ordinance No. XVIII of 1980. Dated December 22. 1980

*In section 15 of its sub-section (2) the words substituted vide Sind Ordinance No. VIII of 1981. Dated April 6, 1981.

(h) to establish and maintain halls of residence and hostels for students and approve any place as hostel or lodging of students;

(i) to affiliate and disaffiliate colleges;

(j) to admit colleges to the privileges of the University and withdraw such privileges;

(k) to cause inspections to be made of colleges and the Teaching Department;

(l) to create posts in connection with teaching, research, extension, administration, training and for any other purposes related thereto;

(m) to appoint, on the recommendation of the Selection Board, University Teachers and employees to posts carrying initial pay exceeding five hundred rupees;

(n) to appoint Emeritus Professors on such terms and conditions as may be prescribed;

(o) to suspend, punish and remove from service, Officers (other than the Vice-Chancellor), teachers, and other employees in the prescribed manner;

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

(q) to confer, subject to the approval of the Chancellor, honorary degrees in accordance with the conditions as may be prescribed;

(r) to propose drafts of Statutes for submission to the Senate;

(s) to consider and approve Regulations proposed by the Academic Council, or frame Regulations after calling the advice of the Academic Council;

(t) to cause to be prepared annual report as regards the affairs of the University for submission to and approval of the Senate;

(u) to furnish report on any matter called for by the Senate;

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(v) to deal with the matters concerning the University not provided for, in this Act in any manner as it may deem fit; and

(w) to delegate any of its powers to an Authority or Officer or a Committee or Sub-Committee.

17. (1) = The Academic Council shall consist of — Academic

. . . Council.

(i) the Vice-Chancellor (Chairman):

"(i-a) Pro-Vice Chancellors;"]

(ii) the Deans;

(iii) the Professors of the University including Emeritus Professors;

(iv) the Chairman of the Teaching Departments;

(v) — all Principals of affiliated colleges;

(vi) two persons from amongst the eminent engineers and experts in engineering and technology to be nominated by the Chancellor 2['on the recommendation of Government';]

(vii) the Secretary to Government of Sind, Education Department:

(viii) the Registrar;

(ix) the Librarian; and

(x) the Controller of Examinations.

(2) Members of the Academic Council, other than ex-officio members, shall hold office for three years and if the office of any such member becomes vacant before the expiry of such term, such vacancy shall be filled in accordance with sub-section (1), and the member appointed to such vacancy shall hold office for the un-expired portion of the term.

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

"In Section 17, for sub-section (1) of its clause (i-a) substituted vide Sindh Act No.XLIII of 2013. Dated September 16, 2013.

* In section 17 of its clause (vi) after the word added vide Sindh Act No.XLIII of 2013. Dated September 16, 2013.

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18. (1)

The Academic Council shall be the academic body of the University and shall, subject to the provisions of this Act, the Statutes and the Regulations have the powers to lay down proper standards of instructions, research and examinations, and to regulate and promote the academic life of the University and the colleges.

(2)

Without prejudice to the generality of the foregoing

powers, and subject to the provisions of this Act, the Statutes and the Regulations, the Academic Council shall have the

powers—

(a)
(b)
(c)
(d)
(e)

(f)

(g)

(h)

(i)

to advise the Syndicate on academic matters;

to regulate the teaching, research and examinations;

to regulate the admission of students to the courses of studies and examinations of the University;

to regulate the award of studentship, scholarships, medals and prizes;

to regulate the conduct and discipline of the students of the University;

to propose to the Syndicate schemes for the constitution and organization of Faculties, Teaching Departments and Boards of Studies;

to initiate regulations for consideration and

approval of the Syndicate:

to propose regulations annually, on the recommendations of any Board of Faculty or the Board of Studies, prescribing the courses of studies, the syllabi and the outlines of texts for all University examinations; provided that if the recommendations of such Boards are not received by the prescribed date, the Academic Council may, subject to the approval of the Syndicate, permit such regulations to continue for the next following year;

to recognize the examinations of other Universities or examining bodies as equivalent to the corresponding examinations of the University;

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

Powers and
duties of the
Academic
Council.

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(k) to perform such other functions

prescribed by the Statutes.

as may be

19. The constitution, functions and powers of the Authorities
for which no specific provision has been made in this Act shall

be such as may be prescribed by the Statutes.

20.

standing, special or advisory committees, as it may deem fit,

Any Authority may, from time to time, constitute such

and appoint persons not being members of such Authorities, as

members of the Committee.

[21 "(1)" Where a member has been elected, appointed or
nominated, to any Authority or body for any fixed terms under
this Act, such term shall unless the date of its commencement
has been prescribed, be reckoned from the date of the
election, appointment or nomination, as the case may be.

"(2) Where a member who has been nominated or
elected to any Authority or body fails to attend
three meetings of the Authority or body
consecutively, he shall cease to be the member.

"(3) Where a member who has accepted any

assignment or for any such other reason remains

absent from the University for a period not less
than six months he shall be deemed to have
resigned and vacated his seat.";]

22. When a dispute arises if any person is eligible to become
or continue as member of any Authority, it shall be referred to a
committee consisting of the Vice-Chancellor, the most Senior
Dean and the Chief Justice of the High Court of Sind or a Judge
of the High Court nominated by him, and the decision of such
committee shall be final.

23. Where the office of a member of an Authority or body
has become vacant owing to the abolition of any office under
Government or dissolution of an organization, institution or other
body competent to elect, appoint or nominate such member,

or such organization, institution or body has ceased to function,
or for some other reason, it has become difficult to fill the

Constitution,
functions and
powers of other
Authorities.

Appointment of
Committees by
certain
Authorities.

Commencement
of term of office
of members of
Authorities.

Disputes about
membership of
Authorities.

Voids in the
constitution of
Authorities.

¹ The existing section 21 re-numbered and thereafter it is added vide Sind Ordinance No. VII of 1981. Dated April 6, 1981.

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vacancy, such vacancy shall be filled in such manner and, subject to such conditions as the Chancellor may direct.

24. No act or proceeding of any Authority or body of the University shall be invalid merely by reason of any vacancy in such Authority or body of defect in its constitution.

25. (1) Where the Chancellor 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 such proceedings.

(2) Where a member of any Authority has been convicted of an offence involving moral turpitude, or has become of un-sound mind or has otherwise been incapacitated from performing his functions as member of such

Authority, such person shall be removed from membership of the Authority by the Chancellor.

CHAPTER—V
OFFICERS OF THE UNIVERSITY

26. The following shall be the Officers of the University: -

(i) the Vice-Chancellor;
"(i-a) Pro-Vice-Chancellors;"]

(ii) the Deans;

(iii) — the Chairman of the Teaching Departments;
(iv) — the Registrar;

(v) the Director of Finance;

(vi) the Controller of Examinations;

(vii) the Resident Auditor;

(viii) the Librarian; and

(ix) such other persons prescribed by the Regulations.

Validity of
proceedings of
Authority.

Annulments of
proceedings of

authorities.

Officers of the
University.

"In section 26, for clause (i-a) substituted vide Sindh Act No.XLIII of 2013. Dated September 16, 2013.

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27. =["(1) The Vice Chancellor shall be appointed by the Vice-Chancellor. Chancellor on the recommendation of Government for a period of four years, which may be extended for one more term on such terms and conditions as the Chancellor may determine:

Provided that the Vice Chancellor who has remained the Vice Chancellor of the University for more than two terms shall, on commencement of this Act, cease to hold office.".]

(2) When the office of the Vice-Chancellor is vacant, or he 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 as he may deem fit.

(3) The Vice-Chancellor shall be principal executive and academic officer of the University.

28. The Vice-Chancellor shall have powers— Powers and duties of the

(i) to ensure the due observance of the provisions of vice-Chancellor. this Act and the Statutes, the Regulations and the Rules;

(ii) to preside in the absence of the both the Chancellor and Pro-Chancellor, at a Convocation of the University and the meetings of the Senate;

(iii) to attend and preside at the meetings of the Authorities or other bodies of the University of which he may or may not be the Chairman;

(iv) to take such action, in an emergency, which he considers necessary and report, as soon thereafter as possible, the action so taken to the Officer, Authority or other body which in the ordinary course, would have taken that action;

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

(vi) to make appointments to posts carrying initial pay not exceeding five hundred rupees per month;

¹In section 27, for sub-section (1) substituted vide Sindh Act No.XLIII of 2013. Dated September 16, 2013.

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(vi) to sanction expenditure within the approved

budget and if necessary re-appropriate funds

within the same major head of expenditure;

(vii) to sanction, by re-appropriation, an amount not exceeding five thousand rupees, for an unforeseen expenditure not provided for in the budget, and report it to the Syndicate at its next meeting;

(viii) to appoint paper setters and examiners for all examinations of the University, after considering panels of names received from the relevant Authorities;

(ix) to make arrangements for the scrutiny of papers, compilation of marks sheets and preparation of examination results;

(x) to assign to teachers, Officers and other employees of the University such duties of teaching, research, examination, administration or other activities of the University as he deems fit:

(xi) to delegate, subject to such conditions as may be prescribed, any of his powers under this Act, to any Officer or employee of the University; and

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

[***] 1[28-A. (1) The Pro-Vice Chancellor shall be appointed by the Chancellor on the recommendation of Government, for the main campus or for the additional campus(s), if any, or for both the campuses jointly or separately, on such terms and conditions and for such period not exceeding four years at a time as the Chancellor may determine.

(2) The = Pro-Vice-Chancellor appointed under sub-section (1) shall, notwithstanding anything contained in this Act, exercise such powers and perform such functions of the Vice-Chancellor or such other powers and functions, in respect of the campus for which he is appointed, as the Chancellor on the advice of Government may delegate to him.

(3) The Pro-Vice-Chancellor shall be ex-officio member of the Senate, Syndicate and Academic Council and shall be

¹ Section 28-A. substituted vide Sindh Act No. XLII of 2013. Dated September 16, 2013.

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deemed to be included in the University under sub-section (2)
of section 3 and be an officer of the University under section
26." .]

1[29. The Registrar shall be a whole-time officer of the Registrar.

University and shall be appointed by Government
on such terms and conditions as it may determine. He
shall -

(a) hold office for three years on the expiry
of which he shall be eligible for re-
appointment;

(b) be the custodian of the common seal
and the academic records of the
University;

(c) maintain a register of registered
graduates in the prescribed manner;

(d) conduct election of members to the
various authorities in the prescribed

manner; and

(e) perform such other duties as may be
prescribed.".]

30. (1) The Director of Finance, shall be a whole-time Director of
Officer of the University and, shall be appointed by the Finance.
2[("Government") on such terms and conditions as it may
determine.

(2) | The Director Finance shall—

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

(b) prepare the annual and revised budget estimates
of the University and place such estimates before
the Finance and Planning Committee, the
Syndicate and the Senate;

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

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

31. The Controller of Examinations shall be a whole Controller of
time officer of the University and shall be appointed by Examinations.
Government on such terms and = conditions as_ it may
determine. He shall be responsible for all matters connected

with the conduct of examinations and perform such other

duties as may be prescribed.”.]

¹ Section 29 substituted vide Sindh Act No.XLIII of 2013. Dated September 16, 2013.

² In Section 30, sub-section (1) words substituted vide Sindh Act No.XLIII of 2013. Dated September 16, 2013.

³ Section 31, substituted vide Sindh Act No.XLIII of 2013. Dated September 16, 2013.

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32. ["(1) The Resident Auditor, shall be a whole time Officer of the University and shall be appointed by the Provincial Audit Department on such terms and conditions as it may determine.":]

(2) The Resident Auditor, shall be responsible for all matters connected with the auditing of accounts of the University and shall perform such other duties as may be prescribed.

33. The terms and conditions of service and powers and duties of the officers not provided for hereinbefore shall be such as may be prescribed.

CHAPTER—VI

OFFICERS, TEACHERS AND OTHER EMPLOYEES OF THE UNIVERSITY

4[34.
herein-before—

(1)

Notwithstanding anything contained

(a)any officer, teacher or other employee of the University shall, as the Chancellor 5["in consultation with Government"] may in the public interest direct, serve in any post under Government or any other University or an Educational or Research Institution:

Provided that in the case of a teacher, the Syndicate shall be consulted before issuing the direction;

(6) the Chancellor may, in the public interest §[in consultation with Government], direct any post in the University to be filled by appointing an employee of Government or any other University or an Educational or Research Institution:

Provided that in the case of a teachers the Selection Board shall be consulted before filling in the post.",

Resident Auditor.

Other Officer.

Power to require Officers,

teachers or employees to
serve under any
Government or
Organization

Transfer Officers,
etc. to or from
other universities
or Government
offices.

' Section 32, for sub-section (1) substituted vide Sind Ordinance No.XVIII of 1980. Dated December 22, 1980.

? In Section 34 of its sub-section (1) the words inserted vide Sind Ordinance No.XVIII of 1980. Dated December 22, 1980

> In Section 34 of its sub-section (2) substituted vide Sind Ordinance No.XVIII of 1980. Dated December 22, 1980.

'Section 34 substituted vide Sind Ordinance No. VII of 1981 dated April 6, 1981.

> In Section 34, for sub-section (1) of its clause (a) words inserted vide Sindh Act No.XLIII of 2013. Dated September 16, 2013

° In Section 34, for sub-section (1) of its clause (b) words inserted vide Sindh Act No.XLIII of 2013. Dated September 16, 2013

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(2) Where any appointment or transfer has been made under this section, the terms and conditions of service of the appointee or transferee shall not be less favourable than those admissible to him immediately before such appointment or transfer and he shall be entitled to all benefits of his past service.";.]

35. No Officer, teacher or other employee of the University Opportunity to holding a permanent post shall be reduced in rank, or removed show cause. or compulsorily retired from service unless he has been given a

reasonable opportunity of showing cause against such action:

Provided that nothing in this section shall apply to a case where any such Officer, teacher or other employee _ is convicted of an offence involving moral turpitude or where, in the opinion of the competent authority, it is not reasonably practicable to give him such an opportunity of showing cause.

36. (1) Where any Officer (other than the Vice- Appeal to and Chancellor), teacher or other employee of the University has review by the been punished or any of the terms and conditions of his service, Syndicate. has been varied to his disadvantage by an order passed by the Vice-Chancellor or any other competent authority, the appeal

against such order shall lie to the Syndicate; provided that

where the order has been made by the Syndicate, the

aggrieved person may, instead of filing appeal, apply to the

Syndicate for review of that order.

(2) The appeal or application for review under sub-section (1) shall be routed through the Vice-Chancellor who shall place it before the Syndicate alongwith his views and such appeal or application shall be disposed by the Syndicate as it deems fit !": Provided that no order in appeal or a review shall be made unless the appeal on or the applicant, as the case may be, has been given an opportunity of being hear.".]

37. An Officer, teacher or other employee of the University Age of shall retire from service— superannuation.

(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; or

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

¹ Th section 36 full stop at the end replaced by colon and proviso added vide Sind Ordinance No.LIX of 1984. Dated December

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Explanation.— In this section “competent authority” means the appointing authority or a person duly authorised by the appointing authority in that behalf, not being a person lower in rank to the Officer, teacher or other employee concerned.

38. The University may, in such manner and subject to such conditions as may be prescribed, institute pension, insurance, gratuity, provident fund and benevolent fund for the benefit of its Officers teachers and other employees:

Provided that if any provident fund is instituted under this section, the provisions of the Provident Fund Act, 1925 (Act XIX of 1925) shall apply to such fund as if it were the Government provident fund.

CHAPTER—VII
UNIVERSITY FUND

39. (1) There shall be fund for the University to be called the University Fund to which shall be credited all moneys received by the University from fees, donations, trusts, bequests, endowments, contributions, grants and other sources.

1["(2) No expenditure shall be made from the funds of the University unless a bill for its payment has, in accordance with the Statutes, been audited by the Resident Auditor, and the payment is included in the approved budget of the university.";]

40. (1) The accounts of the University shall be maintained in such form and in such manner as may be prescribed.

(2) The accounts of the University shall, in the prescribed manner, be audited once a year by the Auditor appointed by Government in this behalf.

(3) The annual statement of the accounts of the University signed by the Director of Finance and the Resident Auditor shall be submitted to Government within six months of closing of the financial year.

(4) The accounts of the University together with audit objections, if any, and the observations of the auditor appointed by Government and the Director of Finance shall, in the prescribed manner, be presented to the Syndicate.

Pension
insurance,
gratuity,
provident fund

and benevolent
fund.

Universities fund.

Audit and
accounts.

¹ In section 39 of its sub-section (2) substituted vide Sind Ordinance No.XVIII of 1980. Dated December 22, 1980.

41. (1)

CHAPTER—VIII

AFFILIATION OF COLLEGES TO THE UNIVERSITY

A college seeking affiliation to the University shall

make an application satisfying the University that—

(a)

(b)

(c)

(d)

(e)

(f)

(g)

(h)

(i)

(j)

(2)

the college is under the management of
Government or a regularly constituted governing
body;

the financial resources of the college are sufficient
to ensure its continued maintenance and efficient
working;

the strength, qualifications and the terms and
conditions of service of the teaching and other
staff of the college are satisfactory for the purpose
of teaching of prescribed courses of studies and
training in the college;

the college has proper rules governing the conduct
and discipline of its employees;

the building of the college is suitable and
commodious for its requirements;

the college has, or can make, a provision, in the prescribed manner, for the residence of students, not residing with their parents or guardians, and their supervision and physical and general welfare;

the college has a provision for a library and adequate library services;

the college has a properly equipped laboratory, museum and other places of practical work required for courses of studies taught in the college;

the college has, or can make provision for the residence of its Principal and other members of the teaching staff in the college building or near such building or the residence of students; and

the affiliation of the college will not be injurious to the provisions made by another college or educational institution in the neighborhood for the interests of education or discipline of its students.

The application shall further contain an undertaking

by the college that after the affiliation any changes, in the management or the teaching staff, shall forthwith be reported to the University, and that the teaching staff shall possess such

Affiliation.

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qualifications as may be prescribed.

(3) The Syndicate shall, after considering the recommendations of the affiliation Committee, dispose the application for affiliation in accordance with such procedure as may be prescribed and may grant or refuse affiliation:

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

42. Where an affiliated college desires to add to the courses of studies in respect of which it has been granted affiliation, the application for permission of the University for such addition shall, as far as may be, be made and disposed in the same manner as if it were an application for affiliation.

43. (1) Every affiliated college shall furnish such reports, returns and other information as the University may require, to enable it to judge the efficiency of the college.

(2) | The University may call upon any affiliated college to take such action in respect of any matters mentioned in sub-section (1) of section 41 and within such period as it may deem fit.

44. Where any affiliated college has failed to fulfill any requirements of this Act, or has failed to observe any of the conditions of its affiliation or its affairs are conducted in a manner prejudicial to the interests of education, the Syndicate may, in the prescribed manner on the recommendation of the Affiliation Committee, and after considering the representation as the college may wish to make, modify or withdraw all or any of the privileges conferred on the college by the affiliation.

45. Where any college has been refused affiliation under section 41 or all or any of the privileges conferred on any college by the affiliation have been modified or withdrawn under section 44, an appeal shall lie within the prescribed period to the Senate against such refusal or, as the case may be, modification or withdrawal, and be disposed in such manner as may be prescribed [": "Provided that no order in appeal shall be passed unless the appellant has been given an opportunity of being heard.".]

Audition of
courses.

Reports from
affiliated
educational

institution.

Withdrawal of
affiliation.

Appeal against
refusal or of
withdrawal of
affiliation.

¹ In section 45 the full stop at the end replaced by colon and thereafter proviso added vise Sind Ordinance No.LIX of 1984. Dated December 12, 1984.

CHAPTER—1X

STATUTES, REGULATIONS AND RULES

46. (1) Statutes may be made to provide for and regulate Statutes.

all or any of the following matters: -

(a) the scales of pay and other terms and conditions of service of officers, teachers and other employees or the University and institution of the pension, insurance, gratuity, provident fund and benevolent fund for such Officers, teachers and employees;

(b) the conduct and discipline of the employees of the University including Officers and teachers;

(c) the constitution, powers and duties of the Authorities and conduct of elections to such Authorities and matters related thereto;

(d) the maintenance of the register of registered graduate;

(e) the affiliation and disaffiliation of colleges and matters related thereto;

(f) the admission of educational institutions to the privileges of the University and the withdrawal of such privileges;

(g) the establishment of Faculties, institutes, colleges and academic divisions;

(h) the powers and duties of officers, teachers and other employees of the University;

(i) the conditions for appointment of Emeritus Professors;

(j) the conditions on which the University may enter into arrangements with public bodies or other organization for purposes of research and advisory services;

(k) the general scheme of studies including the duration of courses and the number of subjects and papers for examinations;

(l) the award of honorary degrees; and

(m) the other matters which ought or, are required, to be prescribed by Statutes.

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"(2) The Chairman of a Teaching Department or Director of an Institute shall be appointed by the Syndicate on the recommendations of the Vice-Chancellor from amongst three most senior Professors and Associate Professors of the Department for a period of three years:

Provided that where there is no Professor or Associate Professor in the Department, it shall be looked after by the Dean or the Faculty with the assistance of the most senior teacher of the Department."]

(3) Notwithstanding anything contained in sub-section (2), the Chancellor shall promulgate the First Statutes which shall remain in force until amended or replaced by the Statutes framed by the Syndicate.

2["(2) The Chairman of a Teaching Department or the Director of an Institute shall be appointed by the Syndicate on the recommendations of the Vice-Chancellor."; and]

3[***] 6. 4["(1) The Dean of each Faculty shall be appointed by the Chancellor on the recommendations of the Vice-Chancellor from amongst three most senior Professors in the Faculty for a period of three years.";.]

47. (1) Subject to the Statutes, the Regulations may be Regulations. made in respect of all or any of the following matters:-

(a) the courses of studies for degrees, diplomas and certificates of the University;

(b) the manner and method of teaching conducted in the University and colleges;

(c) the admission of students to the University and conditions under which they shall be admitted to the courses and the examination of the University and become eligible for the award of degrees, diplomas and certificates;

(d) the conduct of examinations;

' In section 34 of its first statutes for clause (2) substituted vide Sind Ordinance No.VII of 1981. Dated April 6, 1981.
> In Statute 3, for clause (2) substituted vide Sind Ordinance No. XVIII of 1980. Dated December 22, 1980.

> In statute 6 for its clause (1) substituted vide Sind Ordinance No. XVIII of 1980. Dated December 22, 1980

* In Statute 6 for clause (1) substituted vide Sind Ordinance No.VII of 1981. Dated April 6, 1981.

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(e) the fees and other charges to be paid by students for admission to the courses of studies and the examination of the University;

(f) the conduct and discipline of the students of the University;

(g) the residence of the students of the University or the colleges, and fees for residence in halls of residence and hostels and approval of hostels and lodgings for students;

(h) conditions for carrying out independent research for acquiring a degree;

(i) the institution of fellowships, scholarships, exhibitions medals and prizes;

(j) the institution of stipends and free and half free studentships;

(k) the academic costumes;

(l) | the use of Library;

(m

the formation of Teaching Departments and Board of Studies; and

(n) all other matters which, under this Act, or Statutes, are to be or may be prescribed by the Regulations.

(2) The Academic Council shall prepare and submit the Regulations to the Syndicate, which may approve them with or without modification or refer them back to the Academic Council for reconsideration, or reject them.

48. (1) The Authority or body of the University may make Rules. Rules consistent with this Act, Statutes and the Regulations, to regulate the conduct of its business and the time and place of

its meetings and other matters related thereto.

(2) The Syndicate may direct for amendment or repeal of any rules made by any Authority or body other than the Senate.

Provided that if any such Authority or body is dis-satisfied with such direction it may appeal to the Senate whose decision shall be final.

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CHAPTER—X
GENERAL PROVISIONS

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

50. No suit or legal proceedings shall lie against Government, the University or any Authority, officer or employee of Government or University or any person, in respect of anything which is done or purported to have been done or intended to be, or has been, "done" "[" in good faith"] "Under" this Act.

51. Where any difficulty arises within twelve months of the coming into force of this Act, as to implementation of any of the provisions of this Act, the Chancellor may, on the recommendation of the Vice-Chancellor, give appropriate directions for removal of such difficulty.

52. The Nadirshaw Edaulji Dinshaw Engineering and Technology University Ordinance, 1977, is hereby repealed.

Bar of
Jurisdiction.

Indemnity.

Removal of
difficulties.

Repeal of Sind
Ordinance III of
1977.

"In section 50 the words inserted vide Sind Ordinance No. LIX of 1984. Dated December 12, 1984.