

SINDH ACT NO.XI

THE SHAHEED ZULFIKAR ALI BHUTTO INSTITUTE OF SCIENCE AND TECHNOLOGY
ACT 1995.

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ACT 1995.

An Act to provide for establishment of Shaheed Zulfiqar Ali Bhutto Institute of Science and Technology.

WHEREAS it is expedient to establish a Centre of Excellance in the field of science and technology in the Province of Sindh and for the purpose it is necessary to provide for the establishment of the Shaheed Zulfiqar Ali Bhutto Institute of Science and Technology and for matters ancillary thereto;

It is hereby enacted as follows:--

1. (1) This Act may be called the Shaheed Zulfiqar Ali Bhutto Institute of Science and Technology Act, 1995.

(2) It shall come into force at once.

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

(a) "Board" means the Board of Trustees of the Institute;

(6) "Governing Body" means the Governing Body of the Institute;

(c) "Chancellor" means the Chancellor of the Institute;

(d) "Dean" means the Dean of a School, faculty or other teaching or research Department or unit of the Institute;

(e) "Institute" means the Shaheed Zulfiqar Ali Bhutto Institute of Science and Technology;

(f) "Prescribed" means prescribed by rules or regulations;

(g) "President" means President of the institute;

(h) "Regulations" means regulations framed under this Act;

(i) "Rules" means rules framed under this Act;

(j) "Society" means the Shaheed Zulfiqar Ali Bhutto Society of Science and Technology;

(k) "Teachers" means the Professors, Associate Professors, Assistant Professors, Lecturers and Research Staff engaged by the Institute, or such other persons as may be recognized by the Governing Body;

(I) "Vice President" means a Vice President of the Institute.

3. (1) The Institute registered under the Societies Registration Act 1860 under Registration No.2225 is reconstituted and re-establish at Karachi as an Institute to be called the Shaheed Zulfikar Ali Bhutto Institute of Science and Technology, consisting

[25" October, 1995]

Preamble.

Short title and commencement.

Definitions.

Establishment and incorporation of the Institute.

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of:--

(a) The members of the Board, the Committees and such other bodies as the Board may establish;

(6) The Chancellor, the President, the Vice President, and Deans and other members of the Governing Body;

(c) The teachers and students of the Institute and its constituent units; and

(d) Such other officers and members of the staff as may from time to time be specified by the Board.

(2) The Institute shall be a body corporate by the name of Shaheed Zulfiqar Ali Bhutto Institute of Science and Technology having perpetual succession and a common seal, with powers, among others, to acquire, hold, control and dispose of movable and immovable properties and shall by the said name sue and be sued.

4. The Institute shall have powers:-

(a) to provide for instruction and training in basic sciences, applied sciences, technology and other allied disciplines in such manner as it considers appropriate so as to produce competent, imaginative, skilled and committed © scientist, engineers and researchers;

(6) to print, publish and circulate periodicals, journals, magazines and books and disseminate scientific, technological and other related knowledge and information conducive to the attainment of any of the objectives of the Institute;

(c) to promote contact and establish liaison with national and international universities, institutions and other research and development organizations within the country and abroad for effective discharge of its functions and responsibilities;

(d) to provide assistance to industry, Government institutions and organizations in the country and abroad through expert advice, consultations and in any other manner as it may deem fit,

Powers and functions of the

Institute.

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(e) to Undertake joint investigation and collaborative research in the field of basic sciences, technology and other allied disciplines;

(f) to pursue and make provisions for research, innovations, inventions, demonstrations and other services as it may deem fit;

(g) to admit and examine students;

(h) to hold examinations and to confer or award degrees, diplomas, certificates, academic and research prizes, and distinctions on and to persons who fulfill the requirements or have passed its examinations in accordance with the conditions laid down in the rules and regulations;

(i) to provide for the teaching of specified courses and training for persons not being the students of the Institute and grant certificates and diplomas to such persons;

(j) to recognize the examination passed or the period of study spent at other universities or places of learning as equivalent to examinations or periods of study in the Institute or withdraw such recognition;

(k) to create posts for teaching, research, extension, administration, training and for any other purposes related thereto and appoint persons thereto;

(l) to inspect schools, colleges, universities and other institutions of learning associated or seeking association with it;

(m) to institute and award _ fellowships, scholarships, stipends, bursaries, medals and prizes;

(n) to establish, administer and maintain halls of residence and approve any place as hostel or lodging for students;

(o) to supervise and control the discipline of the

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students of the Institute, and promote extra-curricular and recreational activities of such students, and to make arrangements for promoting their health and general welfare;

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

(q) to authorize and agree to the mobility of qualified staff among universities, research and development organizations and the Government or corporate bodies on terms and conditions laid down in the rules or regulations;

(r) to select and promote faculties;

(s) to confer honorary degrees;

(t) to prescribe courses of studies in basic sciences, applied, sciences, technology and other allied disciplines;

(U) to establish workshop, laboratories, museums and other facilities for training, education and research;

(v) to affiliate or associate it self with other Institutions and to establish faculties in Pakistan or abroad for the effective discharge of its functions and responsibilities;

(w) to decide teaching methods and strategies in order to ensure the most effective educational and training programmes;

(x) to use its financial and other resources to the fullest extend for the execution of its programmes;

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

(z) to define selection, admission and examine students in affiliated institutions;

(aa) to hold examinations and confer or award

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degrees, diplomas, certificate and other academic distinctions on the persons, who have passed such examinations under the prescribed conditions approved by the Pakistan Medical and Dental Council, Pakistan Nursing Council or by the Chancellor as the case may be;

(ab) to receive and manage property, grants, bequests, trusts, gifts donations, endowments and other contributions made to the Institute and obtained loan or aid and to invest them in such manner as it may deem fit; and

(ac) to do all such other acts and things as may be required to further its objectives and perform its functions.

5. The Institute shall be open to 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 privileges of the Institute only on grounds of sex, religion, creed, race, class, colour or domicile.

6. The following shall be the officers of the Institute, namely:-

(a) the Chancellor;
(b) the President;
(c) the Vice-Presidents;
(d) the Deans; and
(e) such other persons as may be specified by the rules or regulations to be officers of the Institute.

7. (1) The Chairman of the Board shall be the Chancellor of the Institute;
(2) The chancellor shall, when present, preside over the convocations of the Institute and, in his absence, a person nominated by him shall preside;
(3) Every proposal to confer an honorary degree shall be subject to confirmation by the Chancellor.

8. (1) The Chancellor may cause an inspection or inquiry to be made in respect of any matter connected with the affairs of the Institute and may, when considered necessary, direct one or more persons or any organization to carry out inspection or inquiry of:-

(a) The Institute, its buildings, laboratories, Libraries and

Institute open to all

Officer of the
Institute.

The Chancellor.

Visitation.

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other facilities;

(6) Any institution, school, Centre, division or hostel maintained by the Institute;

(c) the adequacy of human and financial resources;

(d) the teachings, research, curriculum, examinations and other matters of the Institute; and

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

(2) The Chancellor shall, in every case as aforesaid, give notice to the Governor Body of his intention to cause an inspection or inquiry to be made, and the Governing Body shall be entitled to be represented thereat.

(3) The Chancellor shall communicate to the Governing Body his views with regard to the results of an inspection or inquiry and shall after considering the explanation or representation, if any, made by the Governing Body, advise the Governing Body to take such actions or refrain from doing such things as he may specify in this behalf.

(4) The Governing Body shall, within such time as may be specified by the Chancellor, report to him such action, if any, as has been taken or may be proposed to be taken upon the results of an inspection or inquiry.

(5) Where the Governing Body does not, within the time specified, take action to the satisfaction of the Chancellor, the Chancellor may issue such directions as may be considered appropriate and the Governing Body shall comply with all such directions.

9. (1) The President and a Vice President shall be appointed by The President. the Chancellor in consultation with the Governing Body, for a

fixed period on such terms and conditions as the Chancellor

may determine.

(2) The President shall exercise general control and supervision over the affairs of the Institute and general control and supervision over the affairs of the Institute and shall ensure that the provisions of this Act, the regulations the rules, policies and directions of the Governing Body are properly executed.

(3) The President shall perform such other functions as may be entrusted to him by the Chancellor or the Governing Body.

(4) The President shall also have power:-

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(a)To supervise the activities connected with the execution of programs for teachings, training, research, inventions, innovations demonstrations and other services;

(6) to incur or authorize expenditure provided for in the budget in accordance with the rules;

(c) to appoint, with the approval of the Governing Body, teacher and officers of the Institute and such other persons as may be necessary in accordance with Rules so as to ensure the highest intellectual and moral qualities in the persons appointed;

(d) to re-appropriate funds within the approved budget;

(e)to sanction by re-appropriation an amount not exceeding a sum specified in the rules and regulations for an unforeseen item not provided for in the budget, and report it to the Governing Body;

(f) to engage experts and consultants as may be required for efficient and effective discharge of the functions of the Institute;

(g)to constitute from amongst the officers and staff of the Institute such, Committees, Sub-Committees and Working Groups as he may deem necessary;

(h) to perform such other functions and exercise such other powers as may be entrusted or delegated to him by the Governing Body from time to time; and

(i) to delegate any of his powers to appropriate levels of management subject to such conditions as he may deem fit to impose.

10. (1) Subject to the over all supervision of the President, the Vice Presidents Administration and Finance shall be incharge of the Administration and Finances of the Institute and_ shall formulate and recommend to the Governing Body for approval, rules and regulations relating to administrative and financial matters of the Institute.

(2) For proper control of financial matters, the Vice-President will be assisted by the Director of Finance.

The Vice President
Administration and

Finance.

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(3) The Vice President Administration and Finance shall have the power:

(a) to liaise with government agencies, local bodies and other authorities in connection with the administrative affairs of the Institute;

(b) to administer the residences of the students, teachers and other staff members of the Institute;

(c) to supervise the extra-curricular and recreational activities of the Institute, including the matters of health and general welfare;

(d) to maintain discipline in the Institute;

(e) to appoint staff members of the Institute against vacant posts in accordance with the rules and regulations;

(f) to engage such casual workers, subject to budgetary provisions, as may be required from time to time;

(g) to initiate disciplinary action against the employees of the Institute and impose penalties, including suspension, removal or dismissal from service, in accordance with the rules and regulations;

(h) to administer the financial resources of the institute;

(i) to sanction expenditure provided for in the approved budget in accordance with the Rules;

(j) to perform such other functions and exercise such other power as may be entrusted or delegated to him by the Governing Body, of the President; and

(k) to delegate any of his powers to appropriate levels of management, subject to such conditions as he may deem fit to impose;

11. (1) Subject to the overall supervision of the President the Vice-President Development shall be incharge of the developmental affairs of the Institute and shall formulate and

The Vice President
Development.

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recommend to the Governing Body for approval rules and regulations relating to developmental matters of the institute.

(2) The Vice-President Development shall have the power:-

(a)to administer the planning and developmental activity of the Institute;

(b)to advise the Governing Body on all matters relating to planning and development of the Institute: Buildings, laboratories, workshops, library, halts of residence and staff houses.

(c) To perform such other functions exercise such other powers as may be entrusted or delegated to him by the Governing Body, or the President; and

(d) Delegate any of his powers to appropriate levels of management, subject to such conditions as he may deem fit to impose.

12. (1) The Vice-President Academic shall be in-charge of the academic affairs of the Institute and shall assist the president on matters relating to teaching, research, academic programmes, extension and other development projects.

(2) Subject to the overall supervision of the President, the Vice-President shall formulate and recommend to the Governing Body for approval, rules and regulations relating to academic and research matters of the Institute.

(3) The Vice-President Academic shall have power:-

(a)to liaise with universities, learning _ Institutions, industry and other research organizations for apprenticeship and placement of students, training of teachers, and other academic and research activities;

(b)to submit recommendations to the Governing Body on the courses of study to be taught in the Institute giving due consideration to the advice of the Board and other bodies Constituted for this purpose;

(c)to supervise the admission of students to the courses of studies and examinations of the Institute;

(d)to coordinate the award of fellowships, stipends,

The vice President
Academic.

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medals and prizes;

(e) to arrange convocations;

(f) to make such arrangements for the scrutiny of papers and results as he may consider necessary;

(g) to coordinate the teaching and research work of the schools or faculties of the Institute;

(h) to control and manage the publications and circulation of periodicals, magazines, journals and books and dissemination of scientific, technological and other related information;

(i) to perform such other functions and exercise such other powers as may be entrusted or delegated to him by the Governing Body or the President; and

(j) to delegate any of his powers to appropriate levels of management, subject to such conditions as he may deem fit to impose.

13. (1) Each Dean shall be appointed by the Governing Body Dean. for a fixed period which may be extended by it.

(2) Subject to the overall supervision of the President, each Dean shall have power:-

(a) to ensure proper implementation of the rules and regulations relating to his school or faculty;

(b)

to regulate the conduct and discipline of the students of his school or school or faculty and impose penalties including cancellation of the enrolment of the students;

(c) to coordinate, advise and liaise with the Board Vice-President, Academic, other academic authorities and Vice-President Administration and Vice Vice-President Finance for teaching, research, extension, development works and administrative matters;

(d)

to present candidates for admission to degrees, except honorary degrees, in the course falling within the purview of his school or faculty;

(e) to appoint examiners for all the examinations of his respective school or faculty;

(f) to direct teachers, students and staff members of his school or faculty to take up such assignments in

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connection with teaching and research as he may consider appropriate;

(g) to nominate teachers, students and staff members of his school or faculty for training, fellowships, scholarships and other academic distinctions; and

(h) to perform such other duties and exercise such other powers as may be assigned to, or vested in him by the Governing Body or the Presidents.

14. (1) The overall control of the Institute shall vest in the Board.

(2) Changes in the composition of the Board can be made by the Board itself.

(3) In Particular and without prejudice to the generality of the foregoing provisions, the Board shall have the powers:-

(a) to approve the creation of new components of the Institute such as school, faculty or any other teaching or research unit;

(b) to approve changes in the constitution of the Governing Body of the Institute;

(c) to perform all such other activities as may be required for the furtherance of the objectives of the Institute; and

(d) to delegate any of its powers to the Governing Body, the President or other appropriate levels of management subject to such conditions as it may deem fit to impose;

(e) to exercise total financial control.

(4) The Secretary of the Society shall act as Secretary of the Board and the Committee constituted under this Act and shall perform such duties and exercise such power as may be entrusted or delegated to him by the Board or the Committees.

15. (1) Without prejudice to the generality of the control of the Board, the general supervision and control of the affairs of the Institute shall vest in the Governing Body which shall subject to re-constitution and expansion from time to time, consist of the

The Board.

The Governing Body.

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following members namely;

Nominated Members:

(a) the President;

(b) two eminent;

(c) two prominent scientists;

(d) Three distinguished persons known for their learning or
experience in the field of banking, finance, industry or

any other field of interest.

(e) Three prominent citizens to be nominated by the
Chancellor.

(f) Four members of the Board nominated by the
Chancellor, Ex-Officio Members;

(g) Vice-Presidents;

(h) Chairman, University Grants Commission;

(i) Vice-Chancellor, NED University of Engineering and
Technology, Karachi;

(j) Secretary Education, Government of Sindh;

(2) The nominated members of the Governing Body shall
be nominated by the Board.

(3) A nominated member of the Governing Body shall,
unless the Board terminates his membership earlier, hold office
for a term of three years and shall be eligible for renomination
on the expiry of his term;

Provided that the first Governing Body to be
constituted after the commencement of this Act shall
be appointed by the Chancellor.

(4) The office of a nominated member of the Governing
Body shall become vacant if he resigns or fails to attend three
consecutive meetings of the Governing Body without sufficient
or leave of absence.

(5) A casual vacancy in the office of a member of the

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Governing Body shall be filled by a person nominated by the Governing Body and approved by the Chancellor.

(6) No act or proceedings of the Governing Body shall be invalid by reason only of the existence of a vacancy in or any defect in the constitution of, the Governing Body;

16. The Governing Body shall exercise and perform the following powers and functions, namely:-

(a)to hold, control and administer the property , funds and resources of the Institute and borrow or raise money for the purpose of the Institute upon such securities as may be required;

(b)to acquire or dispose of any movable or immovable property of the Institute;

(c)to recommend creation of the new components of the Institute such as school department, faculty, division or any other teaching or research unit for approval to the Board;

(d)to formulate or approve long-term strategy, policies and plans governing the activities and operation of the institute so as to ensure its autonomy in teaching, research and other academic work;

(e)to approve plans of work and the annual budget of the institute;

(f) to call for annual, bi-annual or quarterly progress reports relating to the activities of the Institute and execution of the approved work plans to review the progress and direct the Vice-President concerned to furnish information relating to any matter specified by the Governing Body;

(g)to create such administrative or academic posts on specified terms and conditions as it may deem necessary and to approve appointment of the posts of Vice-President, Deans and Professors on the recommendation of a duly constituted Selection Committee.

(h) to ensure financial viability of the Institute and effectiveness of its operations, their continuity and

Powers and

functions of the
Governing Body.

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preservation of the autonomy of the Institute;

(i) to approve all affiliations and other arrangements through which universities and other research and development organizations may become associated with the Institute;

(j) to appoint from amongst its members such committees or sub-committees as it may deem necessary.

(k) to take all such initiative as it consider necessary or desirable for the efficient and effective management and functioning of the institute;

(l) to approve the rules of the Institute; and

(m) to delegate any of its powers to the President, the Vice-Presidents and other appropriate levels of management in the Institute, subject to such conditions as it may deem fit to impose.

17. (1) The Governing Body shall meet at least twice a year on Meeting of the dates to be fixed by the President; Governing Body.

Provided that special meeting may be called at any time at the request of not less than five members of the Governing Body, to consider any matter of an urgent nature.

(2) The President shall, when present, preside over the meetings of the Governing Body and in his absence, a member nominated by him shall preside.

(3) The quorum for a meeting of the Governing Body shall be one half of its members, a fraction being counted as one, out of which not less, than four shall be the nominated members.

(4) The decisions of the Governing Body shall be expressed in terms of the views of the majority of the members present and voting and, in case of equality of votes, the President shall have and exercise a casting vote.

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18. (1) The Academic Council, shall consist of:-

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Viii.

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The President (Chairman);

All the Vice-Presidents;

All the Deans;

All the Heads of the Departments;

All Professors and Associate Professors of the Institute;

Nominee of the Education Secretary of Government not below the rank of Deputy Secretary, the Regional Director of Education (Colleges) and the Director of Technical Education of the Division in which the Institute is located;

One Assistant Professor and one Lecturer to be nominated by the Governing Body;

Three persons eminent in the arts, the sciences and the professions of whom one shall be from each category to be nominated by the Governing Body;

Director Academics, university grants Commission.

The Secretary of the Board shall act as Member/Secretary.

(2) Members appointed by nomination shall hold office for

three years;

(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.

19.(1) The Academic Council shall be the academic body of the institute and shall, subject to the provisions of this Act and the rules and regulations have the powers to lay down proper standards of instructions research publication and examination and to regulate and promote the academic life of the Institute.

(2) without prejudice to the generality of the foregoing powers and subject to the provision of this Act and the rules and regulation, the Academic Council shall have the powers:-

(a) to advise the Governing Body on academic matters;

(b) to

regulate the conduct of teaching research,

publication and examination;

The Academic
Council.

Powers and Duties of
the Academic
Council.

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o regulate the admission of students to the courses of studies and examination in the Institute/

o regulate the conduct and discipline of the students of the Institute;

Oo propose to the Governing Body, scheme for the constitution and = organization of faculties and Teaching Departments;

o consider or formulate proposals for the planning and development of teaching and research in the nstitute;

o make regulations prescribing the course of studies, he syllabi and the outlines of tests for all Institute examinations subject to the approval of the Governing Body.

o regulate the award of studentships, scholarships exhibitions medals and prizes;

o frame regulations for submission to the governing Body;

© appoint/nominate members to the various Authorities in accordance with the provisions of this Act; and

oO perform such other functions as may be prescribed by Governing Body;

academic and administrative staff of the Institute shall

be selected with a view to achieving its stated objectives and

the basic

criteria for their selection shall be the highest standard

of competence, integrity and efficiency.

21. (1) The Institute shall have a FUND to which shall be credited.

(a)
(6)

all grants and contributions made by the Society;

donations, contributions, subscriptions, aid and grants

made by the donors and benefactors;

(c)aid, grants and other forms of assistance by any foreign government, Federal Government, Provincial

Academic and
Administrative Staff.

Fund Audit and
Accounts of the
Institute.

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Government and Local Bodies, national and international institutions, organizations and agencies; and

(d) fees, remuneration, charges for any service rendered, sale proceeds, royalties on publications, commission and receipts from any other source.

(2) The accounts of the Institute shall be maintained in such form and in such manner as may be specified by the Governing Body.

(3) The accounts of the Institute shall be audited each year by an Auditor to be appointed by the Governing Body.

22. (1) No suit, prosecution or other legal proceedings shall lie against any person or authority for anything which is done in good faith or intended to be done under this Act.

(2) No decision taken, or act or thing done, by the Chancellor or the Board or Governing Body under this Act shall be called in question before any court of law or any other authority.

23. This Act shall have effect notwithstanding anything contained in any other law for the time being in force.

24. (1) If any question arises as to the interpretation of any of the provisions of this Act, shall be place before the Chancellor whose decision thereon shall be final.

(2) If any difficulty arises in giving effect to any of the provisions of this Act, the Chancellor may make such order not inconsistent with the provisions of this Act as may appear to be necessary for removing the difficulty in question.

(3) Where this Act makes any provision for anything to be done, but no provision or insufficient provision has been made as respecting the authority by whom, or the time at which, or the manner in which it shall be done then it shall be done by such authority or at such time, or in such manner, as the Chancellor may direct.

Indemnity and Bar of Jurisdiction.

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Removal of
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