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SINDH ORDINANCE NO.XVIII 1980

THE SIND UNIVERSITY LAWS (AMENDMENT) ORDINANCE, 1980

[22nd December, 1980]

An Ordinance to amend the University Laws.

WHEREAS it is expedient to amend the University Laws, in the manner here-in-after appearing; **Preamble.**

NOW, THEREFORE, in pursuance of the Proclamation of the fifth day of July,1977 and the Laws (Continuance in Force) Order, 1977, the Governor of Sind is pleased to make and promulgate the following Ordinance:-

(1) (1) This Ordinance may be called the Sindh University Laws (Amendment) Ordinance, 1980. **Short title and commencement.**

(2) It shall come into force at once.

2. In the University of Sind Act, 1972, and the University of Karachi Act, 1972— **Amendment of Sind Acts XXIV and XXV OF 1972.**

(i) in section 2, clause (nn) shall be omitted;

(ii) in section 3, in sub-section (2), in clause (1), in sub-clause (a) and (b), the comma and the words "Pro-Vice-Chancellor" shall be omitted;

(iii) in sections 3, 9, 16 and 18, for the word "Auditor" the words "Resident Auditor" shall be substituted;

(iv) in section 7, in sub-section (3), the fullstop appearing at the end shall be replaced by a colon and thereafter the following proviso shall be added:-

"Provided that at the level of Bachelor's degree in all faculties a discipline to be called the Islamic and Pakistan 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.";

(v) in section 9, clause (iii-a) shall be omitted;

(vi) section 14-A shall be omitted;

(vii) in section 20, in sub-section (1), clause (iii-a) shall be omitted;

(viii) in section 22—

(a) for sub-section (1), the following shall be substituted:--

"(1) The Syndicate shall consists of –

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

(ii) one member of the Provincial Assembly, if any, to be nominated by the Speaker of the Assembly;

(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) one Professor and one Associate Professor and, one Assistant Professor or lecturer of the University to be nominated by the Chancellor on the recommendations of the Vice-Chancellor;

(ix) three persons of eminence to be nominated by the Chancellor;

(x) one Principal of an affiliated college to be nominated by the Chancellor;

(xi) the President of the University Students' Union; and

(xii) one representative of affiliated colleges Student's Unions to be elected by the Presidents of all the affiliated colleges Students' Unions.";

(b) in sub-section (2), for the word "three' the word "two" shall be substituted;

(ix) in section 36-A, in sub-section (3), clause (iii) shall be omitted;

(x) in section 38, for sub-section (2), the following shall be substituted:-

"(2) No expenditure shall be made from the funds of the University unless a bill for is payment has, in accordance with the Statutes, been audited by the Resident Auditor appointed by the Provincial Audit Department and the payment is included in the approved budget of the University.".

(xi) after section 52, the following section shall be added:-

Power to require officers, teachers or employees to serve under any Government or Organization.

"53. Notwithstanding anything contained in this Act--

(a) any officer, teacher or other employee of the University shall, as the Chancellor may direct, serve for such period as may be fixed or extended from time to time by the Chancellor in any post under the Federal Government or a Provincial Government or a local authority, or a corporation or body set up or established by any such Government or any University in Pakistan, or a Research organization;

(b) the Chancellor may, in consultation with the Vice-Chancellor, fill any post in the University by appointing a person in Service of Pakistan, or an officer, teacher or other employee of any other University in Pakistan, or an employee of a local authority, or a corporation or body set up by the Federal or a Provincial government.

(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

(xii) in the First Statutes--

(a) in statute 2, for clause (2), the following shall be substituted:-
"(2) The Dean of each Faculty shall be appointed by the Chancellor on the recommendations of the Vice-Chancellor from amongst the Professors in the Faculty."; and

(b) in statute 3, for clause (2), the following shall be substituted:-
"(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.";

(c) in statute 8, in clause (1), in sub-clause (a) and (b), in entry (i), for the words "Pro-Vice-Chancellor" the words "Vice-Chancellor" shall be substituted.

Amendment of Sind Acts III IV and V of 1977.

3. In the N.E.D. University of Engineering and Technology Act, 1977, the Mehran University of Engineering and Technology Act, 1977 and the Sind Agriculture University Act, 1977—

(i) in section 7, in sub-section (3), the fullstop appearing at the end shall be replaced by a colon and thereafter the following proviso shall be added:-

"Provided that at the level of Bachelor's degree, in all faculties, a discipline to be called the Islamic and Pakistan 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.";

(ii) in section 15—

(a) for sub-section (1), the following shall be substituted:-

"(1) The Syndicate shall consist of –

(i) the Vice-Chancellor, who shall be its Chairman;
(ii) one member of the Provincial Assembly, if any, to be nominated by the Speaker of the Assembly;
(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) one Professor and one Associate professor and, one Assistant Professor or lecturer of the University to be nominated by the Chancellor on the recommendations of the Vice-Chancellor;
(ix) three persons of eminence to be nominated by the Chancellor;
(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.".

(b) in sub-section (2), for word "three" the word "two" shall be substituted;

(iii) in section 32, for sub-section (1), the following shall be substituted:-

"(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.";

(iv) in section 34—

(a) in sub-section (1), between the word and comma "Pakistan," and the word "and" the words "or a research organization" shall be inserted;

(b) for sub-section (2), the following shall be substituted:-

"(2) The Chancellor may, in consultation with the Vice-Chancellor, fill any post in the University by appointing a person in Service of Pakistan or an officer, teacher or other employee of any other University in Pakistan or an employee of a local authority or a corporation or body set up by the Federal or a Provincial Government, and on terms and conditions not less favourable than those admissible to him immediate before his appointment in the University.";

(v) in section 39, for sub-section (2), the following shall be substituted:-

"(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.";

(vi) in the First Statutes of the N.E.D. Engineering and Technology University, the Mehran Engineering and Technology University, and the Sind Agriculture University--

(a) in statute 3, for clause (2), the following shall be substituted:-

"(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

(b) in statute 6, for clause (1), the following shall be substituted:-

"(1) The Dean of each Faculty shall be appointed by the Chancellor on the recommendations of the Vice-Chancellor from amongst the professors in the University.".