

SINDH ORDINANCE NO. XI OF 2001

**THE DORAB PATEL POST GRADUATE TRAINING INSTITUTE FOR
NEPHROLOGY AND UROLOGY ORDINANCE, 2001.**

PREAMBLE

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[10TH February 2001]

An Ordinance to reconstitute and reorganize the Kidney Centre Karachi.

WHEREAS it is expedient to re-constitute and re-organise the Kidney Centre and establish a training institute in its place to be known as The Dorab Patel Post Graduate Training Institute for Nephrology and Urology and to provide for matters connected therewith and ancillary thereto. ; **Preamble.**

AND WHEREAS the provincial Assembly stands suspended in pursuance of the Proclamation of the fourteenth day of October, 1999, and the Provincial Constitution Order No. 1 of 1999.

AND WHEREAS the Governor of Sindh is satisfied that circumstances exist which render it necessary to take immediate action.

NOW, THEREFORE, in pursuance of the aforesaid Proclamation and the Provisional Constitution Order read with Provisional Constitution (Amendment) Order No. 9 of 1999, and in exercise of all powers enabling him in that behalf, the Governor of Sindh is pleased to make and promulgate the following Ordinance:-

1. (1) This Ordinance may be called the Dorab Patel Post Graduate Training Institute for Nephrology and Urology Ordinance, 2001. **Short title, and commencement.**
(2) It shall come into force at once.
2. In this Ordinance unless there is any thing repugnant in the subject or context- **Definitions.**
 - (a) "Academic Board" means the Academic Board of the Institute;
 - (b) "Board" means the Board of Governors of the Institute;
 - (c) "Chairman" means the Chairman of the Board;
 - (d) "Dean" means the dean of the Institute;
 - (e) "Director" means the Director Medical Services of the Institute;
 - (f) "Government" means the Government of Sindh.
 - (g) Institute means the Dorab Patel Post Graduate Institute for Nephrology and Urology.
 - (h) "Kidney Centre" means the Kidney Centre Karachi established by the Kidney Centre Society a body registered under the Societies Registration Act 1860.
 - (i) "Member" means a member of the Board;
 - (j) "prescribed" means prescribed by the regulations framed under this Ordinance
 - (k) "regulations" means the regulations made under this Ordinance;

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- (1) "Selection Board" means the Selection Board of Institute.
3. (1) The Kidney Centre is reorganized and re-established as a training institute to be known as the Dorab Patel Postgraduate Institute for Nephrology and Urology. **Establishment of Institute**
- (2) The Institute shall be a body corporate by the name of the Dorab Patel Postgraduate Institute for Nephrology and Urology having perpetual succession and common seal with powers among others to acquire, hold and dispose of any property both movable and immovable vesting in it and shall, by the said name, sue and be sued.
4. (1) all properties rights and interests of whatever kind, used, enjoyed, possessed, owned, vest in trust by or for the Kidney Centre and all liabilities legally subsisting against it shall pass on to the Institute. **Saving to rights, interest and liabilities**
- (2) All the persons serving in the Kidney Center in any capacity immediately before the commencement of this Ordinance, shall, notwithstanding, any law, or terms and conditions of their service stand transferred for service to the Institute.
5. The Powers and functions of the Institute shall be as follows:- **Powers and Functions of Institute**
- (1) to provide for care and attendance of persons requiring medical attention relating exclusively to renal diseases.
- (2) to provide for teaching, training research and demonstration in sciences leading to masters, Ph.D membership, fellowship and certification in the following:-
- (a) Nephrology
(b) Urology
(c) Transplantation.
- (3) to undertake training of nursing and para medical staff including technicians both graduates and postgraduates in the field of urology and transplantation.
- (4) to make provision for research management, development programmes for the advancement and dissemination of knowledge in urological and neurological diseases in such manner as it may determine;
- (5) to create posts for teaching, research, training, consultancy, administration and other related purposes;
- (6) to establish organizations for learning for the development of teaching and research and to make such arrangements for their maintenance, management and administration as it may determine.
- (7) to make provisions for research consultancy and advisory services and with these objects to enter into arrangements with other Institutes or with public and private bodies under the prescribed conditions;

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- (8) to promote co-operation with Government, national and international organisations, institutions and universities in activities falling within the purview of the Institute.
- (9) to do all such other acts and things, as may be necessary in order to further the objectives of the Institute as a place of education learning research and consultancy.
6. The Institute shall be open to all persons of either sex and whatever religion, race creed, caste, to all colour or domicile who are academically qualified for admission to the courses of study offered by the Institute and no such person shall be denied the privilege on the ground only of sex, religion, race creed, colour or domicile. **Institute open to all.**
7. (1) The Governor of Sind shall be the Patron of the Institute **Patron**
- (2) The Patron may cause a visitation or enquiry to be made in respect of any matter connected with the affairs of the Institute and appoint such person or persons as he may deem fit for this purpose.
- (3) The Patron shall, on receipt of a report under sub section (2), issue such directions as he thinks fit and the Chairman or the Directors shall comply with such directions.
8. (1) The Board shall consist of the following:- **Constitution of the Board.**
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|--------|---|--------------------|
| (i) | The Chairman | Chairman |
| (ii) | Secretary to Government of Sindh Health Department | Ex-officio Member |
| (iii) | Secretary to Government of Sindh Finance Department | Ex-officio Member |
| (iv) | Vice Chancellor Karachi University | Ex-officio Member |
| (v) | One representative of University Grants Commission | Ex-officio Member |
| (vi) | Dean | Ex-Officio Member |
| (vii) | Director | Ex-Officio Member |
| (viii) | Additional Secretary (Technical) Health Department | Ex-Officio Member |
| (ix) | One representative of the Pakistan Medical and Dental Council | Ex-officio Member |
| (x) | Donors, if any not exceeding two as may be nominated by the Board | Un-official Member |
| (xi) | One representative of the Member Patient Welfare Association nominated by the Board | Un-official Member |

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- (xii) One representative of the Association of Un-official Member Prevention and Care of Renal Diseases nominated by the Board.
 - (xiii) A person of eminence in the field of Un-official Member medical research/ journalism/ judiciary nominated by the Board.
 - (xiv) Such other persons of eminence in the field of medicine not exceeding two as nominated by the Board.
- (2) The members, other than the ex-officio members, shall, unless removed earlier, hold office for two years commencing from the date of the first meeting of the Board.
- (3) A member other than the ex-officio member, shall cease to hold office if he does not attend three consecutive meetings of the Board without any valid reason.
- (4) The Board may on the recommendation of the Chairman, coopt any person as a member for particular period but such member shall not be entitled to vote.
- (5) The meetings of the Board shall be presided over by the Chairman or in his absence by one of the members to be elected by the members present.
- (6) The Board shall meet at least four times a year on the dates to be fixed by the Chairman.
- (7) The quorum for a meeting of the Board will be five members.
- (8) The decisions of the Board shall be expressed in terms of the views of the majority of the members present and voting and in case of a tie, the person presiding over the meeting shall have and exercise a casting vote.
9. (1) The Board shall be the policy formulation and Executive body of the Institute and shall, subject to the provisions of the regulations, exercise general supervision over the affairs of the Institute. **Powers and Functions of the Board.**
- (2) In particular and without prejudice to the generality of the foregoing provisions, the Board shall have the powers-
- (i) to exercise overall control over the Institute;
 - (ii) to appoint Professors including Professor Emeritus, Associate Professors, Lecturers and other teaching staff on the recommendation of the Selection Board in the prescribed manner and to determine terms and conditions of their appointment including qualifications, experience and eligibility of their appointments;

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- (iii) to cause proper books of accounts to be kept for all sums of money received and expended by the Institute and for assets and liabilities of the Institute;
- (iv) to consider and approve the budget estimates, annual research programmes, annual reports and audited statements of accounts of the Institute;
- (v) to re-appropriate funds from one major head of expenditure to another;
- (vi) to enter into, vary, carry out and cancel contracts on behalf of the Institute;
- (vii) to receive and manage any property transferred to and grants, bequests, trusts, gifts, donations, endowments and other contributions made to the Institute and to invest any funds representing such property, grants, bequests, trusts, gifts, donations, endowments or contributions in such manner as it may deem fit;
- (viii) to appoint and prescribe terms and conditions of non teaching employees of the Institute including their qualifications, experienced and eligibility for appointments;
- (ix) to delegate any of its powers to the Dean or a committee appointed by the Chairman, or any other officer excepting the power of approval of budgetary estimates;
- (x) to approve Auditors for the annual audit of the account of the Institute;
- (xi) to suspend, punish and remove from service employees and to this end exercise all other powers in this behalf not specifically mentioned in this Ordinance;
- (xii) to frame regulations as are necessary for carrying out the purposes of this Ordinances;
- (xiii) to regulate, determine and administer all other matters concerning the Institute in accordance with this Ordinance.

10. (1) The Chairman shall be an eminent Nephrologist/ Urologist to be appointed by the Patron and shall unless removed earlier hold office for a period of four years.
- (2) If the Chairman is absent or is unable to act as such due to any other cause, the Patron shall make such arrangements for the performance of the duties of the Chairman as deemed fit.
- (3) If the Chairman is satisfied that the proceedings of the Selection Board or the Academic Board are not in accordance with the provisions of this Ordinance, he may, after calling upon such Board to show-cause why such proceedings should not be annulled by order in writing, annul the proceedings.

**Appointment and
Powers of
Chairman**

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11. (1) The Dean shall be appointed by the Chairman in consultation with the Board who shall unless removed earlier, hold office for a period of four years on such terms and conditions as may be prescribed. **Dean**
- (2) The Dean shall be responsible for academic and research activities of the Institute aimed at providing excellent medical care and shall ensure that the provisions of this Ordinance and the regulations are faithfully observed.
- (3) The Dean may in an emergency, which in his opinion requires immediate action take such action as he may consider necessary and shall, as soon as possible thereafter, report his action to the Chairman.
12. (1) The Director shall be appointed by the Chairman in consultation with the Board on such terms and conditions as may be prescribed. **Director**
- (2) The Director shall-
- (i) manage the properties, finances and investments of the Institute;
 - (ii) prepare the annual and revised budget estimates of the Institute and present them to the Board for approval;
 - (iii) ensure that the funds of the Institute are spent for the purpose for which they are provided;
 - (iv) perform such other duties as may be assigned by the Board.
13. (1) The Academic Board shall consist of the following:- **Academic Board**
- (i) The Dean Chairman
 - (ii) The Professors of the Institute Members
(including Professors Emeritus)
 - (iii) Two persons of eminence in Members
Medical Sciences related disciplines
nominated by the Board in consultation
with the Chairman for a term of three years.
- (2) The academic Board shall be responsible for all academic matters including courses, syllabi, and certificates and matters connected therewith.
- (3) The meetings of the Academic Board shall be held as frequently as possible, but not less than twice a year.
- (4) The quorum of a meeting shall be one-half of the total number of the members a fraction being counted as one.

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14. (1) The Selection Board shall consist of the following:- **Selection Board.**
- (i) The Chairman
 - (ii) The Dean Member
 - (iii) Three Professors nominated by the Academic Board. Member
 - (iv) Two persons of eminence who shall not be employees of the Institute nominated by the Selection Board. Member
- (2) The quorum for a meeting of the Selection Board shall be fore members.
15. (1) The Institute shall have a fund to which shall be credited its donations, trusts, bequests, endowments, grants, income and other contributions. **Funds**
- (2) The expenditure of the Institute shall be met from its own income, contributions, donations made by individuals, local bodies, organizations, trust and/or agencies approved by the Board.
- (3) No expenditure shall be made from the funds unless a bill for its payment has been audited by the Audit Officer of the Institute in accordance with the regulations.
- (4) The Annual Statement of Accounts and Audit Report thereon shall be submitted to the Board.
- (5) The Institute shall furnish to Government each year a report on annual audited accounts, a report on the activities of the Institute during the preceding year and such information relating to its activities as may be required.