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PART. IV

PROVINCIAL ASSEMBLY OF SINDH.

NOTIFICATION.

KARACHI, THE 28TH JULY, 2004.

NO. PAS/LEGIS-PB-13/1999 : The University of East Bill 1999 have been passed by the Provincial Assembly of Sindh on 10th September, 1999 and assented to by the Governor of Sindh on 21st July, 2004, is hereby published as an Act of the Legislature of Sindh.

THE UNIVERSITY OF EAST ACT 2004.

SINDH ACT NO. XI OF 2004.

(First published after having received the assent of the Governor of Sindh in the Gazette of Sindh (Extraordinary) dated 28th July, 2004).

AN
ACT

To provide for the establishment of the "UNIVERSITY OF EAST" at Hyderabad.

WHEREAS it is expedient to provide for the establishment of the "UNIVERSITY OF EAST" at Hyderabad and matters ancillary thereto:

It is hereby enacted as follows:

CHAPTER-I

1. Short title and commencement:-

- (a) This Act may be called the "UNIVERSITY OF EAST" Act, 1999.
 (b) It shall come into force at once.

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

- (a) "affiliated institution or college" means an institution or college affiliated to the University but not maintained or administered by it;
 (b) "Authority" means any of the Authorities specified in this Act;
 (c) "Board" means the Board of Governors of the University;
 (d) "Chairman" means the Chairman of the Teaching Department;
 (e) "Chancellor" means the Chancellor of the University;
 (f) "Council" means the "Academic Council of the University";
 (g) "Dean" means the Chairman of the Board of Faculty;
 (h) "Director" means head of teaching or administrative division;
 (i) "EAST" means Engineering, Arts, Science and Technology;
 (j) "Faculty" means a Faculty of the University;
 (k) "SOCIETY" means the "Hasrat Mohani Educational Society";
 (l) "Government" means the Government of Sindh;
 (m) "Institution" means a University, college, institute, center, or school, that offers higher education programs;
 (n) "Member" means an institution duly admitted by the Council as its member;
 (o) "Prescribed" means prescribed by statutes, regulations or rules;
 (p) "Professor Emeritus" means a retired Professor working in the University in an honorary capacity;
 (q) "Statutes/regulations/rules" means statutes/regulations/rules made under this Act;
 (r) "Teaching Department" means teaching Department of University;
 (s) "Teacher" means whole time teacher engaged as Professor, Associate Professor, Assistant Professor, Lecturer; and such other persons as may be declared to be the Teachers;
 (t) "University" means the "UNIVERSITY OF EAST"; and
 (u) "Vice Chancellor" means the Vice Chancellor of the University.

CHAPTER II

THE UNIVERSITY

3. Incorporation

- (a) There shall be established a university to be called the "UNIVERSITY OF EAST", at Hyderabad, consisting of the Chancellor, Vice Chancellor, Deans, Chairmen of the Teaching Departments, members of the Board, members of the Academic Council and such other Officers as may be prescribed.

- (b) The main Campus of the University will be at Hyderabad and the University shall take necessary measures to set up Campus/Campuses within the Province of Sindh excluding the Hyderabad Division.
- (c) The "UNIVERSITY" shall be, owned, managed and administered by the "SOCIETY" and shall have perpetual succession and a common seal, and may sue and be sued by the said name.
- (d) The University shall be competent to acquire and hold property, both movable and immovable, to lease, sell or otherwise transfer any property which may have become vested in or been acquired by it.
- (e) The University shall be open to all persons of either sex, any religion, race, creed, colour or domicile who are academically qualified;
- (f) The moral and ethical codes employed on the University campus, and the constituent/ affiliated institutions will be based on and derived from the cardinal principles and the guidance embodied in the Holy Quran and the Sunnah of the Prophet (peace be upon him).

Powers and functions of the University:- The University shall have the powers to:-

- (a) provide for instruction such branches of learning as it may deem fit, and to make provision for advancement & dissemination of knowledge as it may determine; provided that the faculty of Medicine may be set up as per requirements of the Pakistan Medical and Dental Council;
- (b) prescribe courses of studies and curricula;
- (c) admit and hold examination at all levels including Matriculation and Intermediate levels and to award and confer degree/diplomas/certificates and other academic distinction to and on the persons who have been admitted to and have passed its examination under prescribed condition;
- (d) confer honorary degree/distinctions on approved persons as prescribed;
- (e) affiliate and disaffiliate educational institution under prescribed condition;
- (f) establish faculties, teaching departments, research institute and other learning centers in the ordained branches of learning and to provide and support other facilities for education, professional training and research;
- (g) inspect institutions affiliated or seeking affiliation with it;
- (h) co-operate with the other universities and public authorities or such manner and for such purposes as it may determine;
- (i) institute Professorship, Associate Professorship, Assistant Professorship and Lecturership, and any other posts and to appoint persons thereto;
- (j) create posts for research, extension, administration and other related purposes and to appoint persons thereto;
- (k) institute and award fellowships, scholarships exhibitions, medals and prizes under prescribed conditions;
- (l) control the residence of the students of the University, to institute and maintain halls of residence and to approve or license hostels and lodgings;
- (m) supervise and control the discipline of the students, to promote the extra-curricular and recreational activities of such students, and to make arrangement for promoting their health and general welfare;
- (n) demand and receive such fees and other charges as it may determine;
- (o) enter into, carry out, vary or cancel contracts;
- (p) receive and manage property transferred and grants, bequests trusts, gifts, donations, endowments or other contributions made to the University and to invest any funds representing such property, grants bequests trusts, gifts, donations, endowments or contributions in such manner as it may deem fit;

- (q) undertake such research as it may determine in the all branches of learning;
- (r) provide for the printing and publication of research and other works;
- (s) appoint members of various bodies and committees, as the Board may determine, for academic and administrative activities;
- (t) appoint such officers and staff and prescribe terms and conditions, and powers and duties of such officers and staff;
- (u) do all such acts and things, as may be requisite to further its objectives.

OFFICERS OF THE UNIVERSITY

5. The following shall be the officers of the Universities:-

- (a) the Chancellor;
- (b) the Vice Chancellor;
- (c) the Deans;
- (d) the Director;
- (e) the Chairman of the Teaching Departments;
- (f) the Registrar;
- (g) the Director of Finance;
- (h) the Controller of Examinations;
- (i) the Librarian; and
- (j) such persons as may be prescribed by the regulations.

6. Patron of the University. The Governor of Sindh shall be the Patron of the University

- (a) When present, the Patron shall, preside the Convocation of the university.
- (b) Proposal of an honorary degree shall be subject to confirmation by the Patron.

7. The Chancellor

- (a) The SOCIETY shall nominate one of its Directors, who shall preferably be a person of eminence in letters, science or social work, to be the Chancellor of the University for a period of three years, which may be extended by the SOCIETY.
- (b) The Chancellor shall, in the absence of the Patron, preside at the Convocation of the University.
- (c) The Chancellor may remove any person from the membership of any Authority if such person -
 - (i) has become of unsound mind; or
 - (ii) has been incapacitated to function as member; or
 - (iii) has been convicted by a court of law in Pakistan or abroad of an offense involving moral turpitude.
- (d) If the Chancellor is satisfied that the proceeding of an Authority or order of an office is 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 and annul the proceedings or order.
- (e) Should the Chancellor be incapacitated from acting as such due to absence or any other cause, the Vice Chancellor shall exercise all the power and perform all the duties and functions of the Chancellor.

- (f) The Chancellor may cause a visitation/inquiry in respect of matters connected with affairs of the University & appoint persons as may deem fit for the purpose.
- (g) The Chancellor shall on receipt of a report under sub-section (f) above, issue directions as he thinks fit and the Vice Chancellor will comply with such directions through the Board.

The Vice Chancellor.

- (a) The Vice Chancellor shall be appointed by the Chancellor for a period of three years, which the Chancellor may further extended, on such terms and conditions as the Chancellor may determine.
- (b) At any time when the office of the Vice Chancellor is vacant,
- (c) or is unable to perform the functions of his office for any reason whatsoever, the Chancellor shall make such arrangements for the performance of the duties of the Vice Chancellor as he may deem fit.

Powers and Duties of the vice Chancellor

- (a) The Vice Chancellor shall be the principal executive academic officers of the University and shall be responsible for implementation of the provisions of the Act, the statutes, the regulations and the rules and execution of the policies and the programs of the University.
- (b) The Vice Chancellor shall, in the absence of the Chancellor, preside over the meetings of the Authorities of which the Chancellor is the Chairman.
- (c) The Vice Chancellor may, in an emergency which in his opinion requires immediate action, take such action as he consider necessary and shall, as soon thereafter as possible, report his action to the officer, authority or other body which in the ordinary course, would have dealt with the matter.
- (d) In particular and without prejudice to the generality of the foregoing powers, the Vice Chancellor shall also have the powers to:-
- (i) create and fill temporary posts for a period not exceeding six months;
 - (ii) sanction all expenditures provided for in the approved budget and to re-appropriate funds within the same major head of expenditure;
 - (iii) sanction by re-appropriation an amount not exceeding one hundred thousand rupees for an unforeseen item not provided for in the budget, and report it to the Board at the next meeting;
 - (iv) appoint paper setters and examiners for all examinations of the University after receiving panels of names from the relevant authorities;
 - (v) make such arrangements for the security of papers, grades and results as he may consider necessary;
 - (vi) direct teachers, officers and other employees of the University to take up such assignments in connection with teaching, research, examination, administration and such other activities in the University as he may consider necessary;
 - (vii) appoint employees of such categories in respect of which power have been delegated to him by the Board;

- (viii) delegate, subject to such conditions, if any, as may be prescribed, any of his powers under this Act, to an officer or other employee of the University; and
- (ix) exercise & perform such other powers & functions as may be prescribed.

10. The Registrar

- (a) The Registrar shall be a whole-time officer of the University appointed by the Board on such terms and conditions as the Board may determine.
- (b) The Registrar shall be the custodian of the common seal and the academic records of the University; and
- (c) Perform such other duties as may be prescribed.

11. Director of Finance.

- (a) The Director of Finance shall be a whole-time officer of the University appointed by the Board on such terms and conditions as the Board may determine.
- (b) The Director shall:-
 - (i) manage the property/finances and the investments of the University;
 - (ii) prepare the annual/revised budget estimates and present them to the Finance Committee and the Board;
 - (iii) ensure that the funds are expended for the purpose for which they are provided; and
 - (iv) perform such other duties as may be prescribed.

12. Controller of the Examination:- The Controller of Examination shall be a whole-time officer of the University and shall be responsible for all matters connected with the conduct of examinations and perform such other duties may be prescribed.

13. The Resident Auditor:- The Auditor shall be a whole-time officer of the University and shall be responsible for pre-audit of all payments from the University fund.

14. The Director of Planning & Development- The Director of Planning and Development shall be a whole time officer of the University. He shall be responsible for

planning and development of the University and shall also be responsible for preparation of short and long-term development plans for the resources. The facilities and the amenities, and shall perform such functions as may be prescribed

CHAPTER IV

AUTHORITIES OF THE UNIVERSITY

15. Following shall be the authorities of the University.

- (a) the Board of Governors;
- (b) the Academic Council;
- (c) the Boards of Faculties;
- (d) the Boards of Studies;
- (e) the Selection Board;
- (f) the Board of Advance Studies and Research;
- (g) the Finance and Planning Committee;
- (h) Discipline Committee; and
- (i) such other Authorities as may be prescribed by the statutes.

The Board of Governors:-

(a) The Board of Governors shall consist of:-

- (i) the Vice Chancellor shall be its Chairman;
- (ii) the Chief Justice of the High Court of Sindh or a Judge of the High Court nominated by him;
- (iii) two Members of the Provincial Assembly of Sindh to be nominated by the Provincial Assembly of Sindh;
- (iv) Vice Chancellors, or their nominees, of Mehran Engineering University and the University of Sindh;
- (v) one or more Deans to be appointed by the Chancellor on the recommendation of the Vice Chancellor;
- (vi) Secretary of the Government of Sindh, Education Department;
- (vii) two members of outstanding merit nominated by the Society;
- (viii) two members of outstanding merit to be nominated by the Mehran Education Foundation;
- (ix) four persons of eminence representing various disciplines and professions nominated by the Chancellor on recommendation of the Vice Chancellor;
- (x) Chairman University Grants Commission or his nominee;
- (xi) President Chamber of Commerce and Industry;
- (xii) the registrar who shall act as its Secretary;

(b) Member of the Board other than ex-officio members shall hold office for three years and shall be eligible for re-nomination.

Powers & Duties of the Board.

(a) The Board shall be the executive body and under the provisions of this Act, exercise general supervision over the affairs and management of the University.

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

- (i) hold control and administer the property and funds of the University;
- (ii) govern and regulate, with due regard to the advice of the Finance and Planning Committees the finances, accounts and investments of the University and for that purpose, to appoint such agents as it may think fit;
- (iii) consider annual/revised budget estimates and to advise the society thereon, and to re-appropriate funds from one head of expenditure to another;
- (iv) transfer and accept transfer of movable or immovable property on behalf of the University;
- (v) enter into, vary, carry out and cancel on behalf of the University;
- (vi) cause proper books of accounts to be kept for all sums of money received and expended by the University and for the assets and liabilities of the University;
- (vii) receive and manage any property transferred and grants, bequests, donations, endowments and other contributions made to the University;
- (viii) administer any funds placed at the disposal of the University for specified purposes;

- (ix) determine the form, provide for the custody and regulate the use of the common seal of the University;
- (x) provide the buildings, libraries, premises, furniture, apparatus, equipment and other means required for carrying out the work of the University;
- (xi) establish and maintain halls of residence and hostels or approve or license hostels or lodgings for the residence of students;
- (xii) to affiliate and disaffiliate educational institutions and colleges;
- (xiii) institute Professorship, Associate Professorship, Assistant Professorship, Lectureship and other teaching posts or to suspend or abolish such posts;
- (xiv) create, suspend or abolish such administrative, teaching, research or other posts as may be necessary;
- (xv) make appointments on recommendation of the Selection Board to the posts of teachers, officers and such others cadres as may be determined;
- (xvi) appoint Emeritus and Distinguish Professors on such terms and conditions as may be prescribed;
- (xvii) confer Honorary Degrees in accordance with the conditions prescribed;
- (xviii) prescribe duties of officers/teachers, & other employees of the University;
- (xix) suspend, punish and remove from service officers (other than the Vice Chancellor), teachers and other employees in the manner prescribed;
- (xx) appoint members of the various Authorities in accordance with the provisions of this Act,
- (xxi) propose statutes for submission of the Chancellor;
- (xxii) consider and dispose of the regulations made by the Academic, provided that the Board may frame a regulation on its own initiative and approve it after consulting the Academic Council;
- (xxiii) regulate, determine and administer all other matters concerning the University, and to this end exercise all other powers not specifically mentioned in this Act, & the statutes;
- (xxiv) delegate any of its powers to an Authority or Officer or a Committee the Sub-Committee; and
- (xxv) perform such other functions as have been assigned to it under this Act, or may be assigned to it by the statutes.

18. Meeting of the Board.

- (a) The Board shall meet at least four times in a year. Dates of meeting are to be fixed by the Vice Chancellor. Special meetings may however be called at any time on the direction of the Chancellor or on a requisition made by not less than four members of the Board to consider a matter of urgent nature.
- (b) Not less than ten clear days' notice of a special meeting shall be given to the members of the Board, and the agenda of the meeting shall be restricted to the matter for which the special meeting is called.
- (c) The quorum for a meeting of the Board shall be one half of its members, a fraction being counted as one.
- (d) The decision of the Board shall be expressed in terms of the views of the majority of the members present and voting and, if the members are equally divided, the Chairman of the Board shall have and exercise a casting vote.

19. Academic Council.

- (a) The Academic Council shall consist of: -
 - (i) the Vice Chancellor who shall be the Chairman;

- (ii) the Deans;
 - (iii) the Directors;
 - (iv) University Professors including Emeritus and Distinguished Professors;
 - (v) the Chairmen of the teaching departments;
 - (vi) five eminent persons known for their intellectual caliber on international level, service to society or leadership in profession nominated by the Chancellor on the recommendation of the Vice Chancellor;
 - (vii) the Controller of Examination;
 - (viii) the Librarian; and
 - (ix) the Registrar who shall act as a secretary.
- (b) Members appointed by nomination shall hold office for three years and shall be eligible for re-nomination.
- (c) 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.

20. Powers and Academic Council;

- (a) The Academic Council shall be the highest academic body of the University, and shall, subject to the provisions of this Act and the statutes, have the powers to lay down proper standards of instruction, scholarship, research and examinations, and to regulate and promote the academic life of the University;
- (b) In particular and without prejudice to the generality of the foregoing provisions, the Council shall have the power to: -
- (i) advise the Board on academic matters;
 - (ii) to regulate the admission of students to the courses of studies and examinations;
 - (iii) propose to the Board, schemes for the constitution & organization of teaching departments institutes and Faculties;
 - (iv) to consider or formulate proposals for the planning and development of teaching and research and in the University;
 - (v) to make regulations on: the recommendations of the Board of Faculties and the Board of Studies prescribing the course of studies and the syllabi for all University Examinations; provided that, if the recommendations of Board of Faculties and Boards of Studies are not received by the prescribed date, the council may, subject to the approval of the Board, continue for the next year the courses of studies already prescribed;
 - (vi) to recognize the Examination of other University or examining body as equivalent to the corresponding examinations of the University;
 - (vii) to frame regulations for submissions to board;
 - (viii) to appoint members to the various Authorities in accordance with the provisions of this Ordinance; and
 - (ix) to perform such other functions as may be prescribed by the statutes.

CHAPTER VSTATUTES, REGULATIONS AND RULES

21. Statutes. Subject to the provisions of this Act, Chancellor may, make/promulgate statutes to regulate or prescribe all or any of the following matters namely-
- (a) terms and conditions of service, including pay, constitution of pension, insurance, gratuity, provident fund, benevolent fund and other fringe benefits;
 - (b) terms and conditions of contractual appointments;
 - (c) establishment of Faculties, and other academic units and divisions;
 - (d) affiliation and disaffiliation of institutions and related matters;
 - (e) powers and duties of officers and teachers;
 - (f) conditions under which the University may enter into arrangements with other organizations for purposes of instruction, research and other scholarly activities;
 - (g) conditions of appointment of Professor Emeritus and Distinguished Professors;
 - (h) award of honorary degrees;
 - (i) standards for evaluation of efficiency and exercising disciplinary measures over the employees of the University;
 - (j) acquisition & administration of properties and investments of the University. & all other matters required to be or may be prescribed or regulated by the statutes;
 - (k) The draft of the statutes shall be proposed by the Board for approval by the Chancellor who may refer them back to the Board for reconsideration.
 - (l) The Chancellor shall have the powers to assent to the statutes submitted to him for approval.
 - (m) No statute shall be valid until it has been approved by the Chancellor.
22. Regulations. Subject to the provisions of this Act and the statutes, regulations may be made for all or any of the following matters: -
- (a) the courses of study for degrees, diplomas and certificates of the University;
 - (b) the admission of students to the University;
 - (c) the conditions under which students shall be admitted and shall become eligible for the award of degrees, diplomas and certificates;
 - (d) the conduct of examinations at any levels including matriculation & intermediate;
 - (e) fees and other charges to be paid by students for admission to the courses of study and examination of the University;
 - (f) the conduct and discipline of students of the University;
 - (g) conditions of residence of the students of the University or the colleges, including the levy of fees for residence in the halls of residence and hostels;
 - (h) the approval and licensing of hostels and lodging;
 - (i) conditions under which a person should carry on independent research to entitle him to a degree;
 - (j) the institution of fellowships, scholarships, exhibitions, medals and prizes;
 - (k) the institutions of stipends and free and half-free assistantship;

- (l) the academic costumes and the use of Library;
- (m) the formation of Teaching Departments and Boards of Studies;
- (n) all other matter which by this Act, and the statutes are to be or may be prescribed by regulations;
- (o) the regulations shall be prepared by the Academic Council and shall be submitted to the Board which may approve them or withhold approval or refer them back to the Academic Council for reconsideration.
- (p) A regulation prepared by the Academic Council shall not be valid, unless it receives the approval of the Board.

23. Amendments and repeal of statutes & regulation.

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

24. Rules

- (a) The Authorities and the other bodies of the University may make rules consistent with this Act, the statutes and the regulations, to regulate the conduct of their business and the time and place of meeting and related matters:
 - (i) Provided that the Board may direct the amendments or the annulment of any rules, made by another Authority or body under this section:
 - (ii) Provided further that if such other Authority or body is dissatisfied with such directions it may appeal to the SOCIETY whose decision in the matter shall be final.
- (b) The Board may make rules to regulate any matter relating to the affairs of University, which has not been specifically provided for by this Act, the statutes or the regulations.

25. AFFILIATION OF EDUCATIONAL INSTITUTIONS TO THE UNIVERSITY

- (a) An educational institution applying for affiliation to the University shall make an application to the University and shall satisfy that it conforms to the requirements of affiliations set by the University
- (b) The procedure to be followed in disposing of an application for the affiliation of an educational institution grant or refusal or withdrawal of affiliation shall be such as may be prescribed.
- (c) The affiliation Board may, after due inquiry after consultation with the Academic Council, give notice of its intention of withdrawing the affiliation if it is satisfied that the educational institution fails at any time to fulfil any of the requirements of affiliation or as failed to observe any of the conditions of affiliation.
- (d) The affiliation shall not be refused or withdrawn unless the educational institution is given an opportunity of being heard.

CHAPTER VI

THE UNIVERSITY FUND

26. The University Fund, Audit and Account.

- (a) The university shall have a fund which shall be credited from its income of fees donations, trusts, endowments, grants, contributions & all other sources.
- (b) Capital and recurrent expenditure of the University shall be met from the contributions made by the SOCIETY, including any other societies, universities associations, /societies or individuals & from the income derived from any source.
- (c) No contribution/donation/grant which may directly or indirectly involve an immediate or subsequent financial liability for the University or which may include an activity in the program for the time being shall be accepted without the prior approval of the Board.
- (d) The account of the University shall be maintained in such manner as may be determined by the Board & shall be audited each year within four months of the closing of the financial year by a Chartered Accountant appointed by the Board.
- (e) The accounts, together with the report of the auditor thereon, shall be submitted to the Board for approval.
- (f) The auditor's report shall certify it has been complied with the standards of audit & certification of the "Institute of Chartered Accountants of Pakistan".

CHAPTER VIIGENERAL PROVISIONS27. Retirement from Service.

- (a) an employee of the University shall retire from service on such date, after he has completed twenty five years of service qualifying for pension or other retirement benefits, as the competent authority may direct, provided that no employee shall be retired unless he has been informed in writing of the grounds the action proposed to be taken against him and has been given reasonable opportunity showing cause against that action; or on completion of sixty years of his age where no direction is given
- (b) Except as otherwise provided, no employee of the University holding permanent post, shall be reduced in rank, or removed or compulsorily retired from service, unless he has been given a reasonable opportunity of showing cause against the action proposed to be taken against him.
- (c) Where the order is passed punishing an employee (other than the Vice Chancellor) of the University or altering or interpreting to his disadvantage the prescribed terms or conditions of his service, he shall, where the order is passed by the Vice Chancellor or any other officer or Teacher of the University, have the right to appeal to the Board against the order, and where the order is made by the Board, have the right to apply to the Board for review.
- (d) The appeal or application for review shall be submitted to the Vice Chancellor who shall lay it before the Board with his views and record of the case.
- (e) No order in appeal or review shall be made unless the appellant or the applicant, as the case may be, has been given an opportunity of being heard.

28. Pension, Gratuity, provident and benevolent fund.
(a) The University shall constitute for the benefit of its employees in such manner and subject to such condition as may be Fund prescribed, schemes such as pension, insurance, gratuity, provident fund and benevolent fund as it may fit.
(b) Where any Provident Fund has been constituted under this Act, the provident Funds Ordinance, 1925 shall apply to such funds.
29. Term of office of members of Authorities.
When a member of a newly constituted Authority is appointed or nominated, the term of office, as fixed under this Act, shall commence from such date as may be prescribed.
30. Filling of Casual Vacancies in Authorities.
(a) Any casual vacancy among the appointed or nominated members of any Authority shall be filled as soon as conveniently may be, by the person or the body who appointed or nominated the member whose place has become vacant.
(b) The person appointed or nominated to the vacancy shall be a member of such Authority for the residue of the term for which the person whose place he fills would have been a member provided that:-
(i) Where a vacancy in the membership of an Authority, other than the Board cannot be filled for the reason that the member was ex-officio, and the office has ceased to exist,
(ii) or the organization, institution or other body, other than the University has ceased to exist or has ceased to function
(iii) Or for any other circumstances, which make it impracticable to fill the vacancy, the vacancy shall be filled in such manner the Chancellor may direct on the recommendations of the Board.
(c) The office of a nominated member shall become vacant if he resigns or fails to attend three consecutive meetings of the Authority without sufficient cause or leave of absence, or his nomination is changed by the nominating Authority.
31. Disputes about membership of Authority
(a) Notwithstanding anything contained in this Act, a person nominated or appointed to any Authority shall cease to be a member of such Authority as soon as he has ceased to hold the position by virtue of which he was nominated or appointed.
(b) If a question arises whether any person is entitled to be a member of any Authority, the matter shall be referred to a committee consisting of the Vice Chancellor, the Judge of the high court of Sindh, who is the member of the Board and a nominee of the Chancellor and the decision of the committee shall be final and binding.
32. Constitution, Functions and powers of other Authority.
The constitution, function and power of other Authority for which no specific provision or insufficient provision has been made in this Act, shall be such as may be prescribed by the statutes

33. Appointment of Committee by the Authority.

The Board, the Academic Council or other Authorities may appoint such Standing, Special or Advisory Committees, as they may consider advantageous in the performance of their functions.

34. First Statute.

Notwithstanding anything contained in this Act the statutes set out in the schedule, shall be deemed to be the statutes framed under section 21 and shall remain in force until they are amended or replaced by new statutes framed in accordance with this Act.

35. Removal of difficulties.

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

36. Proceedings of Authorities not invalidated by Vacancies.

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

37. Bar of Jurisdiction and Indemnity.

- (a) No court shall have jurisdiction to entertain any proceedings, grant any injunction or make any order in relation to any done in good faith or purported to have been done or intended to be done under this Act.
- (b) No suit or legal proceedings shall lie against Government, the University or any Authority or an employee of Government or the University or any person, in respect of anything which is done, or purported to have been done in good faith or intended to, or has been done under this Act.

THE FIRST STATUTES

(SEE SECTION 34)

1. Faculties.

- (a) The University shall have the following Faculties.
- (i) The Faculty Medical Sciences
 - (ii) The faculty of Engineering
 - (iii) The Faculty of Management Sciences
 - (iv) The Faculty of Humanities and Social Sciences
 - (v) Such other Faculties as may be prescribed by the statutes.
- (b) Each Faculty shall include such institutes, teaching departments centers or the other teaching or research units as may be prescribed by the statutes.

2. The Board of a Faculty

- (a) There shall be a Board of each Faculty consisting of-
- (i) The Dean;
 - (ii) The Professors, the Directors and the Chairmen of the Teaching Department comprised in the Faculty; and

- (iii) Three teachers to be nominated by the Vice Chancellor by reason of their specialized knowledge of the subjects which through not assigned to the Faculty.
- (b) The member mentioned in sub-clause a (iii) above shall hold office for a period of three years.
- (c) The quorum for a meeting of the Board of a Faculty shall be one-half of the total number of member, a fraction being counted as one.
- (d) The Board of each Faculty shall subject to the general control of the Academic Council and the Board have the powers to:-
 - (i) co-ordinate the teaching & research work in the subject assigned to the Faculty
 - (ii) scrutinize the schemes of courses and syllabi proposed by the Board of Studies comprised in the Faculty, & forward tem to the Academic Council along with its observation;
 - (iii) scrutinize the recommendations made by the Board of Studies comprised in the Faculty, on the appointment of paper setters and examiners, except for research & degree examiners who shall be scrutinized by Vice Chancellor;
 - (iv) consider any other academic matter relating to the faculty and to report there on the Academic Council; and
 - (v) perform such other functions as may be prescribed by the statutes.

3. Deans. There shall be a dean of each Faculty who shall be the Chairman and conveyor of the Board of Faculty. The Dean of a Faculty

- (a) shall be appointed by the Chancellor on the recommendations of the Vice Chancellor from amongst the three senior most Professors in the Faculty, for a term of three years and shall be eligible for another term.
- (b) shall present candidates for admission to degrees, except honorary degrees, to the Chancellor in the courses falling within the purview of the Faculty.
- (c) shall exercise such powers & perform such duties as may be prescribed.

4. Teaching Department.

- (a) There shall be a teaching department for each subject or a group of subjects as may be prescribes by the regulations, & each teaching department shall be headed by Chairman.
- (b) The Chairman of a teaching department shall be appointed by the Board on the recommendation of the Vice Chancellor from amongst the three most senior Professors and three most senior Associate Professors of the department for a period of three years.
- (c) Provided that where there is no Professor or Associate Professor in a department, it shall be looked after by the Dean of the Faculty with the assistance of the most senior teacher of the department.
- (d) Chairman of the Department shall plan, organize and supervise the work of the department and shall be responsible to the Dean for the work of this department.

5. **Board of Studies.**

- (a) There shall be a separate Board of Studies for each subject or group of subjects as may be prescribed by the regulations.
- (b) Each Board of Studies shall consist of
 - (i) The Chairman of the Department who shall act its chairman and convey
 - (ii) All Professor and Associate Professors in the Department or the institute
 - (iii) Three teachers other than University teachers to be appointed by the Faculty Board. The number will be determined by the Faculty Board according to the needs of each Board; and
 - (iv) Three experts to be appointed by the Vice Chancellor.
- (c) The term of office of member of the Board of Studies other than ex-officio member shall be three years.
- (d) The quorum for meeting of the Board of the Studies shall be one-half of the total numbers, a fraction being counted as one.

6. **Function of the Board of Studies shall be to:-**

- (a) To advise the authorities on all academic matters connected with instructions, research and examination in the subject or subjects concerned.
- (b) To propose curricula and syllabi for all degrees, diplomas and certificate-courses in the subject or subject concerned;
- (c) To suggest a panel of names of paper setters and examiners in the subject or subject concerned; and
- (d) To perform such other functions as may be prescribed by the regulations.

7. **The Board of Advance Studies and Research.**

- (a) The advanced studies and research Board shall consist of
 - (i) The Vice Chancellor who shall be the Chairman;
 - (ii) The Deans;
 - (iii) Three University Professors Other than Deans.
 - (iv) Three Scholars of eminence in a field not represented on the Board of Advanced Studies and Research;
- (b) The term of office of members of the Board of Advanced Studies and Research other than ex-officio members shall be three years.
- (c) The quorum for a meeting of the Board of Advanced Studies and Research shall be one-half shall be one-half of the total number of members, a fraction being counted as one.

8. **The functions of the Advanced Studies and Research Board shall be-**

- (a) To advise the authorities on all matters connected with the promotion of Advance Studies and Research in the university;
- (b) To consider and report to the authorities on the institution of research degree in the University
- (c) To appoint supervisors for research studies;
- (d) To propose regulations for award of research degree; and
- (e) To recommend the name of examiners for the research degrees.

The selection Board.

- (a) There shall be Selection Board consisting of-
- (i) The Vice Chancellor who shall be the chairman;
 - (ii) One member of the Board and two persons of eminence to be nominated by the Board; provided that none of them is an employee of the University;
 - (iii) The Dean of the Faculty concerned;
 - (iv) The Chairman of the Teaching Department concerned; and
 - (v) One person to be nominated by the SOCIETY.
- (b) Member of Board, other than ex-officio members, shall hold office for three years;
- (c) The quorum for a meeting of the Selection Board shall be five members;
- (d) No member of the Selection Board who is a candidate for the post to which appointment is to be made shall take part in such proceedings of the Board.
- (e) In selecting candidates as Professors and Associate Professors, the Selection Board shall co-opt/consult three experts in the subject concerned. In selecting candidates for other teaching posts, two experts in the subject concerned. The experts will be nominated by the Vice Chancellor, from a standing list of experts approved by the Board on recommendations of Selection Board.

10. The function of the Selection Board shall be to:-

- (a) Consider all applications for teaching and other posts received in response to an advertisement and shall recommend to the Board the names of suitable candidates for appointment;
- (b) Recommend to the Board the grant of higher initial pay in a suitable case for reasons to be recorded in writing.
- (c) The Selection Board may recommend to the Board the appointment of an eminently qualified person to a position in the University on the terms and conditions as may be prescribed.
- (d) The Selection Board shall consider all cases of promotion of officers of the University and recommend to the Board the names of suitable candidates for such promotions.
- (e) In the event of an unresolved difference of opinion between the Selection Board and the Board, the matter shall be referred to the Chancellor whose decision shall be final.

11. The Finance and planning committee.

- (a) There shall be a Finance and Planning Committee consisting of-
- (i) Two nominees of the SOCIETY;
 - (ii) One nominee of the Board
 - (iii) Three experts in the field of finance and planning to be nominated by the Chancellor, and
 - (iv) One Dean on recommendation of the Vice Chancellor to be nominated by the Chancellor.
 - (v) Director Finance who shall act as its Secretary.
- (b) The quorum for a meeting of the Finance and Planning Committee shall be four members.

12. Functions of Finance and Planning Committee shall be-

- (a) To consider annual statement of accounts and revised budget estimates and advise the Board thereon;
- (b) To review periodically the financial position of the University;
- (c) To advise the Board on planning, development, finance & investments accounts of the University.
- (d) To prepare short term and long term development plans;
- (e) To prepare resource development plan; and
- (f) To prepare such other functions as may be prescribed by the statutes.

13. Affiliation Committee.

- (a) There shall be Affiliation Committee consisting of,
- (i) The Vice Chancellor who shall be the Chairman;
 - (ii) One member of the Board to be nominated by the Board;
 - (iii) Two Professors to be nominated by the Academic Council;
- (b) The term of office of the members of the Committee excluding ex-officio members shall be two years;
- (c) The Affiliation Committee may co-opt not more than three experts;
- (d) The quorum for a meeting of or an inspection by the Vice Chancellor for the purpose shall act as the Secretary of the Committee.
- (e) An officer of the University to be designated by the Vice Chancellor for the purpose shall act as the Secretary of the Committee.

14. Discipline Committee and its functions.

- (a) The discipline committee shall consist of,
(i) The Vice Chancellor or his nominee;
(ii) Two Professors to be nominated by the Academic Council;
(iii) One member to be nominated by the SOCIETY; and

(IV) The Teacher or Offices in-charge of Students Affair by whatever name called who shall act as member Secretary.

- (b) The term of office of the members of the Discipline Committee, other than ex-officio members, shall be two years.
(c) The quorum for a meeting of the Discipline Committee shall be three members.

5. The functions of the Discipline Committee shall be:

- (a) To propose regulations to the Academic Council on the conduct of University students, maintenance of discipline and for dealing with cases of in discipline; and
(b) To perform such other functions as may be assigned to it by statutes or regulations.

BY ORDER OF THE SPEAKER
PROVINCIAL ASSEMBLY OF SINDH

HADI BUX BURIRO
SECRETARY
PROVINCIAL ASSEMBLY OF SINDH.