



# The Sindh Government Gazette

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The constitution, functions and powers of the Authorities for which no specific provision has been made in this Act shall be such as may be prescribed by Statutes.

## PART-IV

### 27. Appointment: **PROVINCIAL ASSEMBLY OF SINDH NOTIFICATION**

The Senate, the Council and the Board of a Faculty or a Board of Studies may, from time to time, appoint such persons as they may think fit to be members of the Senate, the Council or the Board of a Faculty or a Board of Studies, and may place on such appointees persons who are not members of the Authorities appointing them.

**NO.PAS/Legis-B-21/2011-** The University of Sufism and Modern Sciences at Bhittshah Bill, 2011 having been passed by the Provincial Assembly of Sindh on 22<sup>nd</sup> July, 2011 and assented to by the Governor of Sindh on 31<sup>st</sup> October, 2011 is hereby published as an Act of the Legislature of Sindh.

### 28. Statutes: **THE UNIVERSITY OF SUFISM AND MODERN SCIENCES AT BHITSHAH ACT, 2011.**

(1) Subject to the provisions of this Act, the Governor may, from time to time, make or revoke any Statute for the purpose of giving effect to the provisions of this Act.

#### **SINDH ACT NO. XXVIII OF 2011.**

(a) the constitution of Senate, Council, Faculty, provision fund and benevolent fund for University students;

(b) the rules of conduct, discipline and conditions of service of Officers;

(c) to provide for the establishment of the University of Sufism and Modern Sciences; (d) the maintenance of the register of registered graduates;

(e) affiliation and distribution of educational institutions and related matters;

**Preamble:**

(a) admission of educational institutions in the provinces of the University of Sufism and Modern Sciences at Bhittshah and to provide for matters ancillary thereto.

It is hereby enacted as follows:

(b) the establishment of faculties, institutes and colleges and other academic divisions;

**CHAPTER-I  
PRELIMINARY**

**1. Short title and commencement:-**

- (1) (1) This Act may be called the University of Sufism and Modern Sciences at Bhitshah Act, 2011.
- (2) It shall come into force at once.
- (2) In this Act, unless there is anything repugnant in the subject or context.

**2. Definitions:-**

In this Act and in all the Statutes, the Regulations and the Rules made there under, unless there is anything repugnant in the subject or context -

- (a) "Academic Council" means the Academic Council of the University;
- (b) "Affiliated college" means an educational institution, affiliated to the University but not maintained or administered by it;
- (c) "Authority" means any of the Authorities of the University specified in section 19;
- (d) "Chancellor" means the Chancellor of the University;
- (e) "College" means a constituent college or an affiliated college;
- (f) "Commission" means the Higher Education Commission;
- (g) "Constituent college" means a college maintained and administered by the University;
- (h) "Dean" means the Chairperson of the Board of a Faculty;
- (i) "Director" means the head of a teaching Department or an institute established as a constituent institution by the University;
- (j) "educational institution" means an institution imparting instruction in a subject or subjects relating to a Faculty;
- (k) "Faculty" means a Faculty of the University;
- (l) "Government" means the Government of Sindh;
- (m) "Prescribed" means prescribed by statutes, regulations or rules;
- (n) "Principal" means the head of a college;
- (o) "Professional college" means a college providing for instruction in courses of study leading to a degree in medicine, engineering, agriculture, commerce, education, law, fine arts or such other subjects as may be prescribed by Regulations to be professional subjects;

- (p) "registered graduate" means –
- (i) a graduate of the University and his name is entered in the register maintained by the University for this purpose;
  - or
  - (ii) a graduate of any other University who ordinarily resides within the territorial jurisdiction of the University and his name is entered in the register maintained by the University for this purpose;
- (q) "Research Officer" means a person engaged whole-time by the University for research and equivalent in rank to a University Teacher;
- (r) "Senate" means the Senate of the University;
- (s) "Statutes" "Regulations" and "Rules" mean respectively, the statutes, the regulations and the rules made under this Act;
- (t) "Syndicate" means the Syndicate of the University;
- (u) "Teachers" include Professors, Associate Professors, Assistant Professors and Lecturers engaged whole-time by the University or by the college for teaching degree, honours or post-graduate classes, and such other persons as may be declared to be Teachers by Regulations;
- (v) "Teaching Department" means a teaching department maintained and administered or recognized by the University;
- (w) "University" means the University of Sufism and Modern Sciences at Bhitshah established under this Act;
- (x) "University Teacher" means a whole-time Teacher appointed and paid by the University, or recognized by the University as such; and
- (y) "Vice-Chancellor" means the Vice-Chancellor of the University.

## CHAPTER-II THE UNIVERSITY

### 3. Incorporation:-

- (1) The University of Sufism and Modern Sciences shall be established at Bhitshah in accordance with the provisions of this Act.
- (2) The University shall consist of –
- (i) the Chancellor and the Pro-Chancellor, and -

- (a) at the main campus, the Vice-Chancellor, Pro-Vice-Chancellor, Deans, Principals, Directors, Chairpersons of Teaching Departments, Registrar, Director of Finance, Controller of Examinations, Librarian, Bursar, Auditor and such other Officers as may be prescribed;

- (b) at the Additional Campus, the Pro-Vice-Chancellor, Deans, Chairpersons of Teaching Departments and such other Officers as may from time to time be appointed by the Chancellor on the recommendation of Government.
- (ii) the members of the Senate, the Syndicate, the Academic Council and other Authorities of the University;
- (iii) all University Teachers; and
- (iv) Emeritus Professors;

Provided that the Chancellor, on the recommendation of Government, may set up in any educational institution or college under the control and management of the University and establish a Board of Governors under section 37, in lieu of the Officers and employees mentioned in sub-clause (b) of clause (i).

(3) The University shall be a body corporate by the name of the University of Sufism and Modern Sciences at Bhittshah and shall have perpetual succession and a common seal, and may sue and be sued by the said name.

(4) The University shall be competent to acquire and hold property, both movable and immovable, and to lease, sell or otherwise transfer any movable and immovable property which may have become vested in or been acquired by it.

**4. Powers of the University:-**

The University shall have the powers –

- (a) to provide for instruction in such branches of learning as it may deem fit, and to make provision for research and for the advancement and dissemination of knowledge in such manner as it may determine;

- (b) to prescribe courses of studies to be conducted by it and the colleges;

(c) to hold examinations and to award and confer degrees, diplomas, certificates and other academic distinctions to and on persons who have been admitted to and have passed its examinations under prescribed conditions;

- (d) to confer honorary degrees or other distinctions on approved persons in the manner prescribed;

- (e) to provide for such instruction for persons not being students of the University as it may determine, and to grant certificates and diplomas to such persons;

- (f) to confer degrees on persons who have carried an independent research under prescribed conditions;

(1) If an educational institution affiliated to the University fails at any time to fulfill any of the requirements mentioned in this Act, or if an institution has failed to

- (g) to affiliate and disaffiliate educational institutions under prescribed conditions;
- (h) to admit educational institutions to its privileges and to withdraw such privileges under prescribed conditions; or the educational institution by affiliation or modify such right;
- (i) to inspect colleges and other educational institutions associated or seeking association with it;
- (j) to accept the examinations passed and the periods of study spent by students of the University at other universities and places of learning as equivalent to such examinations and periods of study in the University, as it may determine, and to withdraw such acceptance;
- (k) to co-operate with other Universities and public authorities in such manner and for such purposes as it may determine;
- (l) to institute Professorships, Associate Professorships, Assistant Professorships and Lecturerships and any other posts and to appoint persons thereto;
- (m) to create posts for research, extension, administration and other related purposes and to appoint persons thereto;
- (n) to recognize selected members of the teaching staff of affiliated colleges and colleges or educational institutions admitted to the privileges of the University or such other persons as it may deem fit, as University Teachers; Chairmen, Vice-Chairpersons and such other Members as may be appointed by the Chancellor or the Board of Governors;
- (o) to institute and award fellowships, scholarships, exhibitions, bursaries, medals and prizes under prescribed conditions;
- (p) to establish Teaching Departments, schools, colleges, Faculties, institutes, museums and other centers of learning for the development of teaching and research and to make such arrangements for their maintenance, management and administration as it may determine;
- (q) to control the residence of the students of the University and the colleges, to institute and maintain halls of residence and to approve or license hostels and lodgings;
- (r) to supervise and control the discipline of the students of the University and the colleges, to promote the extracurricular, co-curricular and recreational activities of such students, and to make arrangements for promoting their health and general welfare;
- (s) to demand and receive such fees and other charges as it may determine;
- (t) to make provision for research and advisory services and with these objects to enter into arrangements with other institutions or with public bodies under prescribed conditions;

38. University

The University shall have a fund to which shall be credited its income from fees, donation, trusts, bequests, endowments, contributions, grants and all other sources.

- (u) to enter into, carry out, vary or cancel contracts;
- (v) to receive and manage property transferred and grants, bequests, trusts, gifts, donations, endowments and other contributions made to the University and to invest any fund representing such property, grants, bequests, trusts, gifts, donations, endowments or contributions in such manner as it may deem fit;
- (w) to provide for the printing and publication of research and other works; and
- (x) to do all such other acts and things, whether incidental to the powers aforesaid or not, as may be requisite in order to further the objects of the University as a place of education, learning and research.

#### 5. Jurisdiction of the University:-

- (1) The University shall have jurisdiction of all over Sindh with seats reserved for other provinces:

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

- (2) No educational institution situated within the territorial limits of the District **Hyderabad** where the main campus of University is situated shall, save with the consent of the University and the sanction of Government, be associated in any way with or seek admission to the privileges of any other University.
- (3) The University may admit to its privileges under prescribed conditions, an educational institution falling within the territorial limits of another university whether inside or outside Pakistan: provided that the consent of such other University is first obtained.

#### 6. University open to all classes, creeds etc:-

The University shall be open to all persons of either sex and of whatever religion, race, creed, class or colour and no person shall be denied the privileges of the University on the grounds of religion, race, caste, creed, class or colour:

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

#### 7. Teaching in the University:-

- (1) All recognized teaching in various courses shall be conducted by the University or the colleges in the prescribed manner and may include lecturers, tutorials, discussions, seminars, demonstrations as well as practical work in the laboratories, hospitals, workshops and farms and other methods of instruction.

- (2) The authority responsible for organizing recognized teaching shall be such as may be prescribed.
- (3) The courses and the curricula shall be such as may be prescribed.

### CHAPTER-III OFFICERS OF THE UNIVERSITY

#### 8. Officers of the University:-

The following shall be the officers of the University:-

- (i) The Chancellor;
- (ii) The Pro-Chancellor;
- (iii) The Vice Chancellor;
- (iv) The Pro-Vice Chancellor;
- (v) The Deans;
- (vi) The Principals of the constituent colleges;
- (vii) The Chairpersons of the Teaching Departments;
- (viii) The Registrar;
- (ix) The Director of Finance;
- (x) The Controller of Examinations;
- (xi) The Project Director;
- (xii) The Bursar
- (xiii) The Auditor;
- (xiv) The Librarian; and
- (xv) Such persons as may be prescribed by the Regulations to be officers.

#### 9. Chancellor:-

- (1) The Governor of Sindh shall be the Chancellor of the University.
- (2) The Chancellor shall, when present, preside at the Convocation of the University and the meetings of the Senate.
- (3) If the Chancellor is satisfied that the proceedings of any Authority 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, annul the proceedings.
- (4) Every proposal to confer an honorary degree shall be subject to confirmation by the Chancellor.
- (5) The Chancellor shall have the power to assent to such Statutes as are required to be submitted to him by the Senate or withhold assent and refer them back to the Senate for reconsideration.

(6) 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 of such Authority; or
- (iii) has been convicted by a court of law of an offence involving moral turpitude.
- (iv) has an educational document which is later proved as fake.

(7) The Chancellor may, subject to the provisions of this Act, and general or special orders of Government, delegate all or any of the powers and functions of any authority, officer or employee of the University at its main campus, to any authority, officer, employee or any other person at its Additional Campus for the purpose of exercising such powers and performing such functions in relation to such Additional Campus, and for this purpose the Chancellor in consultation with Government may create new posts or positions at the Additional Campus.

#### 10. Visitation:-

(1) The Chancellor may, cause an inspection or inquiry to be made in respect of any matter connected with the University, and shall, from time to time, appoint such person or persons in consultation with Government for the purposes of carrying out inspection of -

- (i) the University, its buildings, laboratories, libraries, museums, workshops and equipments;
- (ii) any institution, college or hostel maintained or recognized by, or affiliated to the University;
- (iii) the teaching and other work conducted by the University;
- (iv) the conduct of examinations held by the University; and
- (v) the Chancellor shall, in every such case as aforesaid, give notice to the Syndicate of his intention to cause an inspection or enquiry to be made, and the Syndicate shall be entitled to be represented there at.

(2) The Chancellor shall communicate to the Syndicate his views with regard to the results of such inspection or inquiry and shall, after ascertaining the views thereon of the Syndicate, advise the Syndicate on the action to be taken.

#### 51. Bar of Jurisdiction:-

(3) The Syndicate shall communicate to the Chancellor such action, if any, as has been taken or may be proposed to be taken upon the results of the inspection or inquiry. Such communication shall be submitted to the Chancellor within such time as may be specified by the Chancellor.

#### 52. Indemnity:-

(4) Where the Syndicate does not, within a specified time, take action to the satisfaction of the Chancellor, the Chancellor may, after considering any explanation furnished or representation made by the Syndicate, issue such directions as he thinks fit, and the Vice-Chancellor shall comply with such directions.



