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PART-IV

PROVINCIAL ASSEMBLY OF SINDH
NOTIFICATION
KARACHI, THE 09TH MARCH, 2022.

NO.PAS/LEGIS-B-03/2022-The Constitution of the Search Committee Bill, 2022 having been passed by the Provincial Assembly of Sindh on 23rd February, 2022 and assented to by the Governor of Sindh on 02nd March, 2022 is hereby published as an Act of the Legislature of Sindh.

THE CONSTITUTION OF THE SEARCH COMMITTEE ACT, 2022

SINDH ACT NO. II OF 2022.

**AN
ACT**

to provide for the constitution of the Search Committee for appointment and evaluation of the performance of the Vice Chancellors and other officers of the universities in public sector universities in the Province of Sindh.

WHEREAS it is expedient to provide for the constitution of the Search Committee for appointment of the Vice Chancellors and other officers of the universities in public sector universities in the Province of Sindh, and for the matters connected therewith or ancillary thereto. **Preamble.**

1. (1) This Act may be called the Constitution of the Search Committee Act, 2022. **Short title, extent and commencement.**

(2) It shall come into force at once.

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

- (a) "applicant" means the person who has applied for the post;
- (b) "Chief Minister" means the Chief Minister of Sindh;
- (c) "Government" means the Government of Sindh;
- (d) "Officer" means any officer of the University as defined in the respective law of that University;
- (e) "post" means the post relating to the appointment of Vice-Chancellor and such other officers of the University to be filled through the Search Committee;
- (f) "Province" means the Province of Sindh;
- (g) "prescribed" means prescribed by rules;
- (h) "rules" means rules made under this Act;
- (i) "Search Committee" means the search committee constituted under section 3;
- (j) "University" means the University established by law in public sector in the Province;
- (k) "Vice Chancellor" means the Vice Chancellor of the University.

3. (1) There shall be constituted by the Chief Minister a Search Committee for carrying out the purposes of this Act. **Constitution of the Search Committee.**

(2) The Search Committee shall consist of the Chairman and Members as follows:-

- (i) Chairman, Sindh Higher Education Commission **Chairman**
- (ii) Secretary, Universities & Boards Department, Government of Sindh **Member**
- (iii) Secretary, College Education **Member**
- (iv) Secretary/ED, Sindh Higher Education Commission **Member/Secretary**
- (v) two co-opted members having relevant qualifications to be nominated by the Chief Minister. **Co-opted Members**

4. (1) Subject to the provisions of this Act and the guidelines issued by the Chief Minister, from time to time, the Search Committee shall perform the following functions:- **Functions of the Search Committee.**

- (i) to prescribe the recruitment criteria for Vice Chancellor
- (ii) to scrutinize and shortlist the applications in the light of the eligibility criteria prescribed by the competent authority and published in the advertisement in the leading newspapers;

(iii) to hold interview(s) of short-listed candidates and determine the track record of leadership in the field of academia, administration, finance and management;

(iv) to consider the applicant's professional experience and contribution towards the public service;

(v) to recommend a panel of three most suitable candidates (in alphabetical order) to the Chief Minister, who may either select one of the suitable candidates or interview them, considering their integrity, academic excellence, administrative experience, and abilities which may be necessary to perform the duties for the post applied for. However, **in case, the Chief Minister considers that the suitable candidates recommended by Search Committee can not be appointed as Vice Chancellor, he may return the panel to the Search Committee, which shall then refer three other suitable candidates (in alphabetical order) to the Chief Minister;**

(vi) to re-advertise the post in case of non-availability of suitable candidates;

(vii) the Chief Minister may delegate appointment of other officers for appointment to the Search Committee.

(viii) to perform such other function as determined by the Chief Minister or as may be prescribed.

(2) The Chairman of the Search Committee shall send a summary to the Chief Minister either for fresh appointment of Vice Chancellor or recommend to extend the term of the existing Vice Chancellor, as the case may be, six months before the expiration of his term.

(3) The Chief Minister may require the Search Committee to review the performance of any Vice Chancellor during the term of his office.

(4) The Search Committee will review the overall performance of Vice Chancellor after two years and send recommendation to the Chief Minister.

5. The Search Committee shall meet at such time and place as the Chairman Search Committee may direct for carrying out its functions as provided under section 4:

**Proceedings of
the Search
Committee.**

The Chairman shall have casting vote in case of tie among members over any matter under consideration.

6. The Search Committee may receive such honorarium as may be determined by the Chief Minister.

**Remuneration
of Search
Committee.**

7. Notwithstanding anything contained in this Act, the Search Committee, existing immediately before the commencement of this Act, shall be deemed to have been validly constituted under the provisions of this Act. **Saving.**
8. The provision of this Act shall have overriding effect notwithstanding anything to contrary contained in any other law for the time being in force. **Act to override other laws.**
9. No suit or legal proceedings shall lie against Government, the Search Committee or any other person in respect of anything done or intended to be done in good faith under this Act. **Indemnity.**
10. Government may make rules for carrying out the purposes of this Act. **Powers to make rules.**
11. If any difficulty arises in giving effect to any of the provisions of this Act, the Chief Minister may, on the recommendations of the Search Committee, give such directions, not inconsistent with the Act, as it may consider necessary for the removal or such difficulty. **Removal of difficulties.**

**BY ORDER OF THE SPEAKER
PROVINCIAL ASSEMBLY OF SINDH**

**G.M.UMAR FAROOQ
SECRETARY
PROVINCIAL ASSEMBLY OF SINDH**