

**SINDH ORDINANE NO.XIII OF 1993
THE BAQAI UNIVERSITY ORDINANCE, 1993**

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[8TH October,1993]

An Ordinance to provide for the establishment of the Baqai University at Karachi.

WHEREAS it is expedient to provide for the establishment of the Baqai University at Karachi and matters ancillary thereto; **Preamble.**

AND WHEREAS the Provincial Assembly is not in session and the Governor of Sindh is satisfied that circumstances exist which render it necessary to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of Article 128 of the Constitution of the Islamic Republic of Pakistan, the Governor of Sindh is pleased to make and promulgate the following Ordinance:-

1. SHORT TITLE AND COMMENCEMENT:

- (a) This Ordinance may be called the Baqai University Ordinance, 1993.
- (b) It shall come into force at once.

2. DEFINITION:- In this Ordinance, unless there is anything repugnant in the subject or context—

- (a) “Academic Council” means the Academic Council of the University;
- (b) “affiliated institution” means an educational institution affiliated to the University but not maintained or administered by it;
- (c) “Authority” means Authority of the University specified in section 13;
- (d) “Board” means the Board of Governors of the University;
- (e) “Chancellor” means the Chancellor of University;
- (f) “Chairman” means the Chairman of the Teaching Department;
- (g) “constituent institution” means an institution maintained and administered by the University;
- (h) “Dean” means the Chairman of the Board of Faculty;

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- (i) "Director" means the head of a teaching division or an institute;
- (j) "Distinguished Professor" means Professor of outstanding caliber appointed by the University in a particular field;
- (k) "Faculty" means a Faculty of the University;
- (l) "Foundation" means the Baqai Foundation of Pakistan;
- (m) "Government" means the Government of Sindh;
- (n) "prescribed" means prescribed by Statutes, Regulations or Rules made under the Ordinance;
- (o) "Professor Emeritus" means a retired Professor working in the University on honorary basis;
- (p) "Rector" means the Rector of the University;
- (q) "Statutes, Regulations and Rules" means respectively Statutes, Regulations and Rules made under this Ordinance;
- (r) "Teaching Department" means a Teaching Department of the University;
- (s) "Teacher" means whole time teacher engaged as Professor, Associate Professor, Assistant Professor and Lecturers and such other person as may be declared to be Teachers by Regulations;
- (t) "University" means the Baqai University;
- (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 Baqai University, Karachi consisting of the Chancellor, Rector, the Vice-Chancellor, the Deans, the Chairman of the Teaching Departments and members of the Board, the members of the Academic Council and such other Officers as may be prescribed.
- (b) The University shall be a body of corporate by the name of the Baqai University, Karachi and shall have perpetual succession and a common seal, and may sue and be sued by the said name.

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- (c) 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.
- (d) The University shall be open to all persons of either sex of whatever religion, race, creed, colour or domicile who are academically qualified for admission to the courses of study offered by the University, and no such person shall be denied the privilege on the ground only of sex, religion, creed race, class, colour or domicile.

4. POWER 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 the advancement and dissemination of knowledge in such manner as it may determine;
- (b) to prescribe courses of studies and curricula;
- (c) to admit and 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 affiliate and disaffiliate educational institutions under prescribed conditions;
- (f) to establish faculties, teaching departments, research institutes and other learning centres and to provide and support other facilities for education, professional training and research;
- (g) to inspect colleges and other educational institutions affiliated or seeking affiliation with it;
- (h) to co-operate with other Universities and public authorities in such manner and for such purposes as it may determine;
- (i) to institute Professorships, Associate Professorships, Assistant Professorships and Lectureships and any other posts and to appoint persons thereto;

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- (j) to create posts for research, extension, administration and other related purposes and to appoint persons thereto;
- (k) to institute and award fellowships, scholarships, exhibitions, bursaries, medals and prizes under prescribed conditions;
- (l) to 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) to supervise and control the discipline of the students of the University and the colleges, to promote the extra-curricular and recreational activities of such students, and to make arrangements for promoting their health and general welfare;
- (n) to demand and receive such fees and other charges as it may determine;
- (o) to enter into, carry out, vary or cancel contracts;
- (p) 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, trust, gifts, donations, endowments or contribution in such manner as it may deem fit;
- (q) to provide for the printing and publication of research and other works; and to do all such acts and things, whether as may be requisite in order to further the aims and objects of the University;
- (r) to undertake such research as it may determine;
- (s) to appoint members of the various bodies and committees on the board may determine for academic and administrative activities and to appoint such officers and staff and prescribed terms and conditions, and powers and duties of such officers and staff; and
- (t) to establish academic, linkages and collaborative activities with other institutions for the betterment of academic standard.

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CHAPTER III
OFFICERS OF THE UNIVERSITY

5. OFFICERS OF THE UNIVERSITY:-

The following shall be the Officers of the University--

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

6. THE CHANCELLOR:-

- (a) The Governor of Sindh shall be the Chancellor of the University.
- (b) The Chancellor shall, when present, preside at the Convocation of the University;
- (c) Every proposal to confer an honorary degree shall be subject to confirmation by the Chancellor.

7. RECTOR:-

- (a) The Rector shall be a person of eminence, known for his contributions in the field of knowledge or service to society and appreciated for his high moral and intellectual caliber.
- (b) The Rector shall be appointed by the Foundation on the recommendation of the Board and with the approval of the Chancellor on the terms and conditions as the Foundation and the Board may determine.
- (c) If the Chancellor is satisfied that the proceedings of any Authority or orders of any officer are not in accordance with the provisions of this Ordinance, the Statutes, the Regulations, or the Rules, he may, after calling upon such Authority, or Officer to show cause why such proceedings should not be annulled, by order in writing annul such proceedings or orders.

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- (d) Should the Rector be incapacitated from acting as such due to absence or any other cause, the Vice-Chancellor shall act for him.
- (e) (i) The Rector may cause a visitation or enquiry to be made in respect of any matter connected with the affairs of the University and appoint such person or persons as may deem fit for the purpose.

(ii) The Rector shall, on receipt of a report under sub-clause (i) above, issue such directions with the approval of the Chancellor as he thinks fit and the Vice-Chancellor will comply with such directions.

8. VICE CHANCELLOR:-

- (a) The Vice Chancellor shall be appointed by the Chancellor for a period of four years on such terms and conditions as the Chancellor may determine.
- (b) At any time when the office of the Vice- Chancellor is vacant, or the Vice- Chancellor is absent or is unable to perform the functions of his office due to illness or some other cause, 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 CHANCELLORS:-

- 9.**
- (a) The Vice-Chancellor shall be the principal executive and academic officer of the University and shall be responsible for implementation of the provisions of this Ordinance, statutes, the regulations and the rules and execution of the policies and the programmes of the University.
 - (b) The Vice-Chancellor shall, in the absence of the Chancellor and Rector, preside at the Convocation of the university and the meetings of the Authorities of which he is the Chairman and be entitled to attend and preside at any meeting of any other Authority or body of the university.
 - (c) The Vice- Chancellor may, in an emergency which in his opinion requires immediate action, take such action as he may 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.

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(d) The Vice-Chancellor shall also have the powers--

- (1) to create and fill temporary posts for a period not exceeding six months;
- (2) to sanction all expenditure provided for in the approved budget, and to re-appropriate funds within the same major head of expenditure;
- (3) to sanction by re-appropriation an amount not exceeding ten thousand rupees for an unforeseen item not provided for in the budget, and report it to the Syndicate at the next meeting;
- (4) to appoint paper setters and examiners for all examinations of the University after receiving panels of names from the relevant authorities;
- (5) to make such arrangements for the scrutiny of papers, marks and results as he may consider necessary;
- (6) to 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 for the purpose of the University;
- (7) to appoint employees of such categories in respect of which powers have been delegated to him by the Board;
- (8) to exercise and perform such other powers and functions as may be prescribed.

10. REGISTRAR:-

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

11. DIRECTOR OF FINANCE:-

- (1) The Director of Finance shall be a whole-time officer of the University and shall be appointed by the Board on such terms and conditions as the Board may determine;

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(2) The Director shall—

- (a) Manage the property, the finances and the investments of the University;
- (b) Prepare the annual and revised budget estimates of the University and present them to the Finance Committee and the Board;
- (c) ensure that the funds of the University are expended for the purposes for which they are provided; and
- (d) Perform such other duties as may be prescribed.

12. CONTROLLER OF EXAMINATION:-

The Controller of Examinations 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 as may be prescribed.

CHAPTER IV

13. AUTHORITIES:-

The 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 Advanced Studies and Research;
- (g) the Finance and Planning Committees;
- (h) the Affiliation Committee; and
- (i) such other Authorities as may be prescribed by statutes.

14. THE BOARD OF GOVERNORS:-

- (1) The Board of Governors shall consist of—
 - (a) the Vice Chancellor, who shall be its Chairman;
 - (b) the Chief Justice of the High Court of Sindh or a Judge of the High Court nominated by him;
 - (c) the Chairman, University Grants Commission or whole time member of the Commission nominated by him;
 - (d) two Deans to be nominated by the Chancellor on the recommendation of the Vice Chancellor;
 - (e) Secretary to the Government of Sindh, Education Department;
 - (f) Secretary to the Government of Sindh, Health Department;
 - (g) four members of outstanding merit nominated by the Foundation;

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- (h) four persons of eminence representing various discipline and professions nominated by the Rector on the recommendation of the Vice Chancellor;
 - (i) one legal member nominated by the Rector on the recommendation of the Board;
 - (j) the Registrar who shall be its Secretary.
- (2) Members of the Board other than ex-officio members shall hold office for three years.
- (3) The quorum for a meeting of the Board shall be one half of the total number of members, a fraction being counted as one.

15. MEETING OF THE BOARD:-

- (1) The Board shall meet at least twice in a year on the dates to be fixed by the Vice Chancellor:
- Provided that a special meeting may 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.
- (2) 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.
- (3) The quorum for a meeting of the Board shall be one half of its members, a fraction being counted as one.
- (4) 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.

16. POWERS AND DUTIES OF THE BOARD:-

- (a) The Board shall be the executive body of the University and shall, subject to the provisions of this Ordinance and the Statutes, exercise general supervision over the affairs and management of the property of the University.
- (b) Without prejudice to the generality of the foregoing powers, and subject to the provisions of this Ordinance and the Statutes, the Board shall have the powers—
- (1) to hold, control and administer the property, funds of the University;

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- (2) to govern and regulate, with due regard to the advice of the Finance and Planning Committee in this behalf the finances, accounts and investments of the University and for that purpose, to appoint such agents as it may think fit;
- (3) to consider the annual and revised budget estimates and to advise the Foundation thereon, and to re-appropriate funds from one major head of expenditure to another;
- (4) to transfer and accept transfer of movable or immovable property on behalf of the University;
- (5) to enter into, vary, carry out and cancel contracts on behalf of the University;
- (6) to cause proper books of account to be kept for all sums of money received and expended by the university and for the assets and liabilities of the University;
- (7) to receive and manage any property transferred and grants, bequest, donations, endowments and other contributions made to the University;
- (8) to administer any funds placed at the disposal of the University for specified purposes;
- (9) to determine the form, provide for the custody and regulate the use of the common seal of the University;
- (10) to provide the buildings, libraries, premises, furnitures, apparatus, equipments, and other means required for carrying out the work of the University;
- (11) to establish and maintain halls of residence and hostels or approve or license hostels or lodging for the residence of students;
- (12) to affiliate and disaffiliate educational institutions;
- (13) to institute Professorships, Associate Professorships, and other teaching posts or to suspend or to abolish such posts;
- (14) to create, suspend or abolish such administrative, research or other posts as may be necessary;
- (15) to make appointments on the recommendations of the Selection Board to the posts of teachers, officers and such other cadres as may be determined by the Board;
- (16) to appoint Emeritus and Distinguished Professor on such terms and conditions as may be prescribed;
- (17) to confer Honorary Degrees in accordance with the conditions prescribed;

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- (18) to prescribe the duties of officers, teachers, and other employees of the University;
- (19) to suspend, punish and remove from service officers (other than the Vice Chancellor), teaches and other employees in the manner prescribed;
- (20) to appoint members to the various Authorities in accordance with the provisions of this Ordinance;
- (21) to propose Statutes for submissions to the Chancellor;
- (22) to consider and dispose of the Regulations made by the Academic Council in accordance with sub-section(2) of section 18, provided that the Board may frame a Regulation on its own initiative and approve it after consulting the Academic Council;
- (23) to regulate, determine and administer all other matters concerning the University and to this end exercise all other powers not specifically mentioned in this Ordinance and the Statutes;
- (24) to delegate any of its powers to an Authority or Officer or a Committee or sub-Committee; and
- (25) to perform such other functions as have been assigned to it under this Ordinance or may be assigned to it by the Statutes.

17. ACADEMIC COUNCIL:-

- (1) The Academic Council shall consist of—
 - (a) the Vice Chancellor who shall be the Chairman;
 - (b) the Deans;
 - (c) the Directors;
 - (d) the University Professors including Emeritus and Distinguished Professors;
 - (e) the Chairman of the teaching department;
 - (f) five eminent persons known for their intellectual caliber, service to society or leadership in profession nominated by the Rector recommendation of the Vice Chancellor;
 - (g) the Registrar who shall be its Secretary.
- (2) Members appointed by nomination shall hold office for three years.
- (3) 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.

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18. POWERS AND DUTIES OF THE ACADEMIC COUNCIL:

- (1) The Academic Council shall be the highest academic body of the University, and shall, subject to the provisions of this Ordinance and the statutes, have the power to lay down proper standards of instruction, research and examinations, and to regulate and promote the academic life of the University.
- (2) In particular and without prejudice to the generality of the foregoing provisions, the Council shall have the powers---
 - (a) to advise the Board on academic matters;
 - (b) to regulate the admission of students to the courses of studies examination;
 - (c) to propose the Board, schemes for the constitution and organization of Faculties, Teaching Departments, institutes and Board of Studies;
 - (d) to consider or formulate proposal for the planning and development of teaching and research in the University;
 - (e) 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 Boards 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 for an examinations;
 - (f) to recognize the examinations of other University or examining bodies as equivalent to the corresponding examinations of the University;
 - (g) to frame Regulations for submission to the Board;
 - (h) to appoint members to the various Authorities in accordance with the provisions of this Ordinance; and
 - (i) to perform such other functions as may be prescribed by statutes.

CHAPTEER—V

19. STATUTES, REGULATIONS AND RULES:-

- (1) Subject to the provisions of this Ordinance, statutes may be made to regulate or prescribe all or any of the following matters, namely—
 - (a) terms and conditions of service of employees of the university, including scales of pay, constitution of pension, insurance, gratuity, provident fund, benevolent fund and other fringe benefits;
 - (b) terms and conditions of contractual appointments of teachers, researchers and officers;

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- (c) establishment of Faculties, Teaching Departments and other academic units and division;
 - (d) affiliation and disaffiliation of established institutions and related matters;
 - (e) powers and duties of officers and teachers;
 - (f) conditions under which the University may enter into arrangements with other public or private organisations for purposes of instruction, research and other scholarly activities;
 - (g) conditions of appointment of Professors Emeritus and Distinguished Processors;
 - (h) award of honorary degrees;
 - (i) efficiency and discipline of the employees of the University;
 - (j) acquisition and administration of properties and investments of the University; and
 - (k) all other matters which under this Ordinance are required to be or may be prescribed or regulated by Statutes.
- (2) The draft of the Statutes shall be proposed by the Board for approval by the Rector.
- (3) The Rector shall have the powers to assent to the Statutes submitted to him for approval, or refer them back to the Board for reconsideration.
- (4) No Statute shall be valid until it has been approved by the Rector.

20. REGULATIONS.

- (1) Subject to the provisions of this Ordinance 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;
 - (e) fees and other charges to be paid by students for admission to the courses of study and examinations of the University;
 - (f) the conduct and discipline of students of the University;

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- (g) conditions of residence of the students of the University or the colleges, including the levying of fees for residence in halls of residence and hostels;
- (h) the approval and licensing of hostels and lodgings;
- (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 institution of stipends and free and half-free studentship;
- (l) the academic costumes;
- (m) the use of Library;
- (n) the formation of Teaching Departments and Boards of Studies; and
- (o) all other matters which by this Ordinance and the Statutes are to be or may be prescribed by Regulations.

(2) 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.

(3) A Regulation prepared by the Academic Council shall not be valid, unless it receives the approval of the Board.

21. RULES:-

- (1) The Authorities and the other bodies of the University may make Rules consistent with this Ordinance, Statutes and the Regulations, to regulate the conduct of their business and the time and place of meetings and related matters;

Provided that the Board may direct the amendments or the annulment of any Rules, made by another Authority or body under this section;

Provided further that if such other Authority or body is dissatisfied with such directions it may appeal to the Foundation whose decision in the matter shall be final.

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- (2) The Board may make Rules to regulate on any matter relating to the affairs of the University which has not been specifically provided for by this Ordinance, the Statutes or Regulations.

22. AMENDMENT AND REPEAL OF STATUTES AND REGULATIONS:-

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 statutes and Regulations.

CHAPTER VI
AFFILIATION OF EDUCATION INSTITUTIONS TO THE
UNIVERSITY

23. AFFILIATION:-

- (1) An educational institution applying for affiliation to the University shall make an application to the University and shall satisfy—
- (a) that the educational institution is under the management of the Government or of a regularly constituted governing body;
 - (b) that the financial resources of the educational institution are sufficient to enable it to make due provision for its continued maintenance and efficient working;
 - (c) That the strength and qualifications of the teaching and other staff, and the terms and conditions of their service, are adequate to make due provisions for the courses of instruction, teaching or training to be undertaken by the educational institution;
 - (d) That the educational institution has framed proper rules regarding the efficiency and discipline of its staff and other employees;
 - (e) That the building in which the educational institution is to be located is suitable, and that provision will be made in conformity with the Statutes and the Regulations;
 - (f) That the library, laboratories, and such other teaching and research aids are sufficiently provided for, as are necessary for the maintenance of standards of teaching and research in the institution;
- (2) The procedure to be followed in disposing of an application for the affiliation of an education institution grant or refusal or withdrawal of affiliation shall be such as may be prescribed.

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- (3) The Board may, after due enquiry and after consultation with the Academic Council, give notice to a college of its intension of withdrawing the affiliation if requirements laid down by it are not fulfilled within prescribed period.

CHAPTER VII
THE UNVIERRSITY FUND

24. THE UNIVERSITY FUND, AUDIT AND ACCOUNTS:-

- (1) The University shall have a fund to which shall be credited its income from fees, donations, trusts, bequests, endowments, grants, contributions and all other soure.
- (2) Capital and recurrent expenditure of the University shall be met from the contributions made by the Foundation and any other source, including other foundations, universities and individuals, and from the income derived from such sources.
- (3) No contribution, donation or grant which may directly or indirectly involve any immediate or subsequent financial liability for the University, or which may involve an activity not included in the programmes for the time being, shall be accepted without the prior approval of the Board.
- (4) The accounts of the University shall be maintained in such form and manner as may be determined by the Board and shall be audited each year within four months of the closing of the financial year of the University by the Chartered Accountant appointed by the Board.
- (5) The Accounts, together with the report of the auditor thereon, shall be submitted to the Board for approval.
- (6) The auditor's report shall certify that the report has complied with the standards of audit and certification laid down by the Institute of Chartered Accountants of Pakistan.

CHAPTER VIII
GENERAL PROVISIONS

25. RETIREMENT FROM SERVICE:-

An employee of the university shall retire from service-

- (a) 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 of the action proposed to be taken against him and has been given reasonable opportunity of showing cause against that action; or

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(b) Where no direction is given under clause (a) above on the completion of sixty years of his age.

26. PENSION, INSURANCE, GRATUITY, PROVIDENT FUND AND BENEVOLENT FUND:-

(a) The University shall constitute for the benefit of its employees in such manner and subject to such conditions as may be prescribed, such as pension, insurance, gratuity, provident fund and benevolent fund schemes as it may deem fit;

(b) Where any provident fund has been constituted under this Ordinance the provisions of the Provident Funds Act, 1925 shall apply to such funds.

27. COMMENCEMENT OF TERMS OF OFFICE OF MEMBERS OF AUTHORITIES:-

When a member of a newly constituted Authority is appointed or nominated, his term of office, as fixed under this Ordinance, shall commence from such date as may be prescribed.

28. FILLING OF CASUAL VACANCIES IN AUTHORITIES:-

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, and 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 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, or the organization, institution or other body, other than the University has ceased to exist or has ceased to function, or for any other circumstances which make it impracticable to fill the vacancy, the vacancy shall be filled in such manner as the Rector may direct on the recommendation of the Board.

29. DISPUTE ABOUT MEMBERSHIP OF AUTHORITIES:-

(a) Notwithstanding anything contained in this Ordinance, 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 nominate 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 Chief Justice of the High Court of Sindh or the Judge of the High Court of Sindh, who is the member of the Board and a nominee of the Rector and the decision of the committee shall be final and binding.

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30. CONSTITUTION, FUNCTIONS AND POWERS OF OTHER AUTHORITIES:-

The Constitution, functions and powers of other Authorities for which no specific provision or insufficient provision has been made in this Ordinance, shall be such as may be prescribed by Statutes.

31. APPOINTMENT OF COMMITTEES BY THE AUTHORITIES:-

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

32. FIRST STATUTE:-

Notwithstanding anything contained in this Ordinance, the Statutes set out in the Schedule, shall be deemed to be the Statutes framed under section 19 and shall remain in force until they are amended or replaced by new statutes framed in accordance with this Ordinance.

33. REMOVAL OF DIFFICULTIES:-

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

34. PROCEEDINGS OF AUTHORITIES AND 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.

35. BAR OF JURISDICTION:-

No court shall have jurisdiction to entertain any proceedings, grant any injunction or make any order in relation to anything done in good faith or purported to have been done or intended to be done under this Ordinance.

36. INDEMNITY:-

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 in intended to, or has been done under this Ordinance.

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THE FIRST STATUTES.

(see section 32)

1. FACULTIES:-

- (a) The University shall have the following Faculties:
 - (a) The Faculty of Medicine and Dentistry
 - (b) The Faculty of Biological Sciences
 - (c) The Faculty of Pharmaceutical Sciences
 - (d) The Faculty of Physical Sciences
 - (e) The Faculty of Engineering and Technology
 - (f) The Faculty of Management Sciences
 - (g) The Faculty of Humanities and Social Sciences
 - (h) Such other Faculties as may be prescribed by Statutes

- (b) The Institutes and College already functioning and are listed as under, shall become constituent institutions under the relevant Faculties:
 - (a) Baqai Medical College
 - (b) Baqai Dental College
 - (c) Baqai Institute of Health Sciences
 - (d) Baqai Institute of Medical Technology
 - (e) Baqai Institute of Hematology
 - (f) Baqai Institute of Oncology
 - (g) Baqai Institute of Reproductive Sciences

2. THERE SHALL BE A BOARD OF EACH FACULTY CONSISTING OF:-

- (a) the Dean;
- (b) the Professors, the Directors of the Institute, Associate Professors and the Chairman of the Teaching Departments comprised in the Faculty;
- (c) three teachers to be nominated by the Vice Chancellor by reason of their specialized knowledge of the subjects which, though not assigned to the Faculty.
 - (1) The members mentioned in sub-clauses (d) of clause (2) shall hold office for three years;
 - (2) The quorum for a meeting of the Board of Faculty shall be one-half of the total number of members, fraction being counted as one;
 - (3) The Board of each Faculty shall, subject to the general control of the Academic Council and the Board have the power--
 - (a) to coordinate the teaching and research work in the subject assigned to the Faculty;
 - (b) to consider any other academic matter relating to the Faculty

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and to report thereon to the Academic Council; and

- (c) to perform such other functions as may be prescribed by Statues.

3. DEANS:-

- (a) There shall be a Dean for each Faculty who shall be the Chairman and convener of the Board of Faculty.
- (b) 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.
- (c) The Dean shall present candidates for admission to degrees, except honorary degrees, in the courses falling within the purview of the Faculty.
- (d) The Dean shall exercise such powers and 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 prescribed by Regulations, and each teaching Department shall be headed by a Chairman.
- (b) The Chairman of a teaching department or Director of an institute shall be appointed by the Board on the recommendations of the Vice Chancellor from amongst three most senior Professors and three most senior Associate Professors of the department for a period of three years:

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.

- (c) The 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. BOARDS OF STUDIES:-

- (a) There shall be a separate Board of Studies for each subject or group of subjects, as may be prescribed by Regulations.
- (b) Each Board of Studies shall consist of--

- (1) The Chairman of the Department or the Director of the Institute;

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- (2) All Professors and Associate Professors in the Departments or Institute;
 - (3) Three teachers other than University teachers to be appointed by the Board. The number will be determined by the Board according to the need of each Board; and
 - (4) One expert to be appointed by the Vice Chancellor.
- (c) The term of office of members of the Board of Studies other than ex-officio members shall be three years.
- (d) The quorum for meetings of the Board of Studies shall be one-half of the total number of members, a fraction being counted as one.
- (e) The functions of the Board of Studies shall be—
- (1) to advise the authorities on all academic matters connected with instruction, research and examination in the subject or subjects concerned;
 - (2) to propose curricula and syllabi for all degree, diploma and certificate courses in the subject or subjects concerned;
 - (3) to suggest a panel of names of paper setters and examiners in the subject or subjects concerned; and
 - (4) to perform such other functions as may be prescribed by Regulations.

6. THE BOARD OF ADVANCED STUDIES AND RESEARCH:-

- (a) The advanced studies and research Board shall consist of-
- (1) The Vice Chancellor who shall be the Chairman;
 - (2) The Deans;
 - (3) Three University Professors other than Deans to be appointed by the Board;
 - (4) Three scholars of eminence in field not represented on the Board of Advanced Studies and Research to be appointed by the Vice Chancellor on the recommendation of the Board.
- (b) the term of office of members of the Board of Advanced Studies and Research Board other than ex-officio members shall be three years.
- (c) the quorum for a meeting of the Board of Advanced Studies and Research Board shall be one-half of the total number of members, a fraction being counted as one.
- (d) the functions of the Advanced Studies and Research Board shall be:--
- (1) to advise the authorities on all matters connected with the promotion of Advanced Studies and Research in the university;

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- (2) to consider and report to the authorities on the Institution of research degree in the University.

7. THE SELECTION BOARD:-

- (a) There shall be a Selection Board consisting of—
- (1) the Vice Chancellor who shall be the Chairman;
 - (2) 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;
 - (3) the Dean of the Faculty concerned;
 - (4) the Chairman of the Teaching Department concerned;
 - (5) one person to be nominated by the Foundation.
- (b) The members of the Selection 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 Selection Board;
- (e) In selecting candidates for the post of Professors and Associate professor, the Selection Board shall co-opt or consult three experts in the subject concerned and in selecting candidates for other teaching posts, two experts in the subject concerned, to be nominated by the Vice Chancellor, from a standing list of experts of each subject approved by the Board on the recommendation of the Selection Board and revised from time to time.

8. FUNCTIONS OF SELECTION BOARD:-

- (a) The Selection Board shall 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 to such posts.
- (b) The Selection Board may recommend to the Board the grant of a higher initial pay in a suitable case for reasons to be recorded.
- (c) The Selection Board may recommend to the Board the appointment of an eminently qualified person to a position in

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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 Rector whose decision shall be final.

9. THE FINANCE AND PLANNING COMMITTEE:-

- (a) There shall be a Finance and Planning Committee consisting of—
 - (1) the Vice Chancellor, who shall be the Chairman;
 - (2) two nominees of the Foundation;
 - (3) one nominee of the Board;
 - (4) three experts in the field of finance and planning to be nominated by the Rector;
 - (5) one Dean to be nominated by the Rector on the recommendations of the Vice Chancellor; and
- (b) The quorum for a meeting of the Finance and Planning Committee shall be four members.
- (c) Functions of Finance and Planning Committee—
 - (1) to consider annual statement of accounts and revised budget estimates and advise the Board thereon;
 - (2) to review periodically the financial position of the University;
 - (3) to advise the Board on all matters relating to planning, development, finance investments and accounts of the University;
 - (4) to prepare short term and long term development plans;
 - (5) to prepare resource development plans; and
 - (6) to perform such other functions as may be prescribed by Statutes.

10. AFFILIATION COMMITTEE:-

- (1) There shall be an Affiliation Committee consisting of—
 - (a) the Vice Chancellor who shall be the Chairman;
 - (b) one member of the Board to be nominated by the Board;
 - (c) two Professors to be nominated by the Academic Council;
- (2) The term of office of the members of the Committee excluding ex-officio members shall be two years;
- (3) The Affiliation Committee may co-opt not more than three experts;

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- (4) The quorum for a meeting of or an inspection by the Affiliation Committee shall be three members;
- (5) An officer of the University to be designated by the Vice Chancellor for this purpose shall act as the Secretary of the Committee.