

**THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.**

CONTENTS

Preamble

Sections

- 1. Short title, extent and commencement.**
- 2. Definitions.**
- 3. Incorporation.**
- 4. Powers and Functions of the University.**
- 5. Officers of the University.**
- 6. Patron.**
- 7. Chancellor.**
- 8. Vice Chancellor.**
- 9. Powers and duties of the Vice Chancellor.**
- 10. Pro Vice-Chancellor.**
- 11. Registrar.**
- 12. Director Finance.**
- 13. Controller of Examination.**
- 14. Resident Auditor.**
- 15. Director of Planning and Development.**
- 16. Other whole-time Officers of the University.**

CHAPTER-IV

AUTHORITIES OF THE UNIVERSITY

- 17. Authorities.**
- 18. Board of Governors.**
- 19. Powers and duties of the Board.**
- 20. Meetings of the Board.**
- 21. Academic Council.**
- 22. Powers and duties of the Academic Council.**

**THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.**

**CHAPTER-V
STATUTES, REGULATIONS AND RULES**

- 23. Statutes.**
- 24. Regulations.**
- 25. Amendment and repeal of Statutes and Regulations.**
- 26. Rules.**

**CHAPTER-VI
THE UNIVERSITY FUND**

- 27. University Fund, Audit and accounts.**

**CHAPTER-VII
GENERAL PROVISIONS**

- 28. Retirement from service.**
- 29. Pension, Insurance, Gratuity, Provident Fund and Benevolent Fund.**
- 30. Term of office of members of Authorities.**
- 31. Filling of casual vacancies in Authorities.**
- 32. Disputes about membership of Authorities.**
- 33. Constitution, Functions and Powers of other Authorities.**
- 34. Appointment of Committee by the Authority.**
- 35. First Statutes.**
- 36. Removal of difficulties.**
- 37. Proceedings of Authorities not invalidated by vacancies.**
- 38. Bar of Jurisdiction.**
- 39. Indemnity.**

**THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.**

**THE SCHEDULE
FIRST STATUTES**

(See section 35)

- 1. Faculties.**
- 2. Board of Faculties.**
- 3. Deans.**
- 4. Teaching Department**
- 5. Board of Studies.**
- 6. Board of Advanced Studies and Research.**
- 7. Selection Board.**
- 8. Finance and Planning Committee.**
- 9. Affiliation Committee.**
- 10. Discipline Committee and its functions.**

THE AL-KAWTHAR UNIVERSITY ACT, 2023. SINDH ACT NO. XX OF 2023.

18th July, 2023

AN ACT to provide for the establishment of the University known as the AL-KAWTHAR University at Karachi.

WHEREAS it is expedient to provide for the establishment of the University known as the AL-KAWTHAR University at Karachi and to provide for matters ancillary thereto; **Preamble.**

It is hereby enacted as follows:-

CHAPTER-I PRELIMINARY

1. (1) This Act may be called the AL-KAWTHAR University Act, 2023. **Short title 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) "Academic council" means the Academic Council of the University;
 - (b) "affiliated institution or college" means an educational institution or college affiliated to the University but not maintained or administered by it;
 - (c) "Authority" means any of the Authorities of the University specified in section 17;
 - (d) "Board" means the Board of Governors of the University;
 - (e) "Chairman" means the Chairman of a Teaching Department;
 - (f) "Chancellor" means the Chancellor of the University;
 - (g) "college" means a college and includes an institution in which arrangement exist for imparting instructions in general, technical professional education or other disciplines of higher learning and such other subjects as may be prescribed;

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

- (h) “constituent institution or college” means an institution or college maintained and administered by the University;
- (i) "Dean" means the Head of Faculty;
- (j) “Director” means the head of a teaching or administrative division of an institute;
- (k) “Faculty” means a Faculty of the University;
- (l) “Foundation” means Education For You (Private) Limited registered under the Companies Act with Securities Exchange Commission of Pakistan;
- (m) “Government” means the Government of Sindh;
- (n) “HEC” means the Higher Education Commission of Pakistan established under the Higher Education Commission Ordinance, 2002 (**No. LIII of 2002**);
- (o) "Officer" means any of the Officers of the University specified in section 5;
- (p) "Patron" means the Patron of the University;
- (q) "prescribed" means prescribed by statutes, regulations or rules;
- (r) “Principal” means the Principal of affiliated or constituent colleges or educational institution;
- (s) “Professor Emeritus” means a retired Professor working in the University in an honorary capacity;
- (t) “Pro Vice-Chancellor” means the Pro Vice-Chancellor of the University;
- (u) "Registrar" means the Registrar of the University;
- (v) “SHEC” means the Sindh Higher Education Commission established under the Sindh Higher Education Commission Act, 2013 (**Sindh Act No. XI of 2013**);

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

- (w) "statutes", "regulations" and "rules" means respectively the statutes, regulations and rules made under this Act;
- (x) "Teaching Department" means a Teaching Department of the University;
- (y) "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;
- (z) "University" means the AL-KAWTHAR University, Karachi established under this Act;
- (aa) "Vice Chancellor" means the Vice Chancellor of the University.

CHAPTER-II
ESTABLISHMENT OF THE UNIVERSITY

3. (1) There shall be established a University to be called the AL-KAWTHAR University, Karachi, consisting of the Patron, the Chancellor, the Vice Chancellor, the Deans, the Chairmen of the Teaching Departments and members of the Board, the members of the Academic Council and such other Officers as may be prescribed. **Incorporation.**
- (2) The University shall be a body corporate by the name of the AL-KAWTHAR University, owned, managed and administered by the Foundation and shall have perpetual succession and a common seal and may sue and be sued by the said name.
- (3) The University shall be competent to acquire and hold property, both movable and immovable, to lease, sell or otherwise transfer any movable and immovable property which may have become vested in or been acquired by it.
- (4) The University shall be open to all persons of either sex or whatever religion, race, creed, color 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, color or domicile.

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

- (5) The moral and ethical codes employed on the University campus(s), affiliated colleges or institutes and the constituent 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 (SAWW).
- (6) The University shall take measures to setup campus or campuses within or outside the Province as per guidelines and instructions issued by Government from time to time.
4. The University shall have the powers and functions subject to the instructions of Government as issued from time to time, to-
- Powers and Functions of the University.**
- (a) provide for instructions 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; provided that the faculty of medicine shall be established as per requirement of the Pakistan Medical and Dental Council;
 - (b) admit and examine students and to award and confer degrees, diplomas, certificates and other academic distinctions to and the persons who have been admitted to and have passed its examinations including the matriculation and intermediate level under the prescribed conditions;
 - (c) affiliate itself or associate with other institutions and establish faculties and the Teaching Departments to discharge its functions and responsibilities for the betterment of education;
 - (d) prescribe courses of studies and curricula;
 - (e) confer honorary degrees or other distinctions on approved persons in the manner as may be prescribed;
 - (f) establish faculties, teaching departments, schools, colleges, research institutes and other learning centers in the ordained branches of learning and to provide and support other facilities for education, professional training and research;

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

- (g) affiliate and disaffiliate educational institutions and inspect colleges and other educational institutions affiliated or seeking affiliation with it;
- (h) cooperate with the other universities and public authorities in such manner and for such purposes as it may determine;
- (i) receive and manage property transferred and grants, bequests, trusts, gifts, donations, endowments or other contributions made to the University and to invest them in such manner as it may deem fit;
- (j) enter into agreements, contracts and arrangements with government organizations, institutions, bodies and individuals, or to vary or cancel such agreements or contracts;
- (k) demand and receive such fees and other charges as it may determine;
- (l) appoint members of various bodies and committees, as the Board may determine for academic and administrative activities;
- (m) create posts for research, extension, administration and other related purposes and to appoint persons thereto;
- (n) institute Professorship, Associate Professorship, Assistant Professorship and Lectureship and any other posts and to appoint persons thereto;
- (o) institute and award fellowships, scholarships, exhibitions, bursaries, medals and prizes under prescribed conditions;
- (p) control the residence of the students of the University, to institute and maintain halls of residence and to approve or license hostels and lodgings;
- (q) supervise and control the discipline of the students of the University and the colleges, to promote the extracurricular and recreational activities of such students and to make arrangement for promoting their health and general welfare;

**THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.**

- (r) provide for the printing and publication of research and other works;
- (s) appoint such officers and staff and prescribe terms and conditions and powers and duties of such officers and staff;
- (t) establish academic linkages and collaborative activities with other institutions for the betterment of academic standards; and
- (u) do all such acts and things, as may be requisite to further its objectives.

**CHAPTER-III
OFFICERS OF THE UNIVERSITY**

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

**Officers of the
University.**

- (i) the Patron;
- (ii) the Chancellor;
- (iii) the Vice Chancellor;
- (iv) the Pro Vice-Chancellor;
- (v) the Deans;
- (vi) the Directors;
- (vii) the Chairmen of the Teaching Departments;
- (viii) the Principals;
- (ix) the Registrar;
- (x) the Director of Finance;
- (xi) the Controller of Examinations;
- (xii) the Resident Auditor;

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

- (xiii) the Librarian; and
 - (xiv) such other persons as may be prescribed by regulations to be the officers:
6. (1) The Governor of Sindh shall be the Patron of the University. **Patron.**
- (2) The Patron shall, when present, preside at the convocation of the University.
- (3) Every proposal to confer an honorary degree shall be subject to confirmation by the Patron.
7. (1) The Chancellor shall be a person of eminence, known for his contribution in the field of knowledge of service to society and appreciated for high moral and his intellectual caliber. **Chancellor.**
- (2) Subject to sub-section (1), the Chairman of the Foundation shall be the Chancellor of the University.
- (3) The Chancellor shall, in the absence of the Patron, preside at the convocation of the University.
- (4) The Chancellor may remove any person from the membership of any Authority if such person –
- (a) has become unsound mind; or
 - (b) has been incapacitated to function as member; or
 - (c) has been convicted by a court of law in Pakistan of an offence involving moral turpitude.
- (5) If the Chancellor is satisfied that the proceedings of any Authority are 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.
- (6) Should the Chancellor be incapacitated from acting as such due to absence or any other cause, the Vice Chancellor shall exercise all the powers and perform all the duties and functions of the Chancellor.

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

(7) The Chancellor may cause a visitation or inquiry to be made in respect of any matter connected with the affairs of the University and appoint such person as may deem fit for the purpose.

(8) The Chancellor shall, on receipt of a report under sub-section (7), issue such directions as he thinks fit and the Vice Chancellor shall comply with such directions.

8. (1) The Vice Chancellor shall be appointed by the Chancellor on the recommendations of the Foundation, for a period of four years, which may be further extended for further term on such terms and conditions as the Chancellor may, in consultation with Foundation, determine. **Vice Chancellor.**

(2) 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 any other cause, the Chancellor shall make such arrangements for the performance of the duties of the Vice Chancellor as he may deem fit.

9. (1) 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 Act, the statutes, the regulations and the rules and execution of the policies and the programs of the University. **Powers and duties of the Vice Chancellor.**

(2) The Vice Chancellor shall, in the absence of the Chancellor, preside over the meetings of the Authorities of which the Chancellor is the Chairperson, with the prior approval of Foundation.

(3) The Vice Chancellor may, in any 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.

(4) In particular and without prejudice to the generality of the foregoing powers, the Vice Chancellor shall also have the powers-

- (i) to create and fill temporary posts for a period not exceeding six months;

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

- (ii) to sanction all expenditures provided for in the approved budget and to re-appropriate funds within the same major head of expenditure;
 - (iii) to sanction or re-appropriate an amount as fixed and revised by the Board from time to time for an unforeseen item not provided for in the budget and report it to the Board at the next meeting;
 - (iv) to appoint paper setters and examiners for all examinations of the University after receiving panels of names from the relevant Authorities;
 - (v) to make such arrangements for the security of papers, grades and results as he may consider necessary;
 - (vi) to direct teachers, officers and other employees of the University to take such assignments in connection with teaching, research, examination, administration and such other activities in the University as he may consider necessary;
 - (vii) to appoint employees of such categories in respect of which powers have been delegated to him by the Chancellor;
 - (viii) to 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) to exercise and perform such other powers and functions as may be prescribed.
10. (1) The Pro-Vice Chancellor shall be appointed by the Chancellor in consultation with the Vice Chancellor, for the main campus or of the additional campus, if any, or for both the campuses jointly or separately, on such terms and conditions and for such period not exceeding four years at a time **Pro Vice-Chancellor.**
- (2) The Pro-Vice-Chancellor appointed under sub-section (1) shall, notwithstanding anything contained in this Act, exercise such powers and perform such functions of the Vice-Chancellor or such other powers and functions, in respect of the campus for

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

which he appointed, as the Chancellor may delegate to him.

11. (1) The Registrar shall be a whole time officer of the University and shall be appointed by the Chancellor on the recommendations of the Selection Board, on such terms and conditions as the Chancellor may determine. **Registrar.**
 (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.
12. (1) The Director of Finance shall be a whole time officer of the University and shall be appointed by the Chancellor on the recommendations of the Selection Board on such terms and conditions as the Chancellor may determine. **Director Finance.**
 (2) The Director of Finance 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 and Planning 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.
13. The Controller of Examination shall be a whole time officer of the University and shall be appointed by the Chancellor on the recommendations of the Selection Board, on the terms and conditions as may be determined by the Chancellor. He shall be responsible for all matters connected with the conduct of examinations and perform such other duties as may be prescribed. **Controller of Examination.**
14. The Resident Auditor shall be a whole time officer of the University and shall be appointed by the Chancellor on the recommendations of the Selection Board, on the terms and conditions as may be determined by the Chancellor. He shall be **Resident Auditor.**

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

responsible for pre-audit of all payments from the University fund.

15. The Director of Planning and Development shall be a whole time officer of the University and shall be appointed by the Chancellor on the recommendations of the Selection Board, on the terms and conditions as may be determined by the Chancellor. 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. **Director of Planning and Development.**
16. All the other remaining officers mentioned in section 5, shall be appointed by such officer or authority as authorized by Chancellor on such terms and conditions as it may determine. They shall perform their duties as may be prescribed. **Other whole-time Officers of the University.**

CHAPTER-IV
AUTHORITIES OF THE UNIVERSITY

17. The following shall be the Authorities of the University:- **Authorities**
- (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 Committee;
 - (h) The Affiliation Committee;
 - (i) The Discipline Committee; and
 - (j) such other Authorities as may be prescribed by the statutes.

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

18. (1) The Board of Governor shall consist of- **Board of Governors.**
- (a) the Chancellor, who shall be its Chairperson;
 - (b) the Vice Chancellor;
 - (c) the pro Vice-Chancellor;
 - (d) the Chief Justice of the High Court of Sindh or a Judge of High Court nominated by him;
 - (e) one member of the Provincial Assembly of Sindh to be nominated by the Speaker;
 - (f) the Chairman, Sindh Higher Education Commission or whole time member of the Commission nominated by him;
 - (g) A nominee of the Higher Education Commission of Pakistan;
 - (h) two Deans to be appointed by the Chancellor in consultation with the Vice Chancellor;
 - (i) Secretary to Government of Sindh, Universities and Boards Department or his nominee;
 - (j) the Principals of constituent colleges or institutions;
 - (k) the President of Chambers of Commerce and Industries, Karachi;
 - (l) one scientist of national or international repute to be nominated by the Board;
 - (m) four persons of outstanding merit nominated by the Foundation;
 - (n) four distinguished persons known for their contribution and experience in the field of education, banking. finance or any other field of interest nominated by the Chancellor; and
 - (o) the Registrar, who shall act as Secretary of the Board;

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

(2) A nominated member shall hold office for a term of three years and shall be eligible for re-nomination on the expiry of his term.

19. (1) The Board shall be the executive body of the University and shall, subject to the provisions of this Act and the statutes, exercise general supervision over the affairs and management of the University. **Powers and duties of the Board.**

(2) 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 –

- (a) to hold, control and administer the property and funds of the University;
- (b) to govern and regulate, with due regard to the advice of the Finance and Planning Committee, the finances, accounts and investments of the University and for that purpose, to appoint such agents as it may think fit;
- (c) to consider annual and revised budget estimates and to advise the Foundation thereon, and to re-appropriate funds from one major head of expenditure to another;
- (d) to transfer and accept transfer of movable or immovable property on behalf of the University;
- (e) to enter into, vary, carry out and cancel contracts on behalf of the University;
- (f) to 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;
- (g) to receive and manage any property transferred and grants, bequests, donations, endowments and other contributions made to the University;
- (h) to administer any funds placed at the disposal of the University for specified purposes;
- (i) to determine the form, provide for the custody and

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

regulate the use of the common seal of the University;

- (j) to provide the buildings, libraries, premises, furniture, apparatus, equipment and other means required for carrying out the work of the University;
- (k) to establish and maintain halls of residence and hostels or approve or license hostels or lodgings for the residence of students;
- (l) to institute Professorship, Associate Professorship, Assistant Professorship, Lectureship and other teaching posts or to suspend or abolish such posts;
- (m) to create, suspend or abolish such administrative, teaching, research or other posts as may be necessary;
- (n) to make appointments on the recommendation of the Selection Board to the posts of teachers, officers and such other cadres as may be determined by the Board;
- (o) to confer honorary degrees in the fields of ordained disciplines in accordance with the conditions prescribed;
- (p) to appoint Emeritus and Distinguished Professors on such terms and conditions as may be prescribed;
- (q) to prescribe the duties of officers, teachers and other employees of the University;
- (r) to suspend, impose penalty and remove from service officers (other than the Vice Chancellor), teachers and other employees in the manner prescribed;
- (s) to appoint members of the various Authorities in accordance with the provisions of this Act;
- (t) to propose statutes for submission to the Chancellor;
- (u) to consider and dispose of the regulations made by the Academic Council; provided that the Board may frame the Regulations on its own initiative and approve it after consulting the Academic Council;

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

- (v) affiliate and disaffiliate educational institution and colleges;
 - (w) to regulate, determine and administer all other matters concerning the University and, to this end, exercise all other powers not specifically mentioned in this Act and the statutes;
 - (x) to delegate any of its powers to an Authority or Officer or a Committee or Sub-Committee; and
 - (y) to perform such other functions as have been assigned to it under this Act, or may be assigned to it by the statutes.
20. (1) The Board shall meet at least three times in a year on the dates to be fixed by the 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 six members of the Board to consider a matter of urgent nature. **Meetings of the Board.**
- (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; provided that the members of the Board may take part in a meeting of the Board by using any communication equipment and the member shall be deemed to have participated in the meeting.
- (4) The decision of the Board shall be expressed in terms of the views of the majority of the members present and if the members are equally divided, the Chairperson of the Board shall have and exercise a casting vote.
21. (1) The Academic Council shall consists of- **Academic Council.**
- (i) the Vice Chancellor who shall be the Chairman;
 - (ii) the Pro Vice-Chancellor;
 - (iii) the Deans;

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

- (iv) the Directors;
 - (v) the University Professors including Emeritus and Distinguished Professors;
 - (vi) the Chairmen of the Teaching Departments;
 - (vii) three 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;
 - (viii) the Controller of Examination;
 - (ix) the Librarian; and
 - (x) the Registrar who shall act as its Secretary;
- (2) A nominated member shall hold office for a term of three years and shall be eligible for re-nomination on the expiry of his term.
- (3) The quorum for a meeting of the Council shall be one half of the total number of members, a fraction being counted as one.
22. (1) 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. **Powers and duties of the Academic Council.**
- (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 and examinations;
 - (c) to propose to the Board, schemes for the constitution and organization of Faculties, Teaching Department, Institutes and Boards of Studies;
 - (d) to consider or formulate proposals for the planning and

**THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.**

development of teaching and research in the University;

- (e) to make regulations on the recommendations of the Board of Faculties and the Boards of Studies prescribing the course of Studies and the syllabi for all University examinations; provided that, if the recommendations of the 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 for an examination;
- (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 perform such other functions as may be prescribed by the statutes.

**CHAPTER-V
STATUTES, REGULATIONS AND RULES**

23. (1) Subject to the provisions of this Act, Chancellor may make and promulgate statutes to regulate or prescribe all or any of the following matters, namely:- **Statutes.**
- (i) terms and conditions of service of employees of the University including scales of pay and other fringe benefits;
 - (ii) terms and conditions of contractual appointment of teachers, researchers, officers and staff of the University;
 - (iii) establishment of Faculties, Teaching Departments and other academic units and divisions;
 - (iv) powers and duties of Officers and teachers;
 - (v) affiliation and disaffiliation of institutions and related matters;
 - (vi) conditions under which the University may enter into

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

arrangements with other public or private organizations for purposes of instruction, research and other scholarly activities;

- (vii) conditions of appointment of Professor Emeritus and Distinguished Professor.
- (viii) award of honorary degrees;
- (ix) standard of evaluation of efficiency and exercising disciplinary measures over the employees of the University;
- (x) acquisition and administration of properties and investments of the University; and
- (xi) all other matters which under this Act are required to be or may be prescribed or regulated by the statutes.

(2) The draft of statutes shall be proposed by the Board for the approval of the Chancellor who may refer them back to the Board for reconsideration.

(3) The Chancellor shall have the powers to assent to the statutes submitted to him for approval.

(4) No statute shall be valid until it has been approved by the Chancellor.

24. (1) Subject to the provisions of this Act and the statutes, **Regulations.** regulations may be made for all or any of the following matters:-

- (i) the courses of study for degrees, diplomas and certificates of the University;
- (ii) the admission of students to the University;
- (iii) the conditions under which students shall be admitted and shall become eligible for the award of degrees, diplomas and certificates;
- (iv) the conduct of all examinations including Matriculation and Intermediate;

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

- (v) fees and other charges to be paid by students for admission to the courses of study and examinations of the University;
- (vi) the conduct and discipline of students of the University;
- (vii) 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;
- (viii) the approval and licensing of hostels and lodgings;
- (ix) conditions under which a person should carry on independent research to entitle him to a degree;
- (x) the institution of fellowships, scholarships, exhibitions, medals and prizes;
- (xi) the institution of stipends and free and half-free studentships;
- (xii) the academic costumes;
- (xiii) the use of Library;
- (xiv) the formation of Teaching Departments and Boards of Studies; and
- (xv) all other matters which by this Act 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) No regulation shall be valid unless it has been approved by the Board.

25. 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 regulations.

THE AL-KAWTHAR UNIVERSITY ACT, 2023. SINDH ACT NO. XX OF 2023.

26. (1) 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 meetings and related matters:

Provided that the Board may direct the amendment 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.

- (2) The Board may make rules to regulate any matter relating to the affairs of the University which has not been specifically provided for by this Act, the statutes or regulations.

CHAPTER-VI THE UNIVERSITY FUND

27. (1) The University shall have a Fund to which shall be credited its income from fees, donations, trusts, bequests, endowments, contributions, grants and all other sources. **University Fund, Audit and accounts.**

- (2) Capital and recurrent expenditure of the University shall be made from the contributions made by the Foundation including any other Foundation or Trust, Universities, associations, Societies or individuals and from the income derived from any other source.

- (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 programs 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 in such 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 a firm of the Chartered Accountant approved by the Board.

- (5) The accounts, together with the report of the Auditor thereon, shall be submitted to the Board for approval.

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

- (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 the Chartered Accountants of Pakistan.

CHAPTER-VII
GENERAL PROVISIONS

28. (1) An employee of the University shall retire from service- **Retirement 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

- (b) where no direction is given under clause (a), on the completion of sixty years of his age.

(2) Except as otherwise provided, no officer, teacher or other employee of the University holding a 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.

(3) Where an 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 passed by the Vice Chancellor or any other officer or Teacher of the University, have the right to appeal to the Chancellor against the order and where the order is made by the Chancellor, have the right to apply to the Chancellor for review.

(4) The appeal or application for review shall be submitted to the Vice Chancellor who shall lay it before the Chancellor with his views and record of the case.

(7) No order in appeal or review shall be made unless the applicant or the applicant, as the case may be, has been given an opportunity of being heard.

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

29. (1) The University may constitute for the benefit of its employees in such manner and subject to such conditions as may be prescribed, schemes such as pension, insurance, gratuity, provident fund and benevolent fund as it may deem fit. **Pension, Insurance, Gratuity, Provident Fund and Benevolent Fund,**
- (2) Where any Provident Fund has been constituted under this Act, the provisions of the Provident Funds Ordinance, 1925, shall apply to such funds.
30. When a member of a newly constituted Authority is appointed or nominated, his term of office, as fixed under this Act, shall commence from such date as may be prescribed. **Term of office of members of Authorities.**
31. (1) 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: **Filling of casual vacancies in Authorities.**
- 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 Chancellor may direct on the recommendations of the Board.
- (2) 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.
32. (1) 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. **Disputes about membership of Authorities.**
- (2) 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

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

nominee of the Chancellor, and the decision of the committee shall be final and binding.

- | | | |
|-----|---|---|
| 33. | The constitution, functions and powers of other Authorities for which no specific provision or insufficient provision has been made in this Act shall be such as may be prescribed by the statutes. | Constitution, Functions and Powers of other Authorities. |
| 34. | 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. | Appointment of Committee by the Authority. |
| 35. | Notwithstanding anything contained in this Act, the statutes set out in the Schedule, shall be deemed to be the statutes framed under section 22 and shall remain in force until they are amended or replaced by new statutes framed in accordance with this Act. | First Statutes. |
| 36. | 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. | Removal of difficulties. |
| 37. | 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. | Proceedings of Authorities not invalidated by vacancies. |
| 38. | 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 Act. | Bar of Jurisdiction. |
| 39. | 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 in good faith under this Act. | Indemnity. |

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

THE SCHEDULE
FIRST STATUTES
(See section 35)

1. (1) The University shall have the following Faculties:- **Faculties.**

- (a) Faculty of Engineering and Technology;
- (b) Faculty of Computer Sciences;
- (c) Faculty of Management Sciences;
- (d) Faculty of Media Studies & Arts;
- (e) Faculty of Textile and Design;
- (f) Faculty of Education;
- (g) Faculty of Social Sciences;
- (h) Faculty of Law and Islamic Jurisprudence;
- (i) Faculty of Health & Medical Sciences;
- (j) Faculty of Pharmacy;
- (k) Faculty of Aviation and Military Studies;
- (l) Faculty of Hospitality and Culinary Arts;
- (m) such other faculty as may be prescribed by the statutes.

(2) The Islamic Education and Pakistan Studies shall be compulsory for Muslim Students and Non-Muslim students shall in lieu of subjects have option to offer Ethics and Pakistan Studies subjects in all faculties.

(3) Each Faculty shall include such institutes, teaching departments, centers, or other teaching or research units as may be prescribed by the statutes.

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

2. (1) There shall be a Board of each Faculty consisting of – **Board of Faculties.**
- (a) the Deans;
 - (b) the Professors, Associate Professors and Chairmen of the Teaching Departments comprised in the faculty;
 - (c) two members of each Board of Studies comprised in the Faculty, to be nominated by the Board of Studies concerned; and
 - (d) three teachers to be nominated by the Chancellor in consultation with Academic Council by reason of their specialized knowledge of subjects which, though not assigned to the Faculty, have in the opinion of the Academic Council, important bearing on the subjects assigned to the Faculty.
- (2) The members, mentioned in clauses (c) and (d) of sub-section (1) shall hold office for three years.
- (3) The quorum for a meeting of the Board of a Faculty shall be one-half of the total number of members, a fraction being counted as one.
- (4) The Board of each Faculty shall, subject to the general control of the Academic Council and the Board, have the powers-
- (a) to coordinate the teaching and research in the subjects assigned to the Faculty;
 - (b) to scrutinize the schemes of courses and syllabi proposed by the Board of Studies comprised in the Faculty, and forward them to the Academic Council along with its observations;
 - (c) to scrutinize the recommendations of the Board of Studies comprised in the Faculty, on the appointment of paper setters and examiners, (except for research and degrees examiners), to the Vice Chancellor; and
 - (d) to perform such other functions as may be prescribed.

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

3. (1) There shall be a Dean for each Faculty who shall be the Chairman of the Board of Faculty and shall be appointed by the Chancellor from amongst the three senior most Professors in the Faculty, on the recommendations of the Vice-Chancellor. **Deans.**
 - (2) The Dean shall hold office for three years.
 - (3) The Dean shall present candidates for admission to degrees, except honorary in the courses falling within the purview of the Faculty.
 - (4) The Dean shall exercise such other powers and perform such other duties as may be prescribed.
4. (1) There shall be a Teaching Department for each subject or group of allied subjects as may be approved and each Teaching Department shall be headed by a Chairman. **Teaching Department.**
 - (2) The Chairman of a Teaching Department shall be appointed by the Chancellor on the recommendations of Vice-Chancellor from amongst the senior Associate Professors of the Department:

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
 - (3) The Chairman of the Teaching Department shall plan, organize and supervise the work of the Department in accordance with the provisions of this Act and shall be responsible to the Dean of the Faculty in which his Department is comprised, for the work of his Department.
5. (1) There shall be a Board of Studies for each subject or group of subjects as may be prescribed by the regulations. **Board of Studies.**
 - (2) Each Board of Studies shall consist of-
 - (i) the Chairman of the Teaching Department concerned who shall act as its Chairman and Convener,
 - (ii) all Professors and Associate Professors in the Teaching Department concerned;

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

- (iii) such University teachers, other than Professors or Associate Professors, to be appointed by the Academic Council:
 - (iv) two experts, other than University Teachers, to be appointed by the Vice Chancellor.
- (3) The term of office of member of the Board of the Studies, other than ex-officio members shall be three years.
- (4) The quorum for a meeting of the Board of Studies, shall be one half of the total number of members, a fraction being counted as one.
- (5) The functions of the Board of Studies shall be –
- (i) to advise the Authorities on all academic matters connected with instructions, research and examinations in the subjects concerned;
 - (ii) to propose curricula and syllabi for all degrees, diploma and certificate courses in the subject or subjects concerned;
 - (iii) to suggest a panel of names of paper setters and examiners in the subjects concerned; and
 - (iv) to perform such other functions as may be prescribed by regulations.
6. (1) There shall be a Board of Advanced Studies and Research consisting of -
- Board of Advanced Studies and Research.**
- (i) the Vice Chancellor who shall be the Chairman;
 - (ii) the Pro-Vice Chancellor(s);
 - (iii) the Deans;
 - (iv) three University Professors other than Deans to be appointed by the Board;
 - (v) three University Teachers having research, qualifications

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

and experience to be appointed by the Academic Council;

(vi) three scholars of eminence in a field not represented on the Board of Advanced Studies and Research to be appointed by the Vice Chancellor on the recommendation of the Academic Council; and

(vii) the Professors Emeritus, if appointed.

(2) The term of office of the members of the Advanced Studies and Research Board, other than ex-officio members, shall be three years.

(3) The quorum for a meeting of the Advanced Studies and Research Board shall be one-half of the total number of members, a fraction being counted as one.

(4) The functions of the Advanced Studies and Research Board shall be-

(i) to advise the Authorities on all matters connected with the promotion of advanced studies and research in the University;

(ii) to consider and report to the Authorities on the institution of research degree in the University;

(iii) to propose regulations regarding the award of research degrees;

(iv) to appoint supervisors for research students to determine the subject of their thesis;

(v) to recommend the names of paper setters and examiners for research examination after considering the proposals of the Board of Studies in this behalf; and

(vi) to perform such other functions as may be prescribed by statutes;

7. (1) There shall be a Selection Board consisting of-

Selection Board.

(i) the Vice Chancellor who shall be the Chairman;

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

- (ii) one member of the Board;
- (iii) two persons of eminence to be nominated by the Chancellor; provided that none of them is an employee of the University;
- (iv) the Dean of the Faculty concerned;
- (v) the Chairman of the Teaching Department concerned;
- (vi) two persons to be nominated by the Foundation;
- (vii) the Director Human Resources who shall be the Member/Secretary of the Selection Board.

(2) The members of the Selection Board, other than ex-officio members, shall hold office for three years.

(3) The quorum for a meeting of the Selection Board shall be one half of the total number of members.

(4) 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.

(5) In selecting candidates for the post of Professors and Associate Professors, the Selection Board may 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 Chancellor on the recommendation of the Selection Board as revised from time to time.

(8) The functions of the Selection Board shall be-

- (i) to consider all applications for teaching and other posts received in response to an advertisement and shall recommend to the competent authority the names of suitable candidates for appointment to such posts;
- (ii) to recommend to the Chancellor the grant of higher initial pay in a suitable case for reasons to be

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

recorded in writing;

- (iii) to recommend to the competent authority, the appointment of an eminently qualified person to a position in the University on the terms and conditions as may be prescribed;
- (iv) to consider all cases of promotion of officers of the University and recommend to the competent authority, the names of suitable candidates for such promotions; and
- (v) that in the event of an unresolved difference of opinion between the Selection Board and the competent authority, the matter shall be referred to the Chancellor, whose decision shall be final.

8. (1) There shall be a Finance and Planning Committee consisting of – **Finance and Planning Committee.**

- (i) the Vice Chancellor, who shall be the Chairman;
- (ii) the Pro-Vice Chancellor;
- (iii) two nominees of the Foundation;
- (iv) a nominee of the Board;
- (v) three experts in the field of finance and planning to be nominated by the Chancellor;
- (vi) one Dean to be nominated by the Chancellor on the recommendations of the Vice Chancellor; and
- (vii) the Director Finance of the University who shall be the Member/Secretary.

(2) The quorum for a meeting of the Finance and Planning Committee shall be one-half of the total number of members.

(3) The functions of Finance and Planning Committee shall be –

- (i) to consider annual statement of accounts and revised budget estimate and advise the Board thereon;

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

- (ii) to review periodically the financial position of the University;
 - (iii) to advise the Board on all matters relating to planning, development, finance, investments and accounts of the University;
 - (iv) to prepare short term and long term development plans;
 - (v) to prepare resource development plans; and
 - (vi) to perform such other functions as may be prescribed by the statutes.
9. (1) There shall be an Affiliation Committee consisting of – **Affiliation Committee.**
- (i) the Vice Chancellor who shall be the Chairman;
 - (ii) the Pro-Vice Chancellor;
 - (iii) one member of the Board to be nominated by the Board;
 - (iv) 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.
- (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.
10. (1) The Discipline Committee shall consist of- **Discipline Committee and its functions.**
- (i) the Vice-Chancellor or his nominee;
 - (ii) the Pro-Vice Chancellor;

THE AL-KAWTHAR UNIVERSITY ACT, 2023.
SINDH ACT NO. XX OF 2023.

- (iii) two Professors to be nominated by the Academic Council;
- (iv) one member to be nominated by the Foundation; and
- (v) the Teacher or officer Incharge of Students Affairs by whatever name called who shall act as Member Secretary.

(2) The term of office of members of the Discipline Committee, other than ex-officio members shall be two years.

(3) The quorum for a meeting of the Discipline Committee shall be three members.

(4) The functions of the Discipline Committee shall be –

- (i) to propose regulations to the Academic Council for the conduct of University students, maintenance of discipline and for dealing with cases of discipline'; and
- (ii) to perform such other functions as may be assigned to it by the statutes or regulations;