**PROVINCIAL ASSEMBLY OF THE PUNJAB**

**Bill No. 4 of 2016**

**THE PUNJAB EDUCATION FOUNDATION (AMENDMENT) BILL 2015**

A

Bill

*to amend the Punjab Education Foundation Act 2004.*

It is necessary to amend the Punjab Education Foundation Act 2004 (XII of 2004) for the purposes hereinafter appearing.

Be it enacted by Provincial Assembly of the Punjab as follows:

**1. Short title and commencement**.– (1) This Act may be cited as the Punjab Education Foundation (Amendment) Act 2015.

(2) It shall come into force at once.

**2.** **Amendment in section 3 of Act XII of 2004**.–In the said Act, in section 3, for subsection (3), the following shall be substituted:

“(3) The Foundation shall have its Headquarter at Lahore and may, with the approval of the Board, establish regional offices outside Lahore.”

**3.** **Amendment in section 5 of Act XII of 2004**.–In the said Act, in section 5:

(a) for subsection (2), the following shall be substituted:

“(2) The Board shall consist of fifteen Directors including the Chairperson and Managing Director to be appointed by the Government in the following manner:

1. eight Directors including at least three women from amongst the non-governmental organizations, philanthropists, technocrats, academicians, parliamentarians and public representatives;
2. Secretary to the Government, Finance Department;
3. Secretary to the Government, School Education Department;
4. Secretary to the Government, Literacy and Non-Formal Basic Education Department;
5. Secretary to the Government, Social Welfare and Bait-ul-Maal Department;
6. Secretary to the Government, Planning and Development Department;
7. Vice Chancellor, University of Education, Lahore; and
8. Managing Director who shall also be the Secretary of the Board.

**Explanation.-** The members mentioned from (b) to (f) may be represented by their nominees not below the rank of an Additional Secretary.”;

(b) for subsection (3), the following shall be substituted:

 “(3) The Board shall elect the Chairperson from amongst the Directors appointed under clause (a) of subsection (2) for a period of three years.”;

1. subsection (5) shall be omitted;
2. for subsection (6), the following shall be substituted:

 “(6) Six Directors including at least three Directors appointed under clause (a) of subsection (2) shall constitute the quorum for a meeting.”; and

1. after subsection (10), the following subsection (11) shall be inserted:

 “(11) The Board shall establish an effective system for monitoring, supervision and control of the discharge of functions under the Act.”

**4.** **Amendment in section 6 of Act XII of 2004**.–In the said Act, in section 6:

1. in subsection (1), for the word “Board”, the word “Government” shall be substituted; and
2. after subsection (2), the following subsection (3) shall be inserted:

 “(3) The Government shall determine the terms and conditions of service of the Managing Director.”

**5.** **Amendment in section 7 of Act XII of 2004**.–In the said Act, for section 7, the following shall be substituted:

“**7. Filling in vacancy**.–The Government may fill a vacancy of Director, other than an ex-officio Director, by appointing an eligible person for the unexpired period of the term of his predecessor.”

**6.** **Insertion of section 13A in Act XII of 2004**.–In the said Act, after section 13, the following section 13A shall be inserted:

“**13A. Directions of the Government**.– In the performance of its functions, the Foundation shall be bound by and shall give effect to the directions of the Government.”

**7. Amendment in section 15 of Act XII of 2004**.–In the said Act, in section 15, after the words “against any”, the expression “Director,” shall be inserted.

**8. Repeal.–** The Punjab Education Foundation (Amendment) Ordinance, 2015 (XXXVI of 2015) is hereby repealed.

 **MINISTER INCHARGE**

**Lahore: RAI MUMTAZ HUSSAIN BABAR**

**1st February 2016 Secretary**