



CONFIDENTIAL

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PROVINCIAL ASSEMBLY OF THE PUNJAB

REPORT OF THE STANDING COMMITTEE ON INDUSTRIES, COMMERCE AND INVESTMENT REGARDING THE MIR CHAKAR KHAN RIND UNIVERSITY OF TECHNOLOGY DERA GHAZI KHAN BILL 2019 (BILL NO. 03 OF 2019)

The Mir Chakar Khan Rind University of Technology Dera Ghazi Khan Bill 2019 (BILL No. 03 of 2019) was referred to the Standing Committee on Industries, Commerce and Investment on 25 January 2019. The Committee considered the Bill in its meeting held on 28 February 2019.

2. The following were present:—

1. Chaudhary Muhammad Shafiq Anwar, MPA (PP-267)	Chairman
2. Mian Muhammad Aslam Iqbal Minister for Industries, Commerce and Investment	<i>ex-officio</i> Member
3. Ms Shaheena Karim, MPA (W-318)	Member
4. Mr Asif Majeed, MPA (PP-262)	Member
5. Mr Niaz Hussain Khan, MPA (PP-278)	Member
6. Ms Sadiqa Sahibdad Khan, MPA (W-299)	Member
7. Mr Zeeshan Rafique, MPA (PP-42)	Member
8. Mr Ghazali Saleem Butt, MPA (PP-145)	Member

3. Mr Nadeem ur Rehman, Secretary Industries, Commerce and Investment and Mr Mohsin Bukhari, Additional Director, Law and Parliamentary Affairs Department represented their Departments. Mr Faiz ul Basit, Additional Secretary (Committees-I), Provincial Assembly of the Punjab, functioned as Secretary to the Committee.

4. Mr Nadeem ur Rehman, Secretary Industries, Commerce and Investment apprised the Committee about the aims and objects of the proposed Bill. He stated that it was necessary in public interest to make provisions for the establishment of Mir Chakar Khan Rind University of Technology in Dera Ghazi Khan inter alia, to undertake research and development for purposes of producing high quality technical human resource to cope with the present day requirements; and, to make incidental provisions. He requested the Committee to recommend the Bill to be passed by the Assembly.

5. The Committee after hearing the Members, having view point of the Industries, Commerce and Investment and Law and Parliamentary Affairs Departments and discussing various points, unanimously decided to recommend that the Bill may be passed by the Assembly subject to the following amendments:—

AMENDMENTS IN THE BILL

- (1) **CLAUSE 2**
in para (b), after the word University the word “of” be added.

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(2) **CLAUSE 35**

in para (a), after the word candidate appearing in line three, the words "subject to the Provisions of the Act, the statutes and Regulations" be added.

6. A copy of the Bill, as introduced in the Assembly is at Annexure-A, and a copy of the Bill, as recommended by the Committee is at Annexure-B.

Lahore
28th February 2019

(CHAUDHARY MUHAMMAD SHAFIQ ANWAR)
Chairman
Standing Committee on Industries,
Commerce and Investment

Lahore
28th February 2019



(MUHAMMAD KHAN BHATTI)
Secretary

ANNEXURE – A

(BILL AS INTRODUCED IN THE ASSEMBLY)
PROVINCIAL ASSEMBLY OF THE PUNJAB

Bill No. 03 of 2019

**THE MIR CHAKAR KHAN RIND UNIVERSITY OF TECHNOLOGY
DERA GHAZI KHAN BILL 2019**

A
BILL

*to provide for the establishment of Mir Chakar Khan Rind University of Technology
Dera Ghazi Khan.*

It is necessary in public interest to make provisions for the establishment of Mir Chakar Khan Rind University of Technology in Dera Ghazi Khan *inter alia*, to undertake research and development for purposes of producing high quality technical human resource to cope with the present day requirements; and, to make incidental provisions.

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

**CHAPTER I
PRELIMINARY**

1. Short title and commencement. – (1) This Act may be cited as the Mir Chakar Khan Rind University of Technology Dera Ghazi Khan Act 2019.

(2) It shall come into force at once.

2. Definitions.– In this Act:

- (a) “Academic Council” means the Academic Council of the University;
- (b) “Act” means the Mir Chakar Khan Rind University Technology Dera Ghazi Khan Act 2019;
- (c) “affiliated college” means a college or institute affiliated with the University;
- (d) “Authority” means an Authority of the University;
- (e) “Chairperson” means the head of an academic department and includes the Principal of a constituent college or Director of an institute;
- (f) “Chancellor” means Chancellor of the University;
- (g) “Commission” means Higher Education Commission set up under the Higher Education Commission Ordinance, 2002 (*LIII of 2002*);
- (h) “Constituent college” means a college maintained and administered by the University;
- (i) “Controller of Examinations” means Controller of Examinations of the University;
- (j) “Dean” means the head of a Faculty of the University;
- (k) “Department” means a teaching, research or technological department maintained and administered by the University in the prescribed manner;
- (l) “Faculty” means an administrative and academic unit of the University consisting of one or more departments, institutes or constituent colleges;
- (m) “Government” means Government of the Punjab;
- (n) “Institute” means an institute established, maintained and administered by the University;
- (o) “prescribed” means prescribed by the Rules, Statutes or Regulations;
- (p) “Pro-Chancellor” means the Pro-Chancellor of the University;

- (q) "Pro-Vice Chancellor" means the Pro-Vice Chancellor of the University;
- (r) "Punjab Higher Education Commission" means Punjab Higher Education Commission set up under the Punjab Higher Education Commission Act 2014 (1 of 2015);
- (s) "Registrar" means the Registrar of the University;
- (t) "Statutes", "Regulations" and "Rules" respectively mean the Statutes, Regulations and Rules made or deemed to have been made under the Act;
- (u) "Syndicate" means the Syndicate of the University;
- (v) "Teacher" includes a Professor, Associate Professor, Assistant Professor or Lecturer, Teaching Assistant, Demonstrator and Instructor engaged whole time by the University and such other persons as may be prescribed;
- (w) "Treasurer" means the Treasurer of the University;
- (x) "University" means the Mir Chakar Khan Rind University of Technology Dera Ghazi Khan; and
- (y) "Vice Chancellor" means the Vice Chancellor of the University.

CHAPTER II THE UNIVERSITY

3. Incorporation. – (1) As soon as may be after the commencement of the Act, the Government College of Technology Dera Ghazi Khan shall, by notification in the official Gazette, be reconstituted as Mir Chakar Khan Rind University of Technology Dera Ghazi Khan in accordance with the provisions of the Act.

(2) The University shall be a body corporate by the name of the Mir Chakar Khan Rind University of Technology Dera Ghazi Khan and shall have a perpetual succession and a common seal and may, by the said name, sue and be sued.

(3) The University may acquire and hold property, both movable and immovable, and lease, sell or otherwise transfer any property vested in it, or enter into contracts for purposes of the Act in the prescribed manner.

(4) The University may, with the approval of the Government, open and administer a sub-campus of the University after the expiry of ten years from the establishment of the University.

(5) All properties, rights and interests of whatever kind used, enjoyed, possessed, owned or vested in the Government College of Technology Dera Ghazi Khan and all liabilities legally subsisting against the said college shall stand transferred to the University.

(6) An employee, regular or on contract basis, serving the Government College of Technology Dera Ghazi Khan immediately after coming into force of the Act, shall stand transferred to the University, except an employee who is serving that college on deputation, with or without deputation allowance, and shall continue to serve the University as such and be liable to be transferred to the parent department or the University.

(7) Subject to the procedure notified by the University, an employee serving Government College of Technology Dera Ghazi Khan on deputation with the University under subsection (6) may, within three hundred and sixty five days from the date of commencement of the Act, opt for absorption in the service of the University on such terms and conditions and in such manner as may be prescribed but such terms and conditions shall not be less favourable than those admissible to such an employee while in service of the Government College of Technology Dera Ghazi Khan immediately before his deputation under subsection (6).

4. Functions of the University.— (1) The University shall:

- (a) provide for instructions in such branches of technology as it may deem fit, and make provisions for teaching, training, research and for the application, advancement and dissemination of knowledge in such manner as it may determine;
- (b) prescribe courses of studies;
- (c) hold examinations in the prescribed manner and, if a person qualifies the examination, award degree, diploma, certificate and other academic distinction to such person;
- (d) confer, in the prescribed manner, a degree on a person who has successfully conducted research;
- (e) award, in the prescribed manner, an honorary degree or other academic distinctions on such a person as the Chancellor, on the recommendations of the Syndicate, may approve;
- (f) collaborate with other universities, research and educational institutions and commercial or industrial organizations, in the public or private sector, or other public authorities in such manner and for such purposes as it may determine;
- (g) institute such academic or other offices as may be required by the University;
- (h) create posts in connection with teaching, research, development of technology, administration, and for any other purpose relating thereto and appoint persons against those posts;
- (i) establish and support other facilities for education, training and research;
- (j) institute and award financial assistance to students in need, fellowships, scholarships, bursaries, medals and prizes in the prescribed manner;
- (k) establish teaching departments, faculties, institutes, colleges, centres of excellence, laboratories, workshops and other centres of learning for the development of teaching, research and technology and make such arrangements for their maintenance, management and administration, as it may determine;
- (l) establish, control and maintain University halls of residence for students and approve any place as a hostel or lodging for students;
- (m) supervise and control the discipline of students of the University and promote co-curriculum and recreational activities of such students and make arrangements for promoting their health and general welfare;
- (n) take disciplinary action against and impose penalty on the students in the prescribed manner;
- (o) charge and receive such fees and other payments as it may determine;
- (p) receive and manage property (acquired or transferred), grants, bequests, trusts, gifts, donations, endowments and other contributions, made to the University, and to invest any fund representing such property, grants, bequests, trusts, gifts, donations, endowments or contributions, and to convert one kind of property into another in such manner as it may deem fit;
- (q) provide for the printing, recording, broadcasting, publication and distribution of teaching material, research reports, papers and other works which may be issued by the University;

- (r) provide career counseling and services to the students and alumni;
 - (s) inspect colleges, affiliated or seeking affiliation;
 - (t) affiliate or associate itself with examination bodies and other institutions within Pakistan or abroad and to establish facilities in Pakistan or abroad for the effective discharge of its functions and responsibilities; and
 - (u) do such other acts, whether incidental to the powers aforesaid or otherwise, as may be required for furthering the objectives of the University as a place of education, learning and research in the relevant disciplines.
- (2) The University may:
- (a) institute programmes for the exchange of students and teachers between the university and any other university, educational institution or research organization;
 - (b) develop and implement fund-raising plans;
 - (c) accept, in the prescribed manner, an examination and the period of study spent by a student of the University at any other university or place of learning equivalent to an examination or period of study of the University and may withdraw such acceptance;
 - (d) cooperate with a public authority, university or private organization in the prescribed manner;
 - (e) make provision for research, advisory or consultancy services and, for the purpose, enter into arrangements with other institutions or organizations or with public or private bodies, commercial or industrial enterprises in the prescribed manner;
 - (f) admit any college or other educational institution to its privileges or withdraw such privileges in the prescribed manner; and
 - (g) affiliate or de-affiliate a college or any other educational institution within the territorial limits of Punjab Province.

5. Jurisdiction of the University.— The jurisdiction of the University shall extend to Province of the Punjab.

6. University to be open to all classes and creeds.— Subject to such reasonable restrictions as may be prescribed, the University shall be open to all persons irrespective of gender, religion, race, creed, class or colour and no person shall be denied the privileges of the University on any such ground.

7. Fee and other charges.— The University may, from time to time, with the approval of the Syndicate prescribe fee and other charges.

8. Teaching in the University.— (1) All recognized teaching in various courses in the University, constituent colleges and affiliated colleges shall be conducted in the prescribed manner, and it may include lectures, tutorials, discussions, seminars, demonstrations as well as practical work in laboratories and workshops and other methods of instruction.

(2) The teaching of any prescribed course in the University, constituent colleges or affiliated colleges shall be organized by such Authority as may be prescribed.

(3) The courses and curricula for teaching in the University, constituent colleges or affiliated colleges shall be such as may be prescribed.

(4) A discipline to be called Islamic and Pakistan Studies shall be offered, as a compulsory subject at the Bachelor's level, in the University, constituent and affiliated colleges but the non-Muslim students may opt for Ethics and Pakistan Studies.

(5) A degree, diploma or certificate at the University shall be granted to a student who fulfills the prescribed requirements for that degree, diploma or certificate.

(6) A continuous evaluation shall be built into the system of studies.

CHAPTER III OFFICERS OF THE UNIVERSITY

9. Officers of the University.— The following shall be the officers of the University:

- (a) Chancellor;
- (b) Pro-Chancellor;
- (c) Vice Chancellor;
- (d) Pro Vice Chancellor;
- (e) Deans;
- (f) Chairpersons;
- (g) Teachers;
- (h) Registrar;
- (i) Treasurer;
- (j) Controller of Examinations;
- (k) Resident Auditor;
- (l) Librarian; and
- (m) such other persons as may be prescribed.

10. Chancellor.— (1) Governor of the Punjab shall be the Chancellor of the University.

(2) The University may, with the prior approval of the Chancellor, confer an honorary degree on a person of eminence.

(3) The Chancellor or his nominee shall preside at the convocation of the University.

(4) The Chancellor may, after affording an opportunity of being heard, remove any person from the membership of an Authority if such person:

- (a) has become of unsound mind; or
- (b) has been subjected to any incapacity which prevents him from functioning as a member of such Authority; or
- (c) has been convicted by a court of law of an offence involving moral turpitude; or
- (d) does not attend five consecutive meetings of the Authority, without intimation to the Vice Chancellor; or
- (e) has accepted any assignment which involves his absence from the country for a continuous period of more than six months, without intimation to the Vice Chancellor.

(5) In the performance of his functions under the Act, the Chancellor shall act and shall be bound in the same manner as the Governor of a Province acts and is bound under Article 105 of the Constitution of the Islamic Republic of Pakistan.

11. Inspection and inquiry.— (1) The Chancellor may direct inspection or inquiry into the affairs of the University.

(2) The Chancellor shall convey the views with regard to the result of the inspection or inquiry to the Syndicate and may, after ascertaining the views of the Syndicate, direct any remedial action to the Syndicate.

(3) The Syndicate shall, within the time specified by the Chancellor, submit a report to the Chancellor about the action taken on the direction of the Chancellor.

(4) If the Syndicate fails to take action to the satisfaction of the Chancellor within the specified time, the Chancellor may issue such directions as the Chancellor deems appropriate and the Syndicate shall comply with the directions.

(5) The Chancellor may set aside a decision or action of the Syndicate, which, in his opinion, is against the law, interest of academic excellence of the University, religious or cultural ideology, or national integrity.

12. Revisional powers of the Chancellor.— The Chancellor may, on his own motion or otherwise, call for and examine the record of any proceedings in which an order has been passed by any Authority for purposes of satisfying himself as to the correctness, legality or propriety of any finding or order and may pass such orders as he may deem fit but no order shall be so passed unless the person likely to be affected thereby is afforded an opportunity of being heard.

13. Pro-Chancellor.— (1) Minister for Industries, Commerce and Investment of the Government shall be the Pro-Chancellor of the University.

(2) The Pro-Chancellor shall perform functions under the Act and exercise such powers of the Chancellor, except the powers under section 11 and section 12 of the Act, as may be prescribed or assigned to him by the Chancellor.

14. Vice Chancellor.— (1) A person who is eligible and is not more than sixty five years of age on the last date fixed for submission of applications for the post of the Vice Chancellor may apply for the post.

(2) The Government shall determine, by notification in the official Gazette, the qualifications, experience and other relevant requirements for the post of the Vice Chancellor.

(3) The Government shall constitute, for a term of two years, a Search Committee consisting of not less than three and not more than five members, including at least one expert member, to make recommendations for appointment of the Vice Chancellor.

(4) The Search Committee shall follow such procedure and criteria, for selection of the panel for the post of the Vice Chancellor, as the Government may, by notification in the official Gazette, determine.

(5) The Search Committee shall recommend to the Government, in alphabetical order without any preference, a panel of three persons who, in its opinion, are suitable for appointment as the Vice Chancellor.

(6) The Chancellor shall appoint the Vice Chancellor for each term of four years but he shall serve during the pleasure of the Chancellor.

(7) The Government shall determine the terms and conditions of service of the Vice Chancellor.

(8) The incumbent Vice Chancellor shall not be allowed any extension in his tenure but subject to eligibility he may again compete for the post of the Vice Chancellor in accordance with the procedure prescribed by or under this section.

(9) If the office of the Vice Chancellor is vacant or the Vice Chancellor is absent or is unable to perform the functions of the Vice Chancellor owing to any cause, the Pro-Vice Chancellor shall perform the functions of the Vice Chancellor but, if at any time, the office of Pro-Vice Chancellor is also vacant, or the Pro-Vice Chancellor is absent or is unable to perform the functions of the Vice Chancellor

owing to any cause, the Chancellor shall make such temporary arrangements for the performance of the duties of the Vice Chancellor as he may deem fit.

(10) The Pro-Vice Chancellor or any other person acting as Vice Chancellor under subsection (9) shall not, in any case, perform the functions of the Vice Chancellor for a period of more than six months and the Chancellor shall, within such period, ensure appointment of the Vice Chancellor under this section.

15. Powers of the Vice Chancellor.— (1) The Vice Chancellor shall be the chief executive and academic officer of the University and shall ensure that the provisions of the Act, Statutes, Regulations and Rules are faithfully observed in order to promote teaching, research, technological development, publications, administration and the general efficiency and good order of the University.

(2) The Vice Chancellor shall preside over the meetings of the Authorities of which he is the Chairperson and be entitled to attend and preside over any meeting of any other authority or body of the University.

(3) Subject to such conditions as may be prescribed, the Vice Chancellor may, in an emergency, take an action which is not otherwise in the competence of the Vice Chancellor but is in the competence of any other Authority.

(4) The Vice Chancellor shall, within seven days of taking an action under subsection (3), submit a report to the members of the Syndicate; and, the Syndicate shall, within forty five days of the action of the Vice Chancellor, pass such orders as it may deem appropriate.

(5) Subject to the general supervision and control of the Syndicate, the Vice Chancellor may:

- (a) direct a teacher, officer or other employee of the University to take up such assignment in connection with teaching, research, examination, administration and such other activities in relation to the University as he may deem necessary;
- (b) sanction expenditure provided for in the approved budget and to re-appropriate funds within the same major head of expenditure;
- (c) sanction and re-appropriate an amount not exceeding rupees one hundred and fifty thousand for an unforeseen item not provided for in the budget and report the action to the Syndicate at its next meeting;
- (d) appoint paper setters and examiners for all examinations of the University after receiving panels of names from the relevant authorities;
- (e) make such arrangements for the secrecy and scrutiny of papers, marks and results as he may consider necessary;
- (f) exercise general control and supervision over the system of examinations in the University;
- (g) appoint visiting Professors in various disciplines for a period of not more than one academic year on the terms and conditions as prescribed;
- (h) delegate, subject to such conditions as may be prescribed, any of his powers to a teacher or officer of the University; and
- (i) exercise and perform such other powers as may be prescribed or as the Syndicate may assign.

(6) The Vice Chancellor shall prepare an annual report on the activities of the University in the preceding academic year including disclosure of facts pertaining to academics, research, administration and finances of the University.

(7) The Vice Chancellor shall, within three months of the end of the academic year, submit the report under subsection (6) to the Syndicate.

16. Pro-Vice Chancellor.— (1) The Chancellor shall nominate the Pro-Vice Chancellor of the University, from amongst three senior most Professors of the University, for a term of three years.

(2) The Pro-Vice Chancellor shall perform such functions as may be assigned to him under this Act, Statutes or Regulations.

(3) The Syndicate or the Vice Chancellor may assign any other functions to the Pro-Vice Chancellor in addition to his duties as Professor.

17. Registrar.— (1) The Registrar shall be a whole time officer of the University and shall be the administrative head of the secretariat of the University and be responsible for the provision of the secretarial support to the Syndicate and the Vice Chancellor.

(2) No person shall be appointed as Registrar unless he possesses the prescribed qualifications, experience and other requirements, if any.

(3) The Syndicate shall recommend to the Government, in alphabetical order, a panel of three persons short-listed through a competitive process for appointment as Registrar.

(4) The Chancellor shall appoint the Registrar for each term of three years in such manner and on such terms and conditions as may be prescribed.

(5) The Registrar, under the general supervision of the Vice-Chancellor, shall:

- (a) be the custodian of the Common Seal and the academic records of the University;
- (b) maintain a register of the students and Registered Graduates in the prescribed manner;
- (c) supervise the conduct of elections of members of various authorities in the prescribed manner;
- (d) be the Secretary of the Syndicate, the Academic Council, the Advanced Studies and Research Board, the Selection Board and such other Committees as may be prescribed; and
- (e) perform such other duties as may be prescribed or as the Vice Chancellor or the Syndicate may assign.

(6) When the office of the Registrar is vacant or the Registrar is absent or unable to perform his functions owing to any cause, the Chancellor shall make temporary arrangements for the performance of duties of the Registrar but the period of such temporary arrangements shall not exceed six months, and the Registrar shall be appointed during that period.

18. Treasurer.— (1) The Treasurer shall be a whole time officer of the University.

(2) No person shall be appointed as Treasurer unless he possesses the prescribed qualifications, experience and other requirements, if any.

(3) The Syndicate shall recommend to the Government, in alphabetical order, a panel of three persons short-listed through a competitive process for appointment as Treasurer.

(4) The Chancellor shall appoint the Treasurer for each term of three years in such manner and on such terms and conditions as may be prescribed.

(5) The Treasurer shall:

- (a) manage the assets, liabilities, receipts, expenditure, funds and investments of the University;
- (b) prepare the annual and revised budget estimates of the University and present the estimates to the Finance and Planning Committee and the Syndicate;

- (c) ensure that the funds of the University are spent for the purposes for which they are provided;
- (d) ensure that the accounts of the University are audited annually and are available for submission to the Syndicate by 31st December each year; and
- (e) perform such other functions as may be prescribed or as the Vice Chancellor or the Syndicate may assign.

(6) The Treasurer shall be the Secretary of the Finance and Planning Committee.

(7) When the office of the Treasurer is vacant or the Treasurer is absent or unable to perform his functions owing to any cause, the Chancellor shall make temporary arrangements for the performance of duties of the Treasurer but the period of such temporary arrangements shall not exceed six months, and the Treasurer shall be appointed during that period.

19. Controller of Examinations.— (1) The Controller of Examinations shall be a whole time officer of the University.

(2) No person shall be appointed as Controller of Examinations unless he possesses the prescribed qualifications, experience and other requirements, if any.

(3) The Syndicate shall recommend to the Government, in alphabetical order, a panel of three persons short-listed through a competitive process for appointment as Controller of Examinations.

(4) The Chancellor shall appoint the Controller of Examinations for each term of three years in such manner and on such terms and conditions as may be prescribed.

(5) The Controller of Examinations shall be responsible for all matters connected with the conduct of examinations and shall perform such other duties as may be prescribed or as the Vice Chancellor or the Syndicate may assign.

(6) When the office of the Controller of Examinations is vacant or the Controller of Examinations is absent or unable to perform his functions owing to any cause, the Chancellor shall make temporary arrangements for the performance of duties of the Controller of Examinations but the period of such temporary arrangements shall not exceed six months, and the Controller of Examinations shall be appointed during that period.

20. Resident Auditor.— (1) The Syndicate shall appoint, on deputation, a Resident Auditor of the University from amongst the panel recommended by the Government.

(2) The University shall request the Government to send a panel of three Government officers qualified to be appointed as Resident Auditor of the University.

(3) The Resident Auditor shall hold office for each term of three years.

(4) The Resident Auditor shall perform such functions as are prescribed or as the Syndicate may assign.

21. Other appointments.— The University may appoint such persons in its service as may be necessary in such manner and on such terms and conditions as may be prescribed.

CHAPTER IV AUTHORITIES OF THE UNIVERSITY

22. Authorities of the University.— The following shall be the Authorities of the University:

- (a) Syndicate;

- (b) Academic Council;
- (c) Boards of Faculties;
- (d) Board of Advanced Studies and Research;
- (e) Boards of Studies;
- (f) Selection Board;
- (g) Finance and Planning Committee;
- (h) Affiliation Committee;
- (i) Discipline Committee; and
- (j) such other Authorities as may be prescribed under the statutes.

23. Syndicate.— (1) The Syndicate shall consist of:

- (a) Vice Chancellor (Chairperson);
- (b) Pro-Vice Chancellor;
- (c) Secretary to the Government, Industries, Commerce and Investment Department or his nominee not below the rank of an Additional Secretary;
- (d) Secretary to the Government, Finance Department or his nominee not below the rank of an Additional Secretary;
- (e) Secretary to the Government, Law and Parliamentary Affairs Department or a nominee not below the rank of an Additional Secretary;
- (f) Chairperson, Technical Education and Vocational Training Authority or his nominee not below the rank of a whole-time General Manager;
- (g) Chairperson of the Punjab Higher Education Commission or his nominee not below the rank of a Director General;
- (h) Chairperson of the Commission or his nominee not below the rank of a whole-time member of the Commission;
- (i) two members of the Provincial Assembly of the Punjab, including at least one female member of the Assembly, to be nominated by the Speaker of the Assembly;
- (j) Vice Chancellor, Punjab Tianjin University;
- (k) one Vice Chancellor of a public sector University of Engineering and Technology in the Province to be nominated by the Chancellor;
- (l) two Deans to be nominated by the Chancellor;
- (m) five persons including at least two women, of eminence to be nominated by the Chancellor; and
- (n) one principal of an affiliated college to be nominated by the Government.

(2) The Registrar shall be the Secretary of the Syndicate.

(3) The members of the Syndicate, other than *ex officio* members, shall be appointed for a term of three years but they shall serve during the pleasure of the Chancellor.

(4) The quorum for a meeting of the Syndicate shall be one half of the total number of members, a fraction being counted as one.

(5) The Registrar shall, with the approval of the Chairperson of the Syndicate, summon a meeting of the Syndicate.

(6) The Syndicate shall take decision by majority of the votes of members present and voting and the Registrar shall clearly reflect in the minutes of the meeting the dissent, if any, along with the reasons of such dissent. The Chairperson shall have a casting vote in case of equality of the votes.

24. Powers and duties of the Syndicate.— (1) The Syndicate shall be the executive body of the University and shall, subject to the provisions of the Act and the Statutes, take effective measures to raise the standard of teaching, research, technological development, publication and other academic pursuits and exercise general supervision over the affairs of the University and management of the property of the University.

(2) Without prejudice to the generality of the foregoing powers and subject to the provisions of the Act, the Syndicate may:

- (a) hold, control and administer the property and funds of the University;
- (b) 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 deem fit;
- (c) consider and approve the annual report, the annual and revised budget estimates and to re-appropriate funds from one major head of expenditure to another;
- (d) transfer and accept transfer of movable or immovable property on behalf of the University;
- (e) enter into, vary, carry out or cancel contracts on behalf of the University;
- (f) 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;
- (g) invest any money belonging to the University including any unapplied income in any of the securities described in section 20 of the Trusts Act 1882 (*II of 1882*), or in the purchase of immovable property or in such other manner, as it may determine, with the like powers of varying such investments;
- (h) receive and manage any property transferred, grants, bequests, trusts, gifts, donations, endowments and other contributions made to the University;
- (i) determine the form, custody and regulations of the use of the common seal of the University;
- (j) provide buildings, libraries, premises, furniture, apparatus, equipment and other means required for carrying out the work of the University;
- (k) establish and maintain halls of residence and hostels or approve or license hostels or lodgings for the residence of students;
- (l) affiliate or de-affiliate a college and an institute;
- (m) admit educational institutions to the privileges of the University and withdraw such privileges;
- (n) arrange for the inspection of the academic departments;
- (o) institute Professorships, Associate Professorships, Assistant Professorships, Lectureships and other posts, and suspend or abolish such posts;
- (p) create, suspend or abolish such administrative, technical, research, extension or other posts as may be necessary;
- (q) appoint University teachers and other officers on the recommendation of the Selection Board for teaching and other managerial posts;
- (r) confer, with prior approval of the Chancellor, an honorary degree on a person of eminence in the prescribed manner;

- (s) prescribe the duties of the officers, teachers and other employees of the University and of those working in the University on deputation or on contract;
- (t) appoint members to the various Authorities, committees and bodies in the prescribed manner;
- (u) remove any person from the membership of an Authority if such person has accepted any assignment which involves absence from the University for a continuous period of more than six months;
- (v) regulate, determine and administer, all other matters concerning the University and for the purpose exercise all necessary powers not specifically mentioned in the Act and Statutes but not inconsistent with the provisions of the Act and Statutes;
- (w) appoint Professor Emeritus on such terms and conditions as may be prescribed;
- (x) suspend, punish and remove from service in the prescribed manner officers, teachers and employees whom it is empowered to appoint;
- (y) approve Statutes and recommend those drafts of the Statutes which pertain to terms and conditions of service of the University employees, for approval of the Chancellor;
- (z) approve Regulations recommended by the Academic Council; and
- (aa) perform such other functions as may be assigned to it under the Act and the Statutes.

(3) The Syndicate may delegate any of its functions to an Authority or officer or a committee or sub-committee, except the following functions:

- (a) approval of Statutes or recommendation of the drafts of the Statutes to the Chancellor;
- (b) approval of Regulations;
- (c) approval of annual budget of the University, annual report, the annual and revised budget estimates and re-appropriation of funds from one major head of expenditure to another;
- (d) approval of investment or purchase of immovable property by the University; and
- (e) transfer of immovable property of the University.

25. Academic Council.— (1) The Academic Council shall consist of:

- (a) Vice Chancellor (Chairperson);
- (b) Pro-Vice Chancellor;
- (c) Deans;
- (d) Director, Board of Advanced Studies and Research;
- (e) two senior most Professors, other than *ex officio* members, from each academic department;
- (f) all Professors Emeritus;
- (g) all Chairpersons;
- (h) two Associate Professors, two Assistant Professors and two Lecturers, to be elected by and from amongst themselves, out of whom at least two shall be women;
- (i) an eminent person each in pure sciences, social sciences and Arts to be nominated by the Chancellor in consultation with the Vice Chancellor but one of them shall be a woman;

- (j) Secretary to the Government, Higher Education Department or his nominee not below the rank of a Deputy Secretary;
- (k) Director Public Instructions (Colleges) of the Government;
- (l) Librarian of the University;
- (m) Controller of Examinations;
- (n) five experts in the field of education, including at least two women, to be nominated by the Chancellor; and
- (o) Registrar (Member/Secretary).

(2) A member of the Academic Council, other than an *ex officio* member, shall hold office for three years; and, the vacancy, if any, shall be filled for the remaining period in the prescribed manner.

(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.

26. Powers and duties of the Academic Council.— (1) The Academic Council shall be the academic body of the University and shall, subject to the provisions of the Act, the Statutes and the Regulations, have the powers to lay down proper standards of instruction, research, publication and examination and to regulate and promote the academic life of the University and affiliated colleges.

(2) In particular and without prejudice to the generality of the foregoing provisions, the Academic Council may:

- (a) advise the Syndicate on academic matters;
- (b) regulate teaching, research and examinations;
- (c) regulate the admission of students to the courses of studies and examinations of the University and affiliated colleges or institutes;
- (d) regulate the award of studentships, scholarships, medals and prizes;
- (e) regulate the conduct and discipline of students of the University and affiliated colleges and institutes;
- (f) propose to the Syndicate the schemes for the constitution and organization of faculties, institutes and other academic bodies;
- (g) propose regulations on the recommendations of the Boards of Faculties and the Boards of Studies for consideration and approval of the Syndicate;
- (h) propose for each academic year, on the recommendations of the Boards of Studies, Regulations prescribing the courses of studies, the syllabi and the outlines of tests for all examinations; but, if the recommendations of a Board of Faculties or Board of Studies are not received by the prescribed date, the Academic Council may, subject to the approval of the Syndicate, permit such Regulations to continue for the following year;
- (i) recognize the examinations of other Universities or examining bodies as equivalent to the corresponding examinations of the University;
- (j) appoint members to the Authorities in accordance with the provisions of the Act; and
- (k) perform such other functions as may be prescribed or assigned by the Syndicate.

27. Boards of Faculty.— (1) There shall be a Board of Faculty for each Faculty, consisting of:

- (a) Dean of the Faculty (Chairperson);

- (b) Professors and the Chairpersons in the Faculty;
 - (c) two members to be nominated by the Academic Council on the basis of their specialized knowledge of the 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;
 - (d) two experts, including at least one woman, in the field from outside the University to be appointed by the Syndicate; and
 - (e) one member from amongst the officers of the University to be nominated by the Vice Chancellor.
- (2) The members, other than *ex officio* members, of a Board of Faculty shall hold office for a period of three years.
- (3) The quorum for a meeting of a Board of Faculty shall be one half of the total number of members, a fraction being counted as one.
- (4) A Board of Faculty, subject to the general control of the Syndicate and Academic Council, may:
- (a) co-ordinate the teaching and research work in the subjects assigned to the Faculty;
 - (b) scrutinize the recommendations of the Board of Studies in the Faculty with regard to the appointment of paper setters and examiners for graduate and postgraduate examinations and to forward the panels of suitable paper setters and examiners for each examination to the Vice Chancellor;
 - (c) consider any other academic matter relating to the Faculty and to submit its report to the Academic Council;
 - (d) prepare a comprehensive annual report regarding the performance of each department, constituent college or institute in the Faculty for presentation to the Academic Council; and
 - (e) perform such other functions as may be prescribed by Statutes.

28. Dean.— (1) There shall be a Dean of each Faculty and the Dean shall be the Chairperson and Convener of the Board of Faculty.

(2) The Chancellor shall appoint the Dean of a Faculty from amongst the three senior most Professors in the Faculty for a period of three years and he shall be eligible for re-appointment:

Provided that if no Professor is available in a Faculty, a Professor from some other Faculty may act as Dean till a Professor of the Faculty itself is appointed.

(3) The Dean shall present candidates for admission to degrees, except an honorary degree, in the courses falling within the purview of the Faculty.

(4) The Dean shall exercise such administrative and academic powers as may be delegated to him.

29. Teaching Departments and Chairpersons.— (1) There shall be a teaching department or an institute for each subject or a group of subjects, as may be prescribed by the Regulations and each teaching department or an institute shall be headed by the Chairperson.

(2) The Chairperson of a teaching department or an Institute shall be appointed by the Syndicate on the recommendation of the Vice-Chancellor from amongst the three senior most Professors of the department or, as the case may be, the institute for a period of three years and shall be eligible for re-appointment but if, in a Department or Institute, three Professors are not available, the appointment shall be made from amongst the three senior most Professors and Associate Professors of the Department or Institute:

Provided that in a Department or an Institute, where there is no Professor or Associate Professor, no such appointment shall be made and the department or institute shall be looked after by the Dean of the Faculty with the assistance of the senior most teacher of the department or institute.

(3) The Chairperson shall plan, organize and supervise the work of the department or institute and shall be responsible to the Dean for the work of his department or institute.

30. Board of Advanced Studies and Research.— (1) The Board of Advanced Studies and Research shall consist of:

- (a) Vice Chancellor (Chairperson);
- (b) all the Deans;
- (c) Controller of Examinations;
- (d) one University Professor from each Faculty to be nominated by the Syndicate;
- (e) one member from amongst the officers of the University to be nominated by the Vice Chancellor;
- (f) three members from the relevant field, research organizations and the Government, including at least one woman from any of the categories, to be nominated by the Syndicate; and
- (g) Registrar (Secretary).

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

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

31. Functions of the Board of Advanced Studies and Research.— The Board of Advanced Studies and Research shall:

- (a) advise an Authority on all matters connected with the promotion of advanced studies and research publication in the University;
- (b) consider and report to an Authority with regard to a research degree of the University;
- (c) propose regulations regarding the award of a research degree;
- (d) appoint supervisors for a postgraduate research student and to approve title and synopsis of a thesis or dissertation;
- (e) recommend panels of names of examiners for evaluation of a research examination; and
- (f) perform such other functions as may be prescribed by the statutes.

32. Boards of Studies.— (1) There shall be a separate Board of Studies for each subject or group of subjects as may be prescribed by Regulations.

(2) A Board of Studies shall consist of:

- (a) all the teachers of the department concerned;
- (b) experts or teachers, not less than three but not more than five, other than University teachers to be determined and appointed by the Syndicate according to the need of each Board; and
- (c) not more than five teachers of the affiliated colleges teaching graduate and post-graduate courses in that subject to be nominated by the Academic Council.

(3) The term of office of members of a Board of Studies other than *ex officio* members shall be three years.

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

(5) The Chairperson of the concerned Department or institute shall be the Chairperson of the Board of Studies.

33. Functions of Boards of Studies.— A Board of Studies shall:

- (a) advise the Authorities on all academic matters connected with instruction, publication, research and examination in the subject or subjects concerned;
- (b) propose curricula and syllabi for all degree, diploma and certificate courses in the subject or subjects concerned;
- (c) suggest a panel of names of paper setters and examiners in the subject or subjects concerned; and
- (d) perform such other functions as may be prescribed by the Regulations.

34. Selection Board.— (1) The Selection Board shall consist of:

- (a) Vice Chancellor (Chairperson);
- (b) Dean of the faculty concerned;
- (c) Chairperson concerned;
- (d) one member of the Syndicate to be nominated by the Syndicate;
- (e) one eminent scholar to be nominated by the Syndicate;
- (f) two experts, including at least one woman, to be nominated by the Government; and
- (g) Registrar (Secretary).

(2) The members, other than *ex officio* members, shall hold office for a period of three years.

(3) Five members including at least one expert shall constitute the quorum for a meeting of the Selection Board.

(4) No member who is a candidate or whose family member is a candidate, for a post to which appointment is to be made, shall take part in the proceedings of the Selection Board for selection of a candidate to such post.

(5) In selection of candidates for the post of Professor or Associate Professor, the Selection Board shall co-opt or consult three experts in the subject and in selecting candidates for any other teaching post, two experts in the subject, to be nominated by the Vice Chancellor from a standing list of experts for each subject approved by the Syndicate.

(6) The Syndicate may approve or revise the standing list of experts of a subject on the recommendation of the Selection Board.

35. Functions of the Selection Board.— The Selection Board shall:

- (a) consider the applications and recommend to the Syndicate, the names of suitable candidates for appointment to teaching and other posts and recommend suitable salary for the selected candidate; and
- (b) consider all cases of promotion of officers of the University and recommend the names of suitable candidates for such promotion to the Syndicate.

36. Finance and Planning Committee.— (1) The Finance and Planning Committee shall consist of:

- (a) Vice Chancellor (Chairperson);
- (b) all the Deans;
- (c) one member of the Syndicate to be nominated by the Syndicate;

- (d) one member of the Academic Council to be nominated by the Academic Council;
 - (e) one representative each from Higher Education Department and Finance Department of the Government not below the rank of a Deputy Secretary;
 - (f) Director Planning or any other nominee of the Commission;
 - (g) one nominee of Punjab Higher Education Commission who deals with finance and planning;
 - (h) Registrar; and
 - (i) Treasurer (Secretary).
- (2) The term of office of the nominated members shall be three years.
- (3) Six members of the Finance and Planning Committee shall constitute the quorum for a meeting of the Committee.

37. Functions of the Finance and Planning Committee.— The Finance and Planning Committee shall:

- (a) prepare the annual statement of accounts, propose annual budget estimates and make recommendations to the Syndicate;
- (b) periodically review the financial position of the University;
- (c) advise the Syndicate on all matters relating to finance, investments and accounts of the University; and
- (d) perform such other functions as may be prescribed by the Statutes.

38. Affiliation Committee.— (1) The Affiliation Committee shall consist of:

- (a) the Chairperson to be nominated by the Syndicate;
- (b) two Professors to be nominated by the Academic Council;
- (c) two teachers to be nominated by the Syndicate; and
- (d) a representative of the Higher Education Department not below the rank of Deputy Secretary.

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

(3) The Affiliation Committee may co-opt not more than three experts who shall be counted for the quorum of an inspection by the Affiliation Committee.

(4) The quorum for a meeting of, or an inspection by, the Affiliation Committee shall be three.

(5) The Deputy Registrar dealing with the affiliation cases or such other person as may be designated by the Vice-Chancellor for this purpose shall act as Secretary of the Committee.

39. Functions of the Affiliation Committee.— The Affiliation Committee shall:

- (a) inspect the educational institution seeking affiliation with, or admission to, the privileges of the University and to advise the Syndicate thereon;
- (b) inquire into complaints alleging breach of conditions of affiliation by the affiliated colleges and to advise the Syndicate thereon; and
- (c) perform such other functions as may be prescribed by the Regulations.

40. Discipline Committee.— (1) The Discipline Committee shall consist of:

- (a) the Chairperson to be nominated by the Vice-Chancellor;
- (b) two Professors to be nominated by the Academic Council;
- (c) two Professors to be nominated by the Syndicate; and
- (d) the teacher or officer-in-charge of students' affairs, by whatever name called (Member/Secretary).

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

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

- 41. Functions of the Discipline Committee.**— The Discipline Committee shall:
- (a) propose Regulations to the Academic Council relating to the conduct of University students, maintenance of discipline and breach of discipline; and
 - (b) perform such other functions as may be prescribed by Statutes.

42. Appointment of Committees by Authorities.— An Authority may, from time to time, appoint such standing, special or advisory committees as it may deem fit, and may also nominate such persons on the committees as are not members of the Authorities appointing the committees.

CHAPTER V STATUTES, REGULATIONS AND RULES

43. Statutes.— (1) Subject to the provisions of the Act, the Syndicate may make Statutes to provide for and regulate all or any of the following matters:

- (a) scales of pay, method of recruitment and other terms and conditions of service of officers, teachers and other employees of the University and the constitution of their pension, insurance, gratuity, provident fund and benevolent fund;
- (b) conduct and discipline of the officers, teachers and other employees of the University;
- (c) constitution, powers and duties of the Authorities and related matters;
- (d) affiliation and de-affiliation of colleges or institutes, and related matters;
- (e) admission of educational institutions to the privileges of the University and the withdrawal of such privileges;
- (f) establishment of institutes, faculties, constituent colleges, departments and academic divisions;
- (g) powers and duties of officers, teachers and employees of the University;
- (h) conditions for appointment of Professors Emeritus;
- (i) conditions on which the University may enter into arrangements with public bodies or other organizations for purposes of research and advisory services;
- (j) general scheme of studies including the duration of courses, the system of examinations and the number of subjects and papers for examinations;
- (k) award of honorary degrees;
- (l) maintenance of register of students and registered graduates; and
- (m) all other matters which are to be prescribed or regulated by the Statutes.

(2) The Syndicate shall propose the draft of Statutes under clause (a) of subsection (1) to the Chancellor who may approve the Statutes, with or without any modifications, or may refer the Statutes back to the Syndicate for reconsideration or may reject the Statutes:

Provided that:

- (a) the Statutes affecting the constitution or powers of any Authority shall not be proposed or approved until such Authority has been given an opportunity of expressing its opinion in writing on the proposal; and
- (b) the Statutes under clause (a) of subsection (1) shall not be effective until they have been approved by the Chancellor.

44. Regulations.— (1) Subject to the provisions of the Act and the Statutes, Regulations may be framed for any of the following matters:

- (a) courses of study for degrees, diplomas and certificates of the University;
- (b) manner of teaching in the University and affiliated colleges;
- (c) admission of students to the University and conditions under which they are admitted or allowed to take courses and examinations of the University and become eligible for the award of degrees, diplomas and certificates;
- (d) conduct of examinations;
- (e) fees and other charges to be paid by the students for admission to the courses of study and the examinations of the University;
- (f) conduct and discipline of students of the University;
- (g) conditions of residence of the students of the University including the levying of fees for residence in halls of residence and hostels;
- (h) approval and licensing of hostels and lodgings;
- (i) conditions under which a person should conduct research to entitle him to a degree;
- (j) institution of fellowships, scholarships, exhibitions, medals and prizes;
- (k) institution of stipends and free and half-free studentship;
- (l) academic costumes;
- (m) use of the library; and
- (n) establishment of academic departments.

(2) The Academic Council shall prepare and submit the Regulations to the Syndicate and the Syndicate may approve the Statutes, with or without modifications or refer them back to the Academic Council for reconsideration or reject them.

45. Rules.— (1) An Authority or a body of the University may make Rules consistent with the Act, Statutes and Regulations, to regulate the conduct of its business.

(2) The Syndicate may direct an Authority or a body of the University to amend or repeal any Rules made by the Authority or body.

CHAPTER VI FINANCES

46. University Fund.— (1) There shall be a Fund to be known as the Mir Chakar Khan Rind University of Technology Dera Ghazi Khan Fund to which shall be credited all sums received by the University.

(2) The University may accept donations in the shape of land, vehicles, equipment or any other items that may facilitate the functioning of the University and all such donations shall be used, maintained and disposed of by the University in the prescribed manner.

47. Budget, audit and accounts.— (1) The budget of the University shall be approved and its accounts shall be maintained and audited in such manner as may be prescribed by the Syndicate.

(2) No expenditure shall be made from the University Fund unless:

- (a) the expenditure is included in the approved budget of the University; and
- (b) a bill for its payment has been audited by the Resident Auditor in conformity with the Statutes, Regulations and Rules.

(3) The annual statement of accounts of the University signed by the Treasurer and the Resident Auditor shall be submitted to the Government within six months of the closing of the financial year.

(4) The accounts of the University together with audit objections, if any, and the observations of the Auditor appointed by the Government and the Treasurer shall, in the prescribed manner, be presented to the Syndicate with the remarks of the Finance and Planning Committee.

CHAPTER VII MISCELLANEOUS

48. Appeal.— (1) Subject to sub-section (2) and sub-section (3), where an order is made punishing any officer, other than the Vice-Chancellor, teacher or other employee of the University or altering or interpreting to his disadvantage the prescribed terms or conditions of his service, he shall, where the order is made by the Vice-Chancellor or any other officer or teacher of the University, have the right to appeal to the Syndicate, against the order, and where the order is made by the Syndicate, have the right to appeal to the Chancellor for review of that order, within thirty days of the receipt of the order.

(2) An appeal to the Chancellor under subsection (1) shall be submitted to the Vice-Chancellor and he shall present it to the Chancellor with his comments.

(3) An order under this section shall not be passed unless the person to be affected thereby is afforded an opportunity of being heard.

49. Tripartite mobility.— (1) Any officer, teacher of the Government or employee of the University on the recommendation of the Syndicate may be directed to serve in any post in the University or under the Government or an educational or research institution in public interest.

(2) The Government may, in consultation with the Selection Board, place the services of an employee of the Government or of any other University or an educational or research institution at the disposal of the University in the public interest.

(3) The terms and conditions of service of an officer or employee under this section shall not be less favorable than those enjoyed by him immediately before his services are placed at the disposal of the University, Government, educational or research institution, and full benefit of his previous service shall continue to remain in force until altered in accordance with law.

50. Transition.— The Chancellor shall constitute a Chancellor's Committee to exercise the powers assigned to the Syndicate under the Act till such time the Syndicate is constituted in accordance with the provisions of the Act.

51. Removal of difficulties.— If any difficulty arises in giving effect to any of the provisions of the Act, the Government may, within two years from the commencement of the Act, give such directions, not inconsistent with the Act, as it may consider necessary for the removal of such difficulty.

52. Indemnity.— No suit or legal proceedings shall lie against the Government, the University or any Authority, officer or employee of the Government or the University or any person in respect of anything which is done in good faith under the Act.

53. Savings.— On the commencement of the Act, everything done, action taken, obligations and liabilities incurred, rights and assets acquired, persons appointed or authorized, jurisdictions or powers conferred, endowments, bequests, funds or trusts created, donations or grants made, orders issued immediately before the commencement of the Act in respect of Government College of Technology Dera Ghazi Khan shall be deemed to have respectively been done, taken, incurred, acquired, appointed, conferred, created, made or issued under the Act.

STATEMENT OF OBJECTS AND REASONS

The Bill seeks to establish Chakar Khan Rind University of Technology Dera Ghazi Khan for purposes of teaching, training, research and for the application, advancement and dissemination of knowledge in the field of technology. The University shall provide avenues of higher education in the field of technical education. The establishment of the University is expected to produce high quality technologists to meet the needs of modern day industry especially in the wake of launch of CPEC. Hence, this Bill.

MINISTER INCHARGE

Lahore:
25 January 2019

MUHAMMAD KHAN BHATTI
Secretary

ANNEXURE – B

(BILL AS RECOMMENDED BY THE STANDING COMMITTEE ON INDUSTRIES, COMMERCE AND INVESTMENT)

A BILL

to provide for the establishment of Mir Chakar Khan Rind University of Technology Dera Ghazi Khan.

It is necessary in public interest to make provisions for the establishment of Mir Chakar Khan Rind University of Technology in Dera Ghazi Khan *inter alia*, to undertake research and development for purposes of producing high quality technical human resource to cope with the present day requirements; and, to make incidental provisions.

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

CHAPTER I PRELIMINARY

1. **Short title and commencement.** – (1) This Act may be cited as the Mir Chakar Khan Rind University of Technology Dera Ghazi Khan Act 2019.

(2) It shall come into force at once.

2. **Definitions.**– In this Act:

- (a) “Academic Council” means the Academic Council of the University;
- (b) “Act” means the Mir Chakar Khan Rind University of Technology Dera Ghazi Khan Act 2019;
- (c) “affiliated college” means a college or institute affiliated with the University;
- (d) “Authority” means an Authority of the University;
- (e) “Chairperson” means the head of an academic department and includes the Principal of a constituent college or Director of an institute;
- (f) “Chancellor” means Chancellor of the University;
- (g) “Commission” means Higher Education Commission set up under the Higher Education Commission Ordinance, 2002 (*LIII of 2002*);
- (h) “Constituent college” means a college maintained and administered by the University;
- (i) “Controller of Examinations” means Controller of Examinations of the University;
- (j) “Dean” means the head of a Faculty of the University;
- (k) “Department” means a teaching, research or technological department maintained and administered by the University in the prescribed manner;
- (l) “Faculty” means an administrative and academic unit of the University consisting of one or more departments, institutes or constituent colleges;
- (m) “Government” means Government of the Punjab;
- (n) “Institute” means an institute established, maintained and administered by the University;
- (o) “prescribed” means prescribed by the Rules, Statutes or Regulations;
- (p) “Pro-Chancellor” means the Pro-Chancellor of the University;
- (q) “Pro-Vice Chancellor” means the Pro-Vice Chancellor of the University;
- (r) “Punjab Higher Education Commission” means Punjab Higher Education Commission set up under the Punjab Higher Education Commission Act 2014 (*I of 2015*);
- (s) “Registrar” means the Registrar of the University;

- (t) "Statutes", "Regulations" and "Rules" respectively mean the Statutes, Regulations and Rules made or deemed to have been made under the Act;
- (u) "Syndicate" means the Syndicate of the University;
- (v) "Teacher" includes a Professor, Associate Professor, Assistant Professor or Lecturer, Teaching Assistant, Demonstrator and Instructor engaged whole time by the University and such other persons as may be prescribed;
- (w) "Treasurer" means the Treasurer of the University;
- (x) "University" means the Mir Chakar Khan Rind University of Technology Dera Ghazi Khan; and
- (y) "Vice Chancellor" means the Vice Chancellor of the University.

CHAPTER II THE UNIVERSITY

3. Incorporation. – (1) As soon as may be after the commencement of the Act, the Government College of Technology Dera Ghazi Khan shall, by notification in the official Gazette, be reconstituted as Mir Chakar Khan Rind University of Technology Dera Ghazi Khan in accordance with the provisions of the Act.

(2) The University shall be a body corporate by the name of the Mir Chakar Khan Rind University of Technology Dera Ghazi Khan and shall have a perpetual succession and a common seal and may, by the said name, sue and be sued.

(3) The University may acquire and hold property, both movable and immovable, and lease, sell or otherwise transfer any property vested in it, or enter into contracts for purposes of the Act in the prescribed manner.

(4) The University may, with the approval of the Government, open and administer a sub-campus of the University after the expiry of ten years from the establishment of the University.

(5) All properties, rights and interests of whatever kind used, enjoyed, possessed, owned or vested in the Government College of Technology Dera Ghazi Khan and all liabilities legally subsisting against the said college shall stand transferred to the University.

(6) An employee, regular or on contract basis, serving the Government College of Technology Dera Ghazi Khan immediately after coming into force of the Act, shall stand transferred to the University, except an employee who is serving that college on deputation, with or without deputation allowance, and shall continue to serve the University as such and be liable to be transferred to the parent department or the University.

(7) Subject to the procedure notified by the University, an employee serving Government College of Technology Dera Ghazi Khan on deputation with the University under subsection (6) may, within three hundred and sixty five days from the date of commencement of the Act, opt for absorption in the service of the University on such terms and conditions and in such manner as may be prescribed but such terms and conditions shall not be less favourable than those admissible to such an employee while in service of the Government College of Technology Dera Ghazi Khan immediately before his deputation under subsection (6).

4. Functions of the University. – (1) The University shall:

- (a) provide for instructions in such branches of technology as it may deem fit, and make provisions for teaching, training, research and for the application, advancement and dissemination of knowledge in such manner as it may determine;

- (b) prescribe courses of studies;
- (c) hold examinations in the prescribed manner and, if a person qualifies the examination, award degree, diploma, certificate and other academic distinction to such person;
- (d) confer, in the prescribed manner, a degree on a person who has successfully conducted research;
- (e) award, in the prescribed manner, an honorary degree or other academic distinctions on such a person as the Chancellor, on the recommendations of the Syndicate, may approve;
- (f) collaborate with other universities, research and educational institutions and commercial or industrial organizations, in the public or private sector, or other public authorities in such manner and for such purposes as it may determine;
- (g) institute such academic or other offices as may be required by the University;
- (h) create posts in connection with teaching, research, development of technology, administration, and for any other purpose relating thereto and appoint persons against those posts;
- (i) establish and support other facilities for education, training and research;
- (j) institute and award financial assistance to students in need, fellowships, scholarships, bursaries, medals and prizes in the prescribed manner;
- (k) establish teaching departments, faculties, institutes, colleges, centres of excellence, laboratories, workshops and other centres of learning for the development of teaching, research and technology and make such arrangements for their maintenance, management and administration, as it may determine;
- (l) establish, control and maintain University halls of residence for students and approve any place as a hostel or lodging for students;
- (m) supervise and control the discipline of students of the University and promote co-curriculum and recreational activities of such students and make arrangements for promoting their health and general welfare;
- (n) take disciplinary action against and impose penalty on the students in the prescribed manner;
- (o) charge and receive such fees and other payments as it may determine;
- (p) receive and manage property (acquired or transferred), grants, bequests, trusts, gifts, donations, endowments and other contributions, made to the University, and to invest any fund representing such property, grants, bequests, trusts, gifts, donations, endowments or contributions, and to convert one kind of property into another in such manner as it may deem fit;
- (q) provide for the printing, recording, broadcasting, publication and distribution of teaching material, research reports, papers and other works which may be issued by the University;
- (r) provide career counseling and services to the students and alumni;
- (s) inspect colleges, affiliated or seeking affiliation;
- (t) affiliate or associate itself with examination bodies and other institutions within Pakistan or abroad and to establish facilities in

- Pakistan or abroad for the effective discharge of its functions and responsibilities; and
- (u) do such other acts, whether incidental to the powers aforesaid or otherwise, as may be required for furthering the objectives of the University as a place of education, learning and research in the relevant disciplines.
- (2) The University may:
- (a) institute programmes for the exchange of students and teachers between the university and any other university, educational institution or research organization;
 - (b) develop and implement fund-raising plans;
 - (c) accept, in the prescribed manner, an examination and the period of study spent by a student of the University at any other university or place of learning equivalent to an examination or period of study of the University and may withdraw such acceptance;
 - (d) cooperate with a public authority, university or private organization in the prescribed manner;
 - (e) make provision for research, advisory or consultancy services and, for the purpose, enter into arrangements with other institutions or organizations or with public or private bodies, commercial or industrial enterprises in the prescribed manner;
 - (f) admit any college or other educational institution to its privileges or withdraw such privileges in the prescribed manner; and
 - (g) affiliate or de-affiliate a college or any other educational institution within the territorial limits of Punjab Province.

5. Jurisdiction of the University.— The jurisdiction of the University shall extend to Province of the Punjab.

6. University to be open to all classes and creeds.— Subject to such reasonable restrictions as may be prescribed, the University shall be open to all persons irrespective of gender, religion, race, creed, class or colour and no person shall be denied the privileges of the University on any such ground.

7. Fee and other charges.— The University may, from time to time, with the approval of the Syndicate prescribe fee and other charges.

8. Teaching in the University.— (1) All recognized teaching in various courses in the University, constituent colleges and affiliated colleges shall be conducted in the prescribed manner, and it may include lectures, tutorials, discussions, seminars, demonstrations as well as practical work in laboratories and workshops and other methods of instruction.

(2) The teaching of any prescribed course in the University, constituent colleges or affiliated colleges shall be organized by such Authority as may be prescribed.

(3) The courses and curricula for teaching in the University, constituent colleges or affiliated colleges shall be such as may be prescribed.

(4) A discipline to be called Islamic and Pakistan Studies shall be offered, as a compulsory subject at the Bachelor's level, in the University, constituent and affiliated colleges but the non-Muslim students may opt for Ethics and Pakistan Studies.

(5) A degree, diploma or certificate at the University shall be granted to a student who fulfills the prescribed requirements for that degree, diploma or certificate.

(6) A continuous evaluation shall be built into the system of studies.

CHAPTER III OFFICERS OF THE UNIVERSITY

9. Officers of the University.— The following shall be the officers of the University:

- (a) Chancellor;
- (b) Pro-Chancellor;
- (c) Vice Chancellor;
- (d) Pro Vice Chancellor;
- (e) Deans;
- (f) Chairpersons;
- (g) Teachers;
- (h) Registrar;
- (i) Treasurer;
- (j) Controller of Examinations;
- (k) Resident Auditor;
- (l) Librarian; and
- (m) such other persons as may be prescribed.

10. Chancellor.— (1) Governor of the Punjab shall be the Chancellor of the University.

(2) The University may, with the prior approval of the Chancellor, confer an honorary degree on a person of eminence.

(3) The Chancellor or his nominee shall preside at the convocation of the University.

(4) The Chancellor may, after affording an opportunity of being heard, remove any person from the membership of an Authority if such person:

- (a) has become of unsound mind; or
- (b) has been subjected to any incapacity which prevents him from functioning as a member of such Authority; or
- (c) has been convicted by a court of law of an offence involving moral turpitude; or
- (d) does not attend five consecutive meetings of the Authority, without intimation to the Vice Chancellor; or
- (e) has accepted any assignment which involves his absence from the country for a continuous period of more than six months, without intimation to the Vice Chancellor.

(5) In the performance of his functions under the Act, the Chancellor shall act and shall be bound in the same manner as the Governor of a Province acts and is bound under Article 105 of the Constitution of the Islamic Republic of Pakistan.

11. Inspection and inquiry.— (1) The Chancellor may direct inspection or inquiry into the affairs of the University.

(2) The Chancellor shall convey the views with regard to the result of the inspection or inquiry to the Syndicate and may, after ascertaining the views of the Syndicate, direct any remedial action to the Syndicate.

(3) The Syndicate shall, within the time specified by the Chancellor, submit a report to the Chancellor about the action taken on the direction of the Chancellor.

(4) If the Syndicate fails to take action to the satisfaction of the Chancellor within the specified time, the Chancellor may issue such directions as the Chancellor deems appropriate and the Syndicate shall comply with the directions.

(5) The Chancellor may set aside a decision or action of the Syndicate, which, in his opinion, is against the law, interest of academic excellence of the University, religious or cultural ideology, or national integrity.

12. Revisional powers of the Chancellor.— The Chancellor may, on his own motion or otherwise, call for and examine the record of any proceedings in which an order has been passed by any Authority for purposes of satisfying himself as to the correctness, legality or propriety of any finding or order and may pass such orders as he may deem fit but no order shall be so passed unless the person likely to be affected thereby is afforded an opportunity of being heard.

13. Pro-Chancellor.— (1) Minister for Industries, Commerce and Investment of the Government shall be the Pro-Chancellor of the University.

(2) The Pro-Chancellor shall perform functions under the Act and exercise such powers of the Chancellor, except the powers under section 11 and section 12 of the Act, as may be prescribed or assigned to him by the Chancellor.

14. Vice Chancellor.— (1) A person who is eligible and is not more than sixty five years of age on the last date fixed for submission of applications for the post of the Vice Chancellor may apply for the post.

(2) The Government shall determine, by notification in the official Gazette, the qualifications, experience and other relevant requirements for the post of the Vice Chancellor.

(3) The Government shall constitute, for a term of two years, a Search Committee consisting of not less than three and not more than five members, including at least one expert member, to make recommendations for appointment of the Vice Chancellor.

(4) The Search Committee shall follow such procedure and criteria, for selection of the panel for the post of the Vice Chancellor, as the Government may, by notification in the official Gazette, determine.

(5) The Search Committee shall recommend to the Government, in alphabetical order without any preference, a panel of three persons who, in its opinion, are suitable for appointment as the Vice Chancellor.

(6) The Chancellor shall appoint the Vice Chancellor for each term of four years but he shall serve during the pleasure of the Chancellor.

(7) The Government shall determine the terms and conditions of service of the Vice Chancellor.

(8) The incumbent Vice Chancellor shall not be allowed any extension in his tenure but subject to eligibility he may again compete for the post of the Vice Chancellor in accordance with the procedure prescribed by or under this section.

(9) If the office of the Vice Chancellor is vacant or the Vice Chancellor is absent or is unable to perform the functions of the Vice Chancellor owing to any cause, the Pro-Vice Chancellor shall perform the functions of the Vice Chancellor but, if at any time, the office of Pro-Vice Chancellor is also vacant, or the Pro-Vice Chancellor is absent or is unable to perform the functions of the Vice Chancellor owing to any cause, the Chancellor shall make such temporary arrangements for the performance of the duties of the Vice Chancellor as he may deem fit.

(10) The Pro-Vice Chancellor or any other person acting as Vice Chancellor under subsection (9) shall not, in any case, perform the functions of the Vice

Chancellor for a period of more than six months and the Chancellor shall, within such period, ensure appointment of the Vice Chancellor under this section.

15. Powers of the Vice Chancellor.— (1) The Vice Chancellor shall be the chief executive and academic officer of the University and shall ensure that the provisions of the Act, Statutes, Regulations and Rules are faithfully observed in order to promote teaching, research, technological development, publications, administration and the general efficiency and good order of the University.

(2) The Vice Chancellor shall preside over the meetings of the Authorities of which he is the Chairperson and be entitled to attend and preside over any meeting of any other authority or body of the University.

(3) Subject to such conditions as may be prescribed, the Vice Chancellor may, in an emergency, take an action which is not otherwise in the competence of the Vice Chancellor but is in the competence of any other Authority.

(4) The Vice Chancellor shall, within seven days of taking an action under subsection (3), submit a report to the members of the Syndicate; and, the Syndicate shall, within forty five days of the action of the Vice Chancellor, pass such orders as it may deem appropriate.

(5) Subject to the general supervision and control of the Syndicate, the Vice Chancellor may:

- (a) direct a teacher, officer or other employee of the University to take up such assignment in connection with teaching, research, examination, administration and such other activities in relation to the University as he may deem necessary;
- (b) sanction expenditure provided for in the approved budget and to re-appropriate funds within the same major head of expenditure;
- (c) sanction and re-appropriate an amount not exceeding rupees one hundred and fifty thousand for an unforeseen item not provided for in the budget and report the action to the Syndicate at its next meeting;
- (d) appoint paper setters and examiners for all examinations of the University after receiving panels of names from the relevant authorities;
- (e) make such arrangements for the secrecy and scrutiny of papers, marks and results as he may consider necessary;
- (f) exercise general control and supervision over the system of examinations in the University;
- (g) appoint visiting Professors in various disciplines for a period of not more than one academic year on the terms and conditions as prescribed;
- (h) delegate, subject to such conditions as may be prescribed, any of his powers to a teacher or officer of the University; and
- (i) exercise and perform such other powers as may be prescribed or as the Syndicate may assign.

(6) The Vice Chancellor shall prepare an annual report on the activities of the University in the preceding academic year including disclosure of facts pertaining to academics, research, administration and finances of the University.

(7) The Vice Chancellor shall, within three months of the end of the academic year, submit the report under subsection (6) to the Syndicate.

16. Pro-Vice Chancellor.— (1) The Chancellor shall nominate the Pro-Vice Chancellor of the University, from amongst three senior most Professors of the University, for a term of three years.

(2) The Pro-Vice Chancellor shall perform such functions as may be assigned to him under this Act, Statutes or Regulations.

(3) The Syndicate or the Vice Chancellor may assign any other functions to the Pro-Vice Chancellor in addition to his duties as Professor.

17. Registrar.— (1) The Registrar shall be a whole time officer of the University and shall be the administrative head of the secretariat of the University and be responsible for the provision of the secretarial support to the Syndicate and the Vice Chancellor.

(2) No person shall be appointed as Registrar unless he possesses the prescribed qualifications, experience and other requirements, if any.

(3) The Syndicate shall recommend to the Government, in alphabetical order, a panel of three persons short-listed through a competitive process for appointment as Registrar.

(4) The Chancellor shall appoint the Registrar for each term of three years in such manner and on such terms and conditions as may be prescribed.

(5) The Registrar, under the general supervision of the Vice-Chancellor, shall:

- (a) be the custodian of the Common Seal and the academic records of the University;
- (b) maintain a register of the students and Registered Graduates in the prescribed manner;
- (c) supervise the conduct of elections of members of various authorities in the prescribed manner;
- (d) be the Secretary of the Syndicate, the Academic Council, the Advanced Studies and Research Board, the Selection Board and such other Committees as may be prescribed; and
- (e) perform such other duties as may be prescribed or as the Vice Chancellor or the Syndicate may assign.

(6) When the office of the Registrar is vacant or the Registrar is absent or unable to perform his functions owing to any cause, the Chancellor shall make temporary arrangements for the performance of duties of the Registrar but the period of such temporary arrangements shall not exceed six months, and the Registrar shall be appointed during that period.

18. Treasurer.— (1) The Treasurer shall be a whole time officer of the University.

(2) No person shall be appointed as Treasurer unless he possesses the prescribed qualifications, experience and other requirements, if any.

(3) The Syndicate shall recommend to the Government, in alphabetical order, a panel of three persons short-listed through a competitive process for appointment as Treasurer.

(4) The Chancellor shall appoint the Treasurer for each term of three years in such manner and on such terms and conditions as may be prescribed.

(5) The Treasurer shall:

- (a) manage the assets, liabilities, receipts, expenditure, funds and investments of the University;
- (b) prepare the annual and revised budget estimates of the University and present the estimates to the Finance and Planning Committee and the Syndicate;
- (c) ensure that the funds of the University are spent for the purposes for which they are provided;

- (d) ensure that the accounts of the University are audited annually and are available for submission to the Syndicate by 31st December each year; and
 - (e) perform such other functions as may be prescribed or as the Vice Chancellor or the Syndicate may assign.
- (6) The Treasurer shall be the Secretary of the Finance and Planning Committee.
- (7) When the office of the Treasurer is vacant or the Treasurer is absent or unable to perform his functions owing to any cause, the Chancellor shall make temporary arrangements for the performance of duties of the Treasurer but the period of such temporary arrangements shall not exceed six months, and the Treasurer shall be appointed during that period.

19. Controller of Examinations.— (1) The Controller of Examinations shall be a whole time officer of the University.

(2) No person shall be appointed as Controller of Examinations unless he possesses the prescribed qualifications, experience and other requirements, if any.

(3) The Syndicate shall recommend to the Government, in alphabetical order, a panel of three persons short-listed through a competitive process for appointment as Controller of Examinations.

(4) The Chancellor shall appoint the Controller of Examinations for each term of three years in such manner and on such terms and conditions as may be prescribed.

(5) The Controller of Examinations shall be responsible for all matters connected with the conduct of examinations and shall perform such other duties as may be prescribed or as the Vice Chancellor or the Syndicate may assign.

(6) When the office of the Controller of Examinations is vacant or the Controller of Examinations is absent or unable to perform his functions owing to any cause, the Chancellor shall make temporary arrangements for the performance of duties of the Controller of Examinations but the period of such temporary arrangements shall not exceed six months, and the Controller of Examinations shall be appointed during that period.

20. Resident Auditor.— (1) The Syndicate shall appoint, on deputation, a Resident Auditor of the University from amongst the panel recommended by the Government.

(2) The University shall request the Government to send a panel of three Government officers qualified to be appointed as Resident Auditor of the University.

(3) The Resident Auditor shall hold office for each term of three years.

(4) The Resident Auditor shall perform such functions as are prescribed or as the Syndicate may assign.

21. Other appointments.— The University may appoint such persons in its service as may be necessary in such manner and on such terms and conditions as may be prescribed.

CHAPTER IV AUTHORITIES OF THE UNIVERSITY

22. Authorities of the University.— The following shall be the Authorities of the University:

- (a) Syndicate;
- (b) Academic Council;
- (c) Boards of Faculties;

- (d) Board of Advanced Studies and Research;
- (e) Boards of Studies;
- (f) Selection Board;
- (g) Finance and Planning Committee;
- (h) Affiliation Committee;
- (i) Discipline Committee; and
- (j) such other Authorities as may be prescribed under the statutes.

23. Syndicate.— (1) The Syndicate shall consist of:

- (a) Vice Chancellor (Chairperson);
- (b) Pro-Vice Chancellor;
- (c) Secretary to the Government, Industries, Commerce and Investment Department or his nominee not below the rank of an Additional Secretary;
- (d) Secretary to the Government, Finance Department or his nominee not below the rank of an Additional Secretary;
- (e) Secretary to the Government, Law and Parliamentary Affairs Department or a nominee not below the rank of an Additional Secretary;
- (f) Chairperson, Technical Education and Vocational Training Authority or his nominee not below the rank of a whole-time General Manager;
- (g) Chairperson of the Punjab Higher Education Commission or his nominee not below the rank of a Director General;
- (h) Chairperson of the Commission or his nominee not below the rank of a whole-time member of the Commission;
- (i) two members of the Provincial Assembly of the Punjab, including at least one female member of the Assembly, to be nominated by the Speaker of the Assembly;
- (j) Vice Chancellor, Punjab Tianjin University;
- (k) one Vice Chancellor of a public sector University of Engineering and Technology in the Province to be nominated by the Chancellor;
- (l) two Deans to be nominated by the Chancellor;
- (m) five persons including at least two women, of eminence to be nominated by the Chancellor; and
- (n) one principal of an affiliated college to be nominated by the Government.

(2) The Registrar shall be the Secretary of the Syndicate.

(3) The members of the Syndicate, other than *ex officio* members, shall be appointed for a term of three years but they shall serve during the pleasure of the Chancellor.

(4) The quorum for a meeting of the Syndicate shall be one half of the total number of members, a fraction being counted as one.

(5) The Registrar shall, with the approval of the Chairperson of the Syndicate, summon a meeting of the Syndicate.

(6) The Syndicate shall take decision by majority of the votes of members present and voting and the Registrar shall clearly reflect in the minutes of the meeting the dissent, if any, along with the reasons of such dissent. The Chairperson shall have a casting vote in case of equality of the votes.

24. Powers and duties of the Syndicate.— (1) The Syndicate shall be the executive body of the University and shall, subject to the provisions of the Act and

the Statutes, take effective measures to raise the standard of teaching, research, technological development, publication and other academic pursuits and exercise general supervision over the affairs of the University and management of the property of the University.

(2) Without prejudice to the generality of the foregoing powers and subject to the provisions of the Act, the Syndicate may:

- (a) hold, control and administer the property and funds of the University;
- (b) 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 deem fit;
- (c) consider and approve the annual report, the annual and revised budget estimates and to re-appropriate funds from one major head of expenditure to another;
- (d) transfer and accept transfer of movable or immovable property on behalf of the University;
- (e) enter into, vary, carry out or cancel contracts on behalf of the University;
- (f) 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;
- (g) invest any money belonging to the University including any unapplied income in any of the securities described in section 20 of the Trusts Act 1882 (*II of 1882*), or in the purchase of immovable property or in such other manner, as it may determine, with the like powers of varying such investments;
- (h) receive and manage any property transferred, grants, bequests, trusts, gifts, donations, endowments and other contributions made to the University;
- (i) determine the form, custody and regulations of the use of the common seal of the University;
- (j) provide buildings, libraries, premises, furniture, apparatus, equipment and other means required for carrying out the work of the University;
- (k) establish and maintain halls of residence and hostels or approve or license hostels or lodgings for the residence of students;
- (l) affiliate or de-affiliate a college and an institute;
- (m) admit educational institutions to the privileges of the University and withdraw such privileges;
- (n) arrange for the inspection of the academic departments;
- (o) institute Professorships, Associate Professorships, Assistant Professorships, Lectureships and other posts, and suspend or abolish such posts;
- (p) create, suspend or abolish such administrative, technical, research, extension or other posts as may be necessary;
- (q) appoint University teachers and other officers on the recommendation of the Selection Board for teaching and other managerial posts;
- (r) confer, with prior approval of the Chancellor, an honorary degree on a person of eminence in the prescribed manner;

- (s) prescribe the duties of the officers, teachers and other employees of the University and of those working in the University on deputation or on contract;
- (t) appoint members to the various Authorities, committees and bodies in the prescribed manner;
- (u) remove any person from the membership of an Authority if such person has accepted any assignment which involves absence from the University for a continuous period of more than six months;
- (v) regulate, determine and administer, all other matters concerning the University and for the purpose exercise all necessary powers not specifically mentioned in the Act and Statutes but not inconsistent with the provisions of the Act and Statutes;
- (w) appoint Professor Emeritus on such terms and conditions as may be prescribed;
- (x) suspend, punish and remove from service in the prescribed manner officers, teachers and employees whom it is empowered to appoint;
- (y) approve Statutes and recommend those drafts of the Statutes which pertain to terms and conditions of service of the University employees, for approval of the Chancellor;
- (z) approve Regulations recommended by the Academic Council; and
- (aa) perform such other functions as may be assigned to it under the Act and the Statutes.

(3) The Syndicate may delegate any of its functions to an Authority or officer or a committee or sub-committee, except the following functions:

- (a) approval of Statutes or recommendation of the drafts of the Statutes to the Chancellor;
- (b) approval of Regulations;
- (c) approval of annual budget of the University, annual report, the annual and revised budget estimates and re-appropriation of funds from one major head of expenditure to another;
- (d) approval of investment or purchase of immovable property by the University; and
- (e) transfer of immovable property of the University.

25. Academic Council.— (1) The Academic Council shall consist of:

- (a) Vice Chancellor (Chairperson);
- (b) Pro-Vice Chancellor;
- (c) Deans;
- (d) Director, Board of Advanced Studies and Research;
- (e) two senior most Professors, other than *ex officio* members, from each academic department;
- (f) all Professors Emeritus;
- (g) all Chairpersons;
- (h) two Associate Professors, two Assistant Professors and two Lecturers, to be elected by and from amongst themselves, out of whom at least two shall be women;
- (i) an eminent person each in pure sciences, social sciences and Arts to be nominated by the Chancellor in consultation with the Vice Chancellor but one of them shall be a woman;

- (j) Secretary to the Government, Higher Education Department or his nominee not below the rank of a Deputy Secretary;
- (k) Director Public Instructions (Colleges) of the Government;
- (l) Librarian of the University;
- (m) Controller of Examinations;
- (n) five experts in the field of education, including at least two women, to be nominated by the Chancellor; and
- (o) Registrar (Member/Secretary).

(2) A member of the Academic Council, other than an *ex officio* member, shall hold office for three years; and, the vacancy, if any, shall be filled for the remaining period in the prescribed manner.

(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.

26. Powers and duties of the Academic Council.— (1) The Academic Council shall be the academic body of the University and shall, subject to the provisions of the Act, the Statutes and the Regulations, have the powers to lay down proper standards of instruction, research, publication and examination and to regulate and promote the academic life of the University and affiliated colleges.

(2) In particular and without prejudice to the generality of the foregoing provisions, the Academic Council may:

- (a) advise the Syndicate on academic matters;
- (b) regulate teaching, research and examinations;
- (c) regulate the admission of students to the courses of studies and examinations of the University and affiliated colleges or institutes;
- (d) regulate the award of studentships, scholarships, medals and prizes;
- (e) regulate the conduct and discipline of students of the University and affiliated colleges and institutes;
- (f) propose to the Syndicate the schemes for the constitution and organization of faculties, institutes and other academic bodies;
- (g) propose regulations on the recommendations of the Boards of Faculties and the Boards of Studies for consideration and approval of the Syndicate;
- (h) propose for each academic year, on the recommendations of the Boards of Studies, Regulations prescribing the courses of studies, the syllabi and the outlines of tests for all examinations; but, if the recommendations of a Board of Faculties or Board of Studies are not received by the prescribed date, the Academic Council may, subject to the approval of the Syndicate, permit such Regulations to continue for the following year;
- (i) recognize the examinations of other Universities or examining bodies as equivalent to the corresponding examinations of the University;
- (j) appoint members to the Authorities in accordance with the provisions of the Act; and
- (k) perform such other functions as may be prescribed or assigned by the Syndicate.

27. Boards of Faculty.— (1) There shall be a Board of Faculty for each Faculty, consisting of:

- (a) Dean of the Faculty (Chairperson);

- (b) Professors and the Chairpersons in the Faculty;
- (c) two members to be nominated by the Academic Council on the basis of their specialized knowledge of the 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;
- (d) two experts, including at least one woman, in the field from outside the University to be appointed by the Syndicate; and
- (e) one member from amongst the officers of the University to be nominated by the Vice Chancellor.

(2) The members, other than *ex officio* members, of a Board of Faculty shall hold office for a period of three years.

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

(4) A Board of Faculty, subject to the general control of the Syndicate and Academic Council, may:

- (a) co-ordinate the teaching and research work in the subjects assigned to the Faculty;
- (b) scrutinize the recommendations of the Board of Studies in the Faculty with regard to the appointment of paper setters and examiners for graduate and postgraduate examinations and to forward the panels of suitable paper setters and examiners for each examination to the Vice Chancellor;
- (c) consider any other academic matter relating to the Faculty and to submit its report to the Academic Council;
- (d) prepare a comprehensive annual report regarding the performance of each department, constituent college or institute in the Faculty for presentation to the Academic Council; and
- (e) perform such other functions as may be prescribed by Statutes.

28. Dean.— (1) There shall be a Dean of each Faculty and the Dean shall be the Chairperson and Convener of the Board of Faculty.

(2) The Chancellor shall appoint the Dean of a Faculty from amongst the three senior most Professors in the Faculty for a period of three years and he shall be eligible for re-appointment:

Provided that if no Professor is available in a Faculty, a Professor from some other Faculty may act as Dean till a Professor of the Faculty itself is appointed.

(3) The Dean shall present candidates for admission to degrees, except an honorary degree, in the courses falling within the purview of the Faculty.

(4) The Dean shall exercise such administrative and academic powers as may be delegated to him.

29. Teaching Departments and Chairpersons.— (1) There shall be a teaching department or an institute for each subject or a group of subjects, as may be prescribed by the Regulations and each teaching department or an institute shall be headed by the Chairperson.

(2) The Chairperson of a teaching department or an Institute shall be appointed by the Syndicate on the recommendation of the Vice-Chancellor from amongst the three senior most Professors of the department or, as the case may be, the institute for a period of three years and shall be eligible for re-appointment but if, in a Department or Institute, three Professors are not available, the appointment shall be made from amongst the three senior most Professors and Associate Professors of the Department or Institute:

Provided that in a Department or an Institute, where there is no Professor or Associate Professor, no such appointment shall be made and the department or institute shall be looked after by the Dean of the Faculty with the assistance of the senior most teacher of the department or institute.

(3) The Chairperson shall plan, organize and supervise the work of the department or institute and shall be responsible to the Dean for the work of his department or institute.

30. Board of Advanced Studies and Research.— (1) The Board of Advanced Studies and Research shall consist of:

- (a) Vice Chancellor (Chairperson);
- (b) all the Deans;
- (c) Controller of Examinations;
- (d) one University Professor from each Faculty to be nominated by the Syndicate;
- (e) one member from amongst the officers of the University to be nominated by the Vice Chancellor;
- (f) three members from the relevant field, research organizations and the Government, including at least one woman from any of the categories, to be nominated by the Syndicate; and
- (g) Registrar (Secretary).

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

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

31. Functions of the Board of Advanced Studies and Research.— The Board of Advanced Studies and Research shall:

- (a) advise an Authority on all matters connected with the promotion of advanced studies and research publication in the University;
- (b) consider and report to an Authority with regard to a research degree of the University;
- (c) propose regulations regarding the award of a research degree;
- (d) appoint supervisors for a postgraduate research student and to approve title and synopsis of a thesis or dissertation;
- (e) recommend panels of names of examiners for evaluation of a research examination; and
- (f) perform such other functions as may be prescribed by the statutes.

32. Boards of Studies.— (1) There shall be a separate Board of Studies for each subject or group of subjects as may be prescribed by Regulations.

(2) A Board of Studies shall consist of:

- (a) all the teachers of the department concerned;
- (b) experts or teachers, not less than three but not more than five, other than University teachers to be determined and appointed by the Syndicate according to the need of each Board; and
- (c) not more than five teachers of the affiliated colleges teaching graduate and post-graduate courses in that subject to be nominated by the Academic Council.

(3) The term of office of members of a Board of Studies other than *ex officio* members shall be three years.

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

(5) The Chairperson of the concerned Department or institute shall be the Chairperson of the Board of Studies.

33. Functions of Boards of Studies.— A Board of Studies shall:

- (a) advise the Authorities on all academic matters connected with instruction, publication, research and examination in the subject or subjects concerned;
- (b) propose curricula and syllabi for all degree, diploma and certificate courses in the subject or subjects concerned;
- (c) suggest a panel of names of paper setters and examiners in the subject or subjects concerned; and
- (d) perform such other functions as may be prescribed by the Regulations.

34. Selection Board.— (1) The Selection Board shall consist of:

- (a) Vice Chancellor (Chairperson);
- (b) Dean of the faculty concerned;
- (c) Chairperson concerned;
- (d) one member of the Syndicate to be nominated by the Syndicate;
- (e) one eminent scholar to be nominated by the Syndicate;
- (f) two experts, including at least one woman, to be nominated by the Government; and
- (g) Registrar (Secretary).

(2) The members, other than *ex officio* members, shall hold office for a period of three years.

(3) Five members including at least one expert shall constitute the quorum for a meeting of the Selection Board.

(4) No member who is a candidate or whose family member is a candidate, for a post to which appointment is to be made, shall take part in the proceedings of the Selection Board for selection of a candidate to such post.

(5) In selection of candidates for the post of Professor or Associate Professor, the Selection Board shall co-opt or consult three experts in the subject and in selecting candidates for any other teaching post, two experts in the subject, to be nominated by the Vice Chancellor from a standing list of experts for each subject approved by the Syndicate.

(6) The Syndicate may approve or revise the standing list of experts of a subject on the recommendation of the Selection Board.

35. Functions of the Selection Board.— The Selection Board shall:

- (a) consider the applications and recommend to the Syndicate, the names of suitable candidates for appointment to teaching and other posts and recommend suitable salary for the selected candidate "subject to the Provisions of the Act, the statutes and Regulations"; and
- (b) consider all cases of promotion of officers of the University and recommend the names of suitable candidates for such promotion to the Syndicate.

36. Finance and Planning Committee.— (1) The Finance and Planning Committee shall consist of:

- (a) Vice Chancellor (Chairperson);
- (b) all the Deans;
- (c) one member of the Syndicate to be nominated by the Syndicate;

- (d) one member of the Academic Council to be nominated by the Academic Council;
 - (e) one representative each from Higher Education Department and Finance Department of the Government not below the rank of a Deputy Secretary;
 - (f) Director Planning or any other nominee of the Commission;
 - (g) one nominee of Punjab Higher Education Commission who deals with finance and planning;
 - (h) Registrar; and
 - (i) Treasurer (Secretary).
- (2) The term of office of the nominated members shall be three years.
- (3) Six members of the Finance and Planning Committee shall constitute the quorum for a meeting of the Committee.

37. Functions of the Finance and Planning Committee.— The Finance and Planning Committee shall:

- (a) prepare the annual statement of accounts, propose annual budget estimates and make recommendations to the Syndicate;
- (b) periodically review the financial position of the University;
- (c) advise the Syndicate on all matters relating to finance, investments and accounts of the University; and
- (d) perform such other functions as may be prescribed by the Statutes.

38. Affiliation Committee.— (1) The Affiliation Committee shall consist of:

- (a) the Chairperson to be nominated by the Syndicate;
- (b) two Professors to be nominated by the Academic Council;
- (c) two teachers to be nominated by the Syndicate; and
- (d) a representative of the Higher Education Department not below the rank of Deputy Secretary.

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

(3) The Affiliation Committee may co-opt not more than three experts who shall be counted for the quorum of an inspection by the Affiliation Committee.

(4) The quorum for a meeting of, or an inspection by, the Affiliation Committee shall be three.

(5) The Deputy Registrar dealing with the affiliation cases or such other person as may be designated by the Vice-Chancellor for this purpose shall act as Secretary of the Committee.

39. Functions of the Affiliation Committee.— The Affiliation Committee shall:

- (a) inspect the educational institution seeking affiliation with, or admission to, the privileges of the University and to advise the Syndicate thereon;
- (b) inquire into complaints alleging breach of conditions of affiliation by the affiliated colleges and to advise the Syndicate thereon; and
- (c) perform such other functions as may be prescribed by the Regulations.

40. Discipline Committee.— (1) The Discipline Committee shall consist of:

- (a) the Chairperson to be nominated by the Vice-Chancellor;
- (b) two Professors to be nominated by the Academic Council;
- (c) two Professors to be nominated by the Syndicate; and
- (d) the teacher or officer-in-charge of students' affairs, by whatever name called (Member/Secretary).

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

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

- 41. Functions of the Discipline Committee.**— The Discipline Committee shall:
- (a) propose Regulations to the Academic Council relating to the conduct of University students, maintenance of discipline and breach of discipline; and
 - (b) perform such other functions as may be prescribed by Statutes.

42. Appointment of Committees by Authorities.— An Authority may, from time to time, appoint such standing, special or advisory committees as it may deem fit, and may also nominate such persons on the committees as are not members of the Authorities appointing the committees.

CHAPTER V STATUTES, REGULATIONS AND RULES

43. Statutes.— (1) Subject to the provisions of the Act, the Syndicate may make Statutes to provide for and regulate all or any of the following matters:

- (a) scales of pay, method of recruitment and other terms and conditions of service of officers, teachers and other employees of the University and the constitution of their pension, insurance, gratuity, provident fund and benevolent fund;
- (b) conduct and discipline of the officers, teachers and other employees of the University;
- (c) constitution, powers and duties of the Authorities and related matters;
- (d) affiliation and de-affiliation of colleges or institutes, and related matters;
- (e) admission of educational institutions to the privileges of the University and the withdrawal of such privileges;
- (f) establishment of institutes, faculties, constituent colleges, departments and academic divisions;
- (g) powers and duties of officers, teachers and employees of the University;
- (h) conditions for appointment of Professors Emeritus;
- (i) conditions on which the University may enter into arrangements with public bodies or other organizations for purposes of research and advisory services;
- (j) general scheme of studies including the duration of courses, the system of examinations and the number of subjects and papers for examinations;
- (k) award of honorary degrees;
- (l) maintenance of register of students and registered graduates; and
- (m) all other matters which are to be prescribed or regulated by the Statutes.

(2) The Syndicate shall propose the draft of Statutes under clause (a) of subsection (1) to the Chancellor who may approve the Statutes, with or without any modifications, or may refer the Statutes back to the Syndicate for reconsideration or may reject the Statutes:

Provided that:

- (a) the Statutes affecting the constitution or powers of any Authority shall not be proposed or approved until such Authority has been given an opportunity of expressing its opinion in writing on the proposal; and
- (b) the Statutes under clause (a) of subsection (1) shall not be effective until they have been approved by the Chancellor.

44. Regulations.— (1) Subject to the provisions of the Act and the Statutes, Regulations may be framed for any of the following matters:

- (a) courses of study for degrees, diplomas and certificates of the University;
- (b) manner of teaching in the University and affiliated colleges;
- (c) admission of students to the University and conditions under which they are admitted or allowed to take courses and examinations of the University and become eligible for the award of degrees, diplomas and certificates;
- (d) conduct of examinations;
- (e) fees and other charges to be paid by the students for admission to the courses of study and the examinations of the University;
- (f) conduct and discipline of students of the University;
- (g) conditions of residence of the students of the University including the levying of fees for residence in halls of residence and hostels;
- (h) approval and licensing of hostels and lodgings;
- (i) conditions under which a person should conduct research to entitle him to a degree;
- (j) institution of fellowships, scholarships, exhibitions, medals and prizes;
- (k) institution of stipends and free and half-free studentship;
- (l) academic costumes;
- (m) use of the library; and
- (n) establishment of academic departments.

(2) The Academic Council shall prepare and submit the Regulations to the Syndicate and the Syndicate may approve the Statutes, with or without modifications or refer them back to the Academic Council for reconsideration or reject them.

45. Rules.— (1) An Authority or a body of the University may make Rules consistent with the Act, Statutes and Regulations, to regulate the conduct of its business.

(2) The Syndicate may direct an Authority or a body of the University to amend or repeal any Rules made by the Authority or body.

CHAPTER VI FINANCES

46. University Fund.— (1) There shall be a Fund to be known as the Mir Chakar Khan Rind University of Technology Dera Ghazi Khan Fund to which shall be credited all sums received by the University.

(2) The University may accept donations in the shape of land, vehicles, equipment or any other items that may facilitate the functioning of the University and all such donations shall be used, maintained and disposed of by the University in the prescribed manner.

47. Budget, audit and accounts.— (1) The budget of the University shall be approved and its accounts shall be maintained and audited in such manner as may be prescribed by the Syndicate.

(2) No expenditure shall be made from the University Fund unless:

- (a) the expenditure is included in the approved budget of the University; and
- (b) a bill for its payment has been audited by the Resident Auditor in conformity with the Statutes, Regulations and Rules.

(3) The annual statement of accounts of the University signed by the Treasurer and the Resident Auditor shall be submitted to the Government within six months of the closing of the financial year.

(4) The accounts of the University together with audit objections, if any, and the observations of the Auditor appointed by the Government and the Treasurer shall, in the prescribed manner, be presented to the Syndicate with the remarks of the Finance and Planning Committee.

CHAPTER VII MISCELLANEOUS

48. Appeal.— (1) Subject to sub-section (2) and sub-section (3), where an order is made punishing any officer, other than the Vice-Chancellor, teacher or other employee of the University or altering or interpreting to his disadvantage the prescribed terms or conditions of his service, he shall, where the order is made by the Vice-Chancellor or any other officer or teacher of the University, have the right to appeal to the Syndicate, against the order, and where the order is made by the Syndicate, have the right to appeal to the Chancellor for review of that order, within thirty days of the receipt of the order.

(2) An appeal to the Chancellor under subsection (1) shall be submitted to the Vice-Chancellor and he shall present it to the Chancellor with his comments.

(3) An order under this section shall not be passed unless the person to be affected thereby is afforded an opportunity of being heard.

49. Tripartite mobility.— (1) Any officer, teacher of the Government or employee of the University on the recommendation of the Syndicate may be directed to serve in any post in the University or under the Government or an educational or research institution in public interest.

(2) The Government may, in consultation with the Selection Board, place the services of an employee of the Government or of any other University or an educational or research institution at the disposal of the University in the public interest.

(3) The terms and conditions of service of an officer or employee under this section shall not be less favorable than those enjoyed by him immediately before his services are placed at the disposal of the University, Government, educational or research institution, and full benefit of his previous service shall continue to remain in force until altered in accordance with law.

50. Transition.— The Chancellor shall constitute a Chancellor's Committee to exercise the powers assigned to the Syndicate under the Act till such time the Syndicate is constituted in accordance with the provisions of the Act.

51. Removal of difficulties.— If any difficulty arises in giving effect to any of the provisions of the Act, the Government may, within two years from the commencement of the Act, give such directions, not inconsistent with the Act, as it may consider necessary for the removal of such difficulty.

52. Indemnity.— No suit or legal proceedings shall lie against the Government, the University or any Authority, officer or employee of the Government or the University or any person in respect of anything which is done in good faith under the Act.

53. Savings.— On the commencement of the Act, everything done, action taken, obligations and liabilities incurred, rights and assets acquired, persons appointed or authorized, jurisdictions or powers conferred, endowments, bequests, funds or trusts created, donations or grants made, orders issued immediately before the commencement of the Act in respect of Government College of Technology Dera Ghazi Khan shall be deemed to have respectively been done, taken, incurred, acquired, appointed, conferred, created, made or issued under the Act.

STATEMENT OF OBJECTS AND REASONS

The Bill seeks to establish Chakar Khan Rind University of Technology Dera Ghazi Khan for purposes of teaching, training, research and for the application, advancement and dissemination of knowledge in the field of technology. The University shall provide avenues of higher education in the field of technical education. The establishment of the University is expected to produce high quality technologists to meet the needs of modern day industry especially in the wake of launch of CPEC. Hence, this Bill.

MINISTER INCHARGE

Lahore:
25 January 2019

MUHAMMAD KHAN BHATTI
Secretary