

**THE BALOCHISTAN UNIVERSITY OF INFORMATION
TECHNOLOGY, ENGINEERING AND MANAGEMENT SCIENCES
QUETTA ORDINANCE, 2002**

(Balochistan Ordinance XI of 2002)

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**¹ THE BALOCHISTAN UNIVERSITY OF INFORMATION TECHNOLOGY,
ENGINEERING AND MANAGEMENT SCIENCES QUETTA
ORDINANCE, 2002**

(Balochistan Ordinance XI of 2002)

[18th July, 2002]

An Ordinance to provide for the establishment of the Balochistan University of Information Technology and Management Sciences Quetta.

Preamble.

WHEREAS it is expedient to provide for the establishment of the Balochistan University of Information Technology and Management Sciences Quetta and for matters ancillary thereto;

AND WHEREAS the Governor of Balochistan is satisfied that circumstances exist which render it necessary to take immediate action;

NOW, THEREFORE, in pursuance of Article 4 of the Provisional Constitution (Amendment) Order, 1999 (Chief Executive's Order No. 9 of 1999) and in exercise of all powers enabling him in that behalf, the Governor of Balochistan is pleased to make and promulgate the following Ordinance:—

Short title and commencement.

1. (1) This Ordinance may be called the Balochistan University of Information Technology ²[, Engineering] and Management Sciences Quetta Ordinance, 2002.

(2) It shall come into force at once.

Definitions.

2. In this Ordinance, unless there is anything repugnant in the subject or context;

(a) "Academic Council" means the Academic Council of the University;

(b) "Affiliated Collage" means an educational

¹ This Ordinance was made by the Governor of Balochistan on 8th July, 2002; and published in the Balochistan Gazette (Extraordinary) No. 42, dated 18th July, 2002.

Being an Ordinance made by Governor under Provisional Constitution (Amendment) Order, 1999 (Chief Executive Order 9 of 1999), protected first under Article 270-AA [as amended vide Constitution (Seventh Amendment) Act, 2003 (Act III of 2003)]; and later declared continue in force by clause (2) of Article 270-AA [as amended vide Constitution (Eighteenth Amendment) Act, 2010 (Act X of 2010)] of the Constitution of Islamic Republic of Pakistan, 1973.

² Inserted by Balochistan Act XII of 2015; passed by the Provincial Assembly of Balochistan on 3rd October, 2015; assented to by Governor of Balochistan on 12th October, 2015; and published in the Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015.

Earlier it was amended so by Ordinance I of 2008, made by Governor Balochistan on 7th March, 2008; and published in the Balochistan Gazette (Extraordinary) No. 17, dated 8th March, 2008, which stand repealed after expiration of a period of 90 days.

institution affiliated to the University, but not maintained or administered by it;

- (c) "Authority" means any of the Authority of the University specified in this Ordinance;
- (d) "Chairperson" of a Department means Head of a Teaching Department;
- (e) "Chancellor" means the Chancellor of the University.
- (f) "Dean" means the Chairperson of the Board of a Faculty;
- (g) "Director" means the Director of an Institute;
- (h) "Faculty" means the Faculty of University.
- (i) "Government" means Government of Balochistan.
- (j) "Officer" means an Officer of the University specified in this Ordinance.
- ¹[(j-a) "Ordinance" means the Balochistan University of Information Technology, Engineering and Management Science Quetta, Ordinance, 2002 (Ordinance No XI of 2002);]
- (k) "Prescribed" means as prescribed by Regulation, rules or Statutes;
- (l) "Principal" means the head of a College.
- (m) "Professor Emeritus" and "Honorary Professor" means a retired Professor working in a Faculty in the capacity of an Emeritus of Honorary Professor.
- ²[(m-a) "Pro-Vice Chancellor" means the Pro-Vice Chancellor of the University.]
- (n) "Regulation" "Rules" and "Statutes" mean respectively the Regulation, Rules and Statutes made or deemed to have been made under this Ordinance.

¹ New clause (j-a) inserted by Act No. XII of 2015, passed by the Provincial Assembly of Balochistan on 3rd October, 2015; assented to by Governor of Balochistan on 12th October, 2015; and published in the Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015.

Earlier inserted by Balochistan Ordinance I of 2008, *see* footnote 2 under section 1(1).

² New clause (o-a) inserted by Act No. XII of 2015, passed by the Provincial Assembly of Balochistan on 3rd October, 2015; assented to by Governor of Balochistan on 12th October, 2015; and published in the Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015.

Earlier it was inserted by Ordinance I of 2008, *See* footnote 2 under section 1(1).

(o) "Syndicate" means the Syndicate of the University.

¹[(o-a) "Senate" means the senate of the University, constituted under section 18-A of this Act;]

(p) "Teacher" includes Professor, Associate Professors, Assistant Professor, Lecturers and research staff engaged whole time by the University for teaching degree, honors or post graduate classes and such other persons as may be recognized to be Teachers by the University.

(q) "Teaching Department" means a constituent Institute, College or Department, where teaching or research is being undertaken;

(r) "University College/Institute" means a College/Institute maintained and administered by the University;

(s) "University" means the Balochistan University of Information Technology¹[, Engineering] and Management Sciences Quetta constituted under this Ordinance, and includes University Institute, Department and Colleges and

(t) "Vice-Chancellor" means the Vice-Chancellor of the University.

Establishment of the University.

3. (1) There shall be established a University to be called Balochistan University of Information Technology²[, Engineering] and Management Sciences Quetta consisting of the Chancellor, the Vice-Chancellor, the Dean, members of Syndicate, the Academic Council, the Board of Faculties the member of University bodies, the teachers and students of the University, its constituent units and Colleges and such other officers and members of staff as may, from time to time, be determined, to be the offices and members of staff of the University.

(2) The University shall be a body corporate by name of Balochistan University of Information Technology¹[, Engineering] and Management Sciences Quetta having

¹ Comma and the word "Engineering" inserted, *ibid*.

² Comma and word "Engineering" inserted by Act No. XII of 2015, passed by the Provincial Assembly of Balochistan on 3rd October, 2015; assented to by Governor of Balochistan on 12th October, 2015; and published in the Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015.

Earlier it was inserted by Ordinance I of 2008, See footnote 2 under section 1 (1).

perpetual succession and a common seal, with power among others, to acquire, hold and dispose of any property or investment and shall by the said name sue and be sued.

University open to all.

4. The University shall be open to persons of either sex of whatever religion, race creed, color or domicile who are academically qualified for admission to the course of study offered by University and no such person shall be denied the privileges of the University on the ground of sex, religion, creed, caste, race class, colour or domicile.

The power and function of the University.

5. (1) The purpose of the University shall be the promotion and dissemination of knowledge in areas of emerging science and Technology to provide for instruction, training research, demonstration and service in such branches of learning as the University may determine.

(2) The University shall have the powers:—

- (a) to provide for instruction in such branches of learning as it may deem fit, and to make provisions for research and for the advancement and dissemination of knowledge in such manner as it may determine;
- (b) to admit and examine students;
- (c) to award and confer degrees, diplomas, certificates and other academic distinctions to and on persons who have been admitted to and have passed its examinations under prescribed conditions;
- (d) to confer degrees on persons who have carried out independent research under prescribed conditions;
- (e) to confer in the manner prescribed honorary degrees or other distinctions on persons approved by the syndicate for the purpose;
- (f) to affiliate other institution or branches or Departments thereof, to recognize selected members of the staff thereof as teachers or the University, to admit the

members thereof to any of the privileges of the University and to accept attendance at courses of study at the University upon such terms and conditions and subject to such Regulation as may from time to time be determined by the University and established campuses, Faculties in Pakistan or abroad under prescribed conditions and in accordance with any law for the time being in force in this behalf for better discharge of its functions and responsibilities;

- (g) to admit Colleges and other educational institutions to its privileges withdraw such privileges under prescribed manner;
- (h) to inspect Colleges, affiliated or seeking affiliation with it;
- (i) to accept the examinations passed, on the periods of study spent by the students, of the University at other Universities, Colleges or places of learning as equivalent to such examinations and periods of study in the University as it may determine, and to withdraw such acceptances;
- (j) to Institute Professorship, Associate Professorship, Assistant Professorship, or Lectureships and any other posts and to appoint person thereto and to remove them from such offices, and to prescribe the conditions of service;
- (k) to create posts in connection with teaching, research extension, training and administration of affairs and for any other purpose related thereto and appoint persons thereto;
- (l) to Institute and award fellowships, scholarships, bursaries, medals, prizes and other aids of study and research under prescribed manner;

(m) to establish Institutes, Colleges, Departments, Centers of advanced studies Museums, Herbaria and other centers of learning for the development of teaching and research and to make suitable arrangements for the maintenance, management and administration;

- (n) to charge and receive such fees and other payments as it may determine;
- (o) to use the financial and other resources allocated to it for the execution of functions;
- (p) to make provisions for research and advisory services and with these objectives to enter into

arrangements with other institutions or with public bodies within Pakistan and abroad under prescribed conditions and in accordance with any law for the time being in force in this behalf;

- (q) to enter into agreements, contracts and other arrangements with institutional bodies and individuals for carrying out its

functions and activities;

- (r) to receive and manage property transferred, or grants, bequests, trust gifts, donations, endowments and other contributions made, to the University and invest any Fund representing such property, grants, bequests, trusts, gift, donations,

endowments or contributions and convert one kind of property into another, in such manner as it may deem fit;

- (s) to provide for reward or otherwise, such good and services for members of staff of the University and their families guests and servants as may be deemed expedient and consistent with the object of the

University as a place of education learning and research .

- (t) to deprive persons of any degrees, diplomas, licenses, certificates or other distinctions conferred on or granted to them by the University for reasons to be given by the University;
- (u) to prescribe rules for the Discipline of the

students of the University;

- (v) to make provision for research, design, development and advisory services and with these objects to enter into such arrangements with other institutions, companies, organizations or bodies as may be thought desirable, *and*

(w) to establish and maintain and to administer and govern hostels and other institutions for the residence of the students of the University and to supervise such hostels and other institutions and license and supervise other places of residence, whether or not maintained by the University.

Teaching and
examinations.

6. (1) All recognized teaching in various courses in the University and affiliated Colleges shall be conducted in the prescribed manner, and it may include lectures, discussions, seminar, demonstrations as well as practical work in laboratories and workshops and other methods of instruction including, but not limited to voice, graphics, text, dynamic content, and data structures of all types whether they are in electronic, visual, auditory, optical or any other form.

(2) The teaching in 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 the curricula for teaching in the University and 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 Bachelor's

level in the University and Affiliated Colleges; provided that non-Muslim students may opt for "Ethics and Pakistan studies".

(5) The University may associate external examiners for conduct of examinations as and when necessary.

Jurisdiction of the
University.

7. The University shall exercise the powers conferred on it by or under this Ordinance within the territorial limits of the Balochistan Province and in respect of the institution over

which it has jurisdiction in accordance with law.

Officers of the
University.

8. The following shall be the officers of the University,
namely:—

1. The Chancellor.
2. The Vice-Chancellor.
- ¹[2 (a) Pro-Vice Chancellor.]

¹ Now clause 2-A inserted by Act XII of 2015; passed by the Provincial Assembly of Balochistan on 3rd October, 2015; assented to by Governor of Balochistan on 12th October, 2015; and published in the Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015.

3. The Registrar.
4. The Deputy Registrar.
5. The Professors.
6. The Associate Professors.
7. The Assistant Professors.
8. The Lecturer.

9. The Controller of Examinations.
10. The Deputy Controller of Examinations.
11. The Director finance.
12. The Controller of Examinations.
13. The Librarian and
14. The Assistant Registrar

15. The Accounts officer

16. Such other officers as may be appointed by the
Syndicate.

Chancellor.

9. (1) The Governor of Balochistan shall be the
Chancellor of the University.

(2) the Chancellor or in his absence, the Vice
Chancellor shall preside at the convocation of the University.

(3) Where the Chancellor is satisfied that the proceedings of any Authority or the orders of any Officers are not in accordance with the provision of this Ordinance, Statutes, the Regulations or the Rules, he may, after calling upon such Authority or Officer to show cause as to why such proceedings or orders should not be annulled, and by an order in writing, annul such proceedings or orders.

(4) Every proposal to confer an honorary degree

shall subject to confirmation by the Chancellor.

(5) The Chancellor shall have the powers to assent to such Statutes as are required to be submitted to him by the University or withhold assent or refer them back to the University for reconsideration.

(6) The Chancellor may remove any person from the memberships of any Authority of the University if such

person:—

- (a) has become of unsound mind; *or*
- (b) has become subject to an incapacity from functioning as a member of such Authority; *or*
- (c) does not attend three consecutive meetings without intimation to the

Vice Chancellor; *or*

- (d) remains absent from the country for more-then six months without intimation to the Vice Chancellor; *or*
- (e) has been convicted by the court of law of an offence involving moral turpitude.

Visitation.

10. (1) The Chancellor may cause an inspection or

inquiry to be made in respect of any matter directly or indirectly connected with affairs of the University and shall from time to time appoint one or more persons to conduct inspection of:—

- (a) the University its buildings, libraries, museums, workshops and or any other installation.
- (b) any institution College or hostel maintained, recognized or licensed by the

University.

(c) the teaching and other work conducted held by the University.

(d) the conduct of examination held by the University.

(2) The Chancellor shall give notice to the syndicate of his intention to cause an inspection or inquiry to be made

under sub-section (1) and the Syndicate shall be entitled to be represented there at.

(3) After the inspection or inquiry is completed the Chancellor shall cause his views as a result thereof to be communicated to the Syndicate and after ascertaining the reaction of the Syndicate, the Chancellor may advise the Syndicate to refrain from taking an action or to take such action within such time, as he may specify in this behalf.

(4) Where the Syndicate fails to carry out the advice of the Chancellor given under sub-section (3), the Chancellor may, after considering the explanation or representations, if any made by the Syndicate, issue such directions as he may deem fit, and the Vice Chancellor shall comply with such directions.

Vice-Chancellor.

11. (1) The Vice Chancellor shall be appointed by the Chancellor on such terms and conditions as the Chancellor may determine, and shall hold office during the pleasure of the

Chancellor for a term not exceeding four years.

(2) At any time when the office of Vice Chancellor is vacant or he is absent or is unable to perform the functions of the office due to illness or some other cause, the Chancellor shall make such arrangements for the performance of the duties of the Vice Chancellor as he may deem fit.

Powers and duties of the Vice- 12. (1) The Vice-Chancellor shall be the principal

Chancellor. executive and academic officer of the University and shall ensure that the provisions of this Ordinance, the Statutes, the Regulation and the Rules are faithfully observed in order to promote general efficiency and good order the University and shall have all powers necessary for this purpose include administrative control over all officers teachers and students employees of University.

(2) The Vice Chancellor shall, besides presiding at

convocation of University in the absence of the Chancellor, shall if present preside at the meetings of the Authorities or other bodies of the University, Colleges and institutions of which Vice-Chancellor may not be the head.

(3) The Vice Chancellor may take such action in an emergency as may considered necessary by him and report thereafter as soon as possible, the action so taken to the officers, Authority or other body which in the ordinary course, would

have taken that action.

(4) The Vice Chancellor shall also have the powers:—

- (a) to create and fill temporary posts for a period not exceeding six months;
- (b) to sanction all expenditure provided for in the approved budget and appropriate

Funds within the same major head expenditure;

- (c) to sanctions re-appropriation of an amount not exceeding five hundred thousand rupees for an unforeseen item not provided for in the budget, report into the Syndicate at the next meeting;
- (d) to appoint paper setters and examiners for

all examinations of University after receiving panels of names from the relevant Authority;

- (e) to make such arrangements for the scrutiny of papers, marks and results he may consider necessary;
- (f) to direct teachers, officers and employees of the University to take assignments

in connection with teaching, research, examination, administration and such other activities of University as he may considered necessary for the purposes of the University;

- (g) to delegate subject to such conditions, if any, as may be prescribed, any of the powers under Ordinance to an Officer or

the employees of the University;

- (h) to exercise general control and supervision over the system of examination in the University;
- (i) to exercise and perform such other powers and functions as may be prescribed;

- (j) to appoint visiting Professor, Associate Professors, Assistant Professors and Lecturers in various Disciplines for a periods not more than one Academic year on the terms and conditions as may be prescribed and
- (k) to appoint employees below the rank of Lecturer and equivalent office.

¹[Pro-Vice 12-A. (1) There shall be a Pro-Vice Chancellor of the

¹ New section 12-A inserted by Act XII of 2015, passed by the Provincial Assembly of Balochistan on 3rd October, 2015; assented to by Governor of Balochistan on 12th October, 2015; and published in the Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015.

Chancellor. University, who shall be appointed by the Chancellor for a term of three years, with first year on probation, extendable to another term, and on such terms and conditions as the Chancellor may determine.

(2) The Chancellor, either on the recommendation of the Senate or in pursuant to a resolution passed by a majority of three fourth of its members or himself on his discretion, may by an executive order remove the Pro-Vice Chancellor on the ground of inefficiency, moral turpitude, physical or mental incapacity or gross misconduct including misuse of position for personal advantage of any kind.]

¹[Powers and duties
of the Pro-Vice
Chancellor.

12-B. (1) The Pro-Vice Chancellor shall assist the Vice Chancellor in all the matters and affairs of the University.

(2) All matters requiring orders, approval and sanctions of the Vice Chancellor, shall be routed through the Pro-Vice Chancellor.

(3) The Pro-Vice Chancellor shall be an *Ex- officio* member of all the Statutory Bodies of the University, such as, the Senate, the Syndicate, the Academic Council, the Finance

¹ New section 12-B inserted *ibid.*

and Planning Committee, the Advanced Studies and Research Board, the Selection Board/Committee etc.]

Registrar.

13. The Registrar will be a whole time officer of the University and shall be appointed by the ¹[Senate on the recommendation of the Syndicate] on such terms and conditions as may be determined by it, he shall;

(a) be the custodian of the common seal and the

¹ Substituted by Act No. XII of 2015, passed by the Provincial Assembly of Balochistan on 3rd October, 2015; assented to by Governor of Balochistan on 12th October, 2015; and published in the Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015, for the word "Syndicate".

Earlier amended so by Balochistan Ordinance IV of 2007; published in the Balochistan Gazette (Extraordinary) No. 17, dated 21st February, 2007, then it was again amended so by Balochistan Ordinance IX of 2007; published in the Balochistan Gazette No. 63 dated 9th June, 2007. Where after it was once again amended so by Balochistan Ordinance XIII of 2007; published in the Balochistan Gazette (Extraordinary) No. 105, dated 4th September, 2007. However, the position as before the amendment was revived on expiry of the last Ordinance under a decision of the Honorable Supreme Court of Pakistan dated 31st July, 2009.

The last Ordinance being made within 90 days before the Declaration of Emergency on 3rd November, 2007, was given permanence by the Provisional Constitution Order No. I of 2007 and validated by a decision of the Honorable Supreme Court of Pakistan in C.P. No. 87 & 88 of 2007; later through another decision passed on 31st July, 2009 by the Honorable Supreme Court in C.P. No. 9 & 8 of 2009, it was decided that the same require approval of the Provincial Assembly within the period as prescribed in Article 128 of the Constitution of Pakistan, 1973, from the date of judgment. A bill for the amendments was tabled in the Provincial Assembly of Balochistan which remained pending and was lapsed on the dissolution of the Assembly.

Academic records of the University;

- (b) maintain a register of registered graduates in the prescribed manner;
- (c) conduct election of members to the various Authorities in the prescribed manner;
- (d) be the Secretary of the Syndicate, the Academic Council, Advanced studies & Research Board,

the Selection Board and such other Committees as may be prescribed; *and*

- (e) Perform such other duties as may be specified by the Vice-Chancellor and other Authorities from time to time.

Director Finance. 14. (1) The Director Finance shall be a whole time officer of the University appointed by the ¹[Senate on the recommendation of Syndicate] on such terms and conditions as

¹ Substituted by Act XII of 2015; passed by the Provincial Assembly of Balochistan on 3rd October, 2015; assented to by Governor of Balochistan on 12th October, 2015; and published in the Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015, for the word "Syndicate".

may be determined, he shall;

- (a) manage the property, the finances and the investments of the University;
- (b) prepare the annual and revised budget estimates of the University and present them to the Finance and Planning Committee and the ¹[Senate]; *and*

¹ Substituted *ibid*, for the word "Syndicate".

(c) perform such other duties as may be prescribed;

(2) The Director Finance shall also act as Secretary of the Finance and Planning Committee.

Controller of
examinations.

15. The Controller of Examination shall be a whole time Officer of the University and shall be appointed by the ¹[Senate on the recommendation of the Syndicate] on such terms and conditions as may be determined by it. He shall be responsible for all matters pertaining to the conduct of examinations and perform such other duties as may be prescribed.

Auditor.

16. (1) The annual audit of the University shall be conducted by the Audit Department of Government.

(2) There shall be an internal auditor of the University to be appointed by the [Syndicate]¹ on such terms and conditions as may be determined by it.

(3) The internal auditor shall be responsible for pre auditing of all bills and documents for all payment to be made

¹ Word "Senate" was substituted by Baln. Ordinances IV, IX and XIII of 2007 one after the other, however, the position as before the amendment was revived on expiry of the last Ordinance under a decision of the Honorable Supreme Court of Pakistan, *see* footnote 1 under section 13.

by the University.

Other officers.

17. Subject to the provisions of this Ordinance, the terms and conditions of service and the powers and duties of other officers of the University shall be such as may be prescribed.

Authorities of the University.

18. The following shall be the Authorities of University.

¹[(a) the Senate; *and*]

²[(aa) the Syndicate.]

¹ Substituted by Balochistan Act XII of 2015, passed by the Provincial Assembly of Balochistan on 3rd October, 2015; assented to by Governor of Balochistan on 12th October, 2015; and published in the Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015, for the word "Syndicate".

² New clause (aa) inserted, *ibid*.

Earlier clause "(aa) the Senate" was inserted by Baln. Ordinances IV, IX and XIII of 2007 one after the other, however, the position as before the amendment was revived on expiry of the last Ordinance under a decision of the Honorable Supreme Court of Pakistan dated 31st July, 2009, *see* footnote 1 under section 13.

- (b) the Academic Council;
- (c) the Selection Board;
- (d) the Finance and Planning Committee;
- (e) the Board of Faculties;
- (f) the Advance Studies and Research Board;
- (g) the Discipline Committee;

- (h) the Affiliation Committee; *and*
- (i) such other Authorities as may be prescribed.

¹[Senate.

18-A. (1) The body responsible for the governance of the University shall be described as the Senate, which shall consist of the following, namely:—

- (a) the Chancellor, who shall be the Chairperson of the Senate;

¹ New section 18-A and section 18-B inserted, by Balochistan Act XII of 2015; passed by the Provincial Assembly of Balochistan on 3rd October, 2015; assented to by Governor of Balochistan on 12th October, 2015; and published in the Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015.

- (b) the Vice-Chancellor;
- (c) two members of the Provincial Assembly of the area to be nominated by the Provincial Government.
- (d) The Secretary Colleges, Higher & Technical Education;
- (e) The Principal Secretary to Governor;
- (f) four persons from society at large, being

persons of distinction in the fields of administration, management, education, academics, law, accountancy, medicine, fine arts, agriculture, science, technology and engineering, such that the appointment of these persons reflects a balance across the various fields:

Provided that the special focus or affiliation of the University, to be

declared in the manner prescribed, may be reflected in the number of persons of distinction in an area of expertise relevant to the University who are appointed to the Senate;

- (g) one person from amongst the alumni of the University;
- (h) two persons, one male and one female

from the academic community of the country, other than an employee of the University, at the level of professor or principal of a college;

- (i) Two out of four University teachers; one male and one female to be nominated by the Academic Council, *and*
- (j) one person nominated by the Higher

Education Commission of Pakistan.

(2) The numbers of the members described in clauses (e) to (h) of sub-section (1), may be increased by the Senate through statutes:

Provided that the total membership of the Senate shall not exceed twenty-one with a maximum of five University Teachers; and this increase shall be balanced to the extent possible, across the different categories of the members

specified in sub-section (1).

(3) All the members of the Senate shall be appointed by the Chancellor:

Provided that the appointments of persons described in clauses (e) to (f) of sub-section (1) shall be made from amongst a panel of three names for each vacancy, recommended by the Representation Committee set up in terms of section 23 and the procedure as may be prescribed:

Provided further that effort shall be made, without compromising on quality of qualification, to give fair representation to women on the Senate:

Provided further that as regard the University teachers described in clause (g) of sub-section (1), the Senate shall prescribe a procedure for appointment to be based on the seniority and academic accomplishment and national/international recognition or the Senate may in alternate decide that appointments of the University teachers as members to the

Senate shall also be in the same manner as provided for the persons described in clauses (e) to (f) of sub-section (1).

(4) The members of Senate other than the *ex-officio* members shall hold office for three years, who on expiration of the three years from the date of their appointment by the Chancellor, shall cease to be a member of the Senate unless appointed for an other term. However, one-third of the members other than *ex-officio* members of the first Senate, to be determined by lot, shall retire from office on the expiration of

one year from the date of their appointment by the Chancellor, one-half of the remaining members other than *ex-officio* members of the first Senate to be determined by lot, shall retire from office on the expiration of two years from the date of their appointment and the remaining one-half other than *ex-officio* members, shall retire from office on the expiration of the third year:

Provided that no person, other than an *ex-officio* member may serve on the Senate for more than two consecutive

terms:

Provided further that the University Teachers appointed as members of the Senate, shall not serve for two consecutive terms.

(5) The Senate shall meet at least twice in a calendar year.

(6) Service on the Senate shall be on honorary basis:
Provided that actual expenses may be

reimbursed as prescribed.

(7) The Registrar shall be the Secretary of the Senate.

(8) In the absence of Chancellor the meeting of Senate shall be presided over by such member, not being an employee of the University or the Government, as the Chancellor may nominate from time to time. The member so nominated shall be the convener of the Senate.

(9) Unless otherwise prescribed by this Act, all decisions of the Senate shall be taken on the basis of the opinion of a majority of the members present. In the event of the members being evenly divided on any matter the person presiding over the meeting shall have a casting vote.

(10) The quorum for a meeting of the Senate shall be one-half of its membership, a fraction being counted as one.]

¹[Power and

18-B. (1) The Senate shall have the power of general

¹ New section 18-B inserted, by Balochistan Act XII of 2015; passed by the Provincial Assembly of Balochistan on 3rd October, 2015; assented to by Governor of Balochistan on 12th October, 2015; and published in the Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015.

functions of the Senate.

supervision over the University and shall hold the Vice-Chancellor and the Authorities accountable for all the functions of the University. The Senate shall have all powers of the University not expressly vested in an Authority or an officer and all such other powers that are not expressly mentioned by this Act or that are necessary for the performance of its functions.

(2) Without prejudice to the generality of the

foregoing powers, the Senate shall have the powers to:—

- (a) approve the proposed annual plan of work, annual budgets & its revision, annual report/statement of account;
- (b) hold, control and lay down policy for the administration of the property, funds and investments of the University, including the approval of the sale and purchase or

acquisition of immovable property;

- (c) oversee the quality and relevance of the University's academic programmes and to review the academic affairs of the University in general;
- (d) approve the appointment of the Deans, Professors, Associate Professors and such other senior faculty and senior

administrators as may be prescribed;

- (e) institute schemes, directions and guidelines for the terms and conditions of appointment of all officers, teachers and other employees of the University;
- (f) approve strategic plans;
- (g) approve financial resource development

plans of the University;

- (h) consider and approve the drafts of Statutes and Regulations proposed by the Syndicate and the Academic Council and deal with them, as the case may be:

Provided that the Senate may frame a statute or Regulations on its own initiative and approve it after calling for

the advice of the Syndicate or the Academic Council as the case may be;

- (i) annul by order in writing the proceedings of any Authority or officer, if the Senate is satisfied that such proceedings are not in accordance with the provision of the Ordinance, Statutes or Regulations, after calling upon such Authority or officer as

the case may be, to show cause why such proceedings should not be annulled;

- (j) recommend to the Chancellor removal of any member of the Senate in accordance with the provisions of the Ordinance;
- (k) make appointment of members of the Syndicate, other than *ex-officio* members, in accordance with the provisions of the

Ordinance;

- (l) make appointment of members of the Academic Council, other than *ex officio* members, in accordance with the provision of the Ordinance.
- (m) appoint Emeritus Professors on such terms and conditions on the recommendation of Syndicate as may be

prescribed;

- (n) remove any person from the membership of any Authority, if such person:
 - (i) has become of unsound mind; *or*
 - (ii) has become incapacitated to function as member of such Authority; *or*

(iii) has been convicted by a court of law for an offence involving moral turpitude; *and*

(o) determine the form, provide of the custody and regulate the use of the common seal of the University.

(3) The Senate may, subject to the provisions of the Ordinance delegate all or any of the powers and functions of any authority, officer or employee of the University at its main campus, to any authority, committee, officer or employee at its additional campus for the purpose of exercising such powers and performing such functions in relation to such additional campus, and for this purpose the Senate may create new posts or positions at the additional campus.]

¹[Syndicate.

19. The Syndicate shall consist of the following, namely:—

- (a) the Vice-Chancellor who shall be its Chairperson;
- (b) the Pro Vice-Chancellor;
- (c) the Deans of the Faculties of the University;
- (d) six professors from different

¹ Substituted by Act XII of 2015; passed by the Provincial Assembly of Balochistan on 3rd October, 2015; assented to by Governor of Balochistan on 12th October, 2015; and published in the Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015, for section 19.

Earlier this section was amended by Baln. Ordinances IV, IX and XIII of 2007 one after the other, however, the position as before the amendment was revived on expiry of the last Ordinance under a decision of the Honorable Supreme Court of Pakistan dated 31st July, 2009, *see* footnote 1 under section 13.

departments, at least three of them to come from other institutions of higher learner who are not members of the Senate, to be appointed from amongst the University teachers in accordance with the procedure as may be prescribed by the Senate;

- (e) Principals of the Constituent Colleges;
- (f) The Registrar;
- (g) The Treasurer; *and*
- (h) The Controller of Examinations.

(2) Member of the syndicate, other than *ex-officio* members shall hold office for three years.

(3) As regards the six professors described in clause (e) of sub-section (1), the Senate may as an alternative to election, prescribe a procedure for proposal of a panel of names by the Representation Committee setup in terms of section 23 and made appointment out of persons proposed by the Representation Committee on the recommendation of the Vice-Chancellor.

(4) The quorum for a meeting of the Syndicate, shall

be one half of the total number of members, a fraction thereof shall be counted as one.

The Syndicate shall meet at least once in each quarter of each year.]

¹[Powers and duties of the Syndicate.

20. (1) The Syndicate shall be the executive body of the University and shall, subject to the provisions of the Ordinance and the Statutes exercise general supervision over the affairs

¹ Substituted by Act XII of 2015; passed by the Provincial Assembly of Balochistan on 3rd October, 2015; assented to by Governor of Balochistan on 12th October, 2015; and published in the Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015, for section 20.

Earlier this section was amended by Baln. Ordinances IV, IX and XIII of 2007 one after the other, however, the position as before the amendment was revived on expiry of the last Ordinance under a decision of the Honorable Supreme Court of Pakistan dated 31st July, 2009, *see* footnote 1 under section 13.

and management of the University.

(2) Without prejudice to the generality of the foregoing powers and subject to the provisions of the Ordinance the Statutes and directions of the Senate, the Syndicate shall have the powers to:

- (a) consider and recommend annual report, annual budget estimates and its

subsequent revision to the Senate;

- (b) transfer and accept transfer of movable property on behalf of the University;
- (c) enter into, vary, carry out and cancel contracts on behalf of the University;
- (d) 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;

- (e) invest any money belonging to the University including and unapplied income in any of the security described in section 20 of the Trusts Act, 1882 (Act II of 1882), in the purchase of immovable property or in such other manner, as it

may prescribe, with the like power of varying such investments;

- (f) receive and manage any property transferred, and grants, bequests, trust, gifts, donations, endowments and other contributions made to the University;
- (g) administer any funds placed at the

disposal of the University for specified purposes;

- (h) provide the buildings, libraries, premises furniture, apparatus, equipment and other means required for carrying out the work of the University;
- (i) establish and maintain halls of residence

and hostels or approve or license hostels and lodgings for the residence of students;

- (j) recommend to the Senate affiliation or disaffiliation of colleges;
- (k) recommend to the Senate admission of educational institutions to the privileges

of the University and withdraw such privileges;

- (l) arrange for the inspection of colleges and the departments;
- (m) institute Professorships, Associate Professorships, Assistant Professorships, Lectureships and other teaching posts or

to suspend or to abolish such posts;

- (n) create, suspend or abolish such administrative or other posts as may be necessary;
- (o) prescribe the duties of officers, teacher and other employees of the University;
- (p) report to the Senate of matters with

respect to which it has been asked to report;

- (q) appoint members to various Authorities in accordance with the provision of the Ordinance;
- (r) propose drafts statutes, rules and regulation for consideration and approval

of the Senate;

- (s) regulate the conduct and discipline of the students of the University;
- (t) take actions necessary for the good administration of the University in general and to this extent exercise such powers as are necessary;

- (u) delegate any of its powers to any authority or officer or a committee; *and*
- (v) perform such other functions as have been assigned to it by the provisions of the Ordinance or may be assigned to it by the Statutes.]

¹[Academic Council. 21. (1) There shall be an Academic Council of the

¹ Substituted by Act XII of 2015; passed by the Provincial Assembly of Balochistan on 3rd October, 2015; assented to by Governor of Balochistan on 12th October, 2015; and published in the Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015, for section 21.

Earlier this section was amended by Baln. Ordinances IV, IX and XIII of 2007 one after the other, however, the position as before the amendment was revived on expiry of the last Ordinance under a decision of the Honorable Supreme Court of Pakistan dated 31st July, 2009, *see* footnote 1 under section 13.

University consisting of the followings:—

- (a) the Vice Chancellor who shall be its Chairperson;
- (b) the Pro Vice Chancellor;
- (c) the Deans of the faculties and such heads of department as may be prescribed;
- (d) five members representing the departments, institutes and the constituent colleges, to be appointed in

the manner as prescribed by the Senate;

- (e) two Principals of affiliated colleges;
 - (f) five Professors including Emeritus Professors;
 - (g) the Registrar;
 - (h) the Controller of Examinations; *and*
 - (i) the Librarian.
- (2) The Senate shall appoint the members of the

Academic Council, other than the *ex-officio* members on the recommendation of the Vice- Chancellor:

Provided that as regards the five professors and the members representing the departments, institutes and the constituent colleges the Senate may, as an alternative to elections, prescribe a procedure for proposal of a panel of names by the Representation Committee set up in terms of section 23 and made appointment out of the persons proposed by the Representation Committee, on the recommendation of the Vice-Chancellor.

(3) Members of the Academic Council shall hold office for three years.

(4) The Academic Council shall meet at least once in each quarter.

(5) The quorum for meetings of the Academic Council shall be one half of the total number of the members; a fraction thereof shall be counted as one.]

¹[Power and functions of the 22. (1) The Academic Council shall be the principal academic body of the University and shall, subject to the

¹ Substituted by Act XII of 2015; passed by the Provincial Assembly of Balochistan on 3rd October, 2015; assented to by Governor of Balochistan on 12th October, 2015; and published in the Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015, for section 22.

Earlier this section was amended by Baln. Ordinances IV, IX and XIII of 2007 one after the other, however, the position as before the amendment was revived on expiry of the last Ordinance under a decision of the Honorable Supreme Court of Pakistan dated 31st July, 2009, *see* footnote 1 under section 13.

Academic
Council.

provisions of the Ordinance and the Statutes, have the power to lay down proper standards of instruction, research and examinations and to regulate and promote the academic life of the University and the colleges.

(2) Without prejudice to the generality of the foregoing powers, and subject to the provisions of the Ordinance and the statutes, the Academic Council shall have the power to,—

- (a) approve the policies and procedures pertaining to the quality of academic programmes;
- (b) approve academic programmes;
- (c) approve the policies and procedures

pertaining to student related functions including admissions, expulsion, punishments, examination and certification;

- (d) approve the policies and procedures assuring quality of teaching and research;
- (e) recommend the policies and procedures for affiliation of other educational institutions;
- (f) propose to the Syndicate schemes for the constitution and organization of Faculties, Teaching Departments and Boards of Studies;

- (g) appoint paper setters and examiners for all examinations of the University after receiving panels of names from the relevant authorities;
- (h) institute programmes for the continued professional development of University teachers at all levels;
- (i) recognize the examinations of other Universities or examining bodies as equivalent to the corresponding examinations of the University;
- (j) regulate the award of studentships, scholarships, exhibitions, medals and

prizes;

- (k) frame Regulations for submission to the Senate;
- (l) prepare an annual report on the academic performance of the University; *and*
- (m) perform such functions as may be prescribed by Regulations.]

Constitution,
functions and
powers of other
authorities.

23. The constitution, functions and powers of the Authorities for which no specific provision, or insufficient provision, have been made in this Ordinance shall be such as may be prescribed by the Statutes. ¹

Appointment of

24. Any Authority may from time to time consider such

¹ Section 23 was substituted by Baln. Ordinances IV, IX and XIII of 2007 one after the other, however, the position as before the amendment was revived on expiry of the last Ordinance under a decision of the Honorable Supreme Court of Pakistan dated 31st July, 2009, *see* footnote 1 under section 13.

Committees by
the authorities.

Special or advisory Committees as it may deem fit and appoint to such Committees, persons who are not its members.

Rules.

25. (1) Subject to the provisions of this Ordinance, rules may be, made to provide for and regulate all or any of the following matters, namely:—

- (a) the scales of pay and other terms and conditions of service of officers, teachers and other employees of the University;
- (b) the constitution of pension, insurance, gratuity Provident Fund and Benevolent Fund for University employees;
- (c) efficiency and discipline of University employees;
- (d) the constitution, powers and duties of the

Authorities and conduct of elections to such Authorities and related matters;

- (e) the affiliation and disaffiliation of Colleges, Institutes, etc, and related matters;
- (f) the admission of educational Institutions to the privileges of the University and the withdrawal of such privileges;
- (g) the establishment of Institutes, Faculties, Affiliated Colleges and Academic Divisions;
- (h) The Powers and duties of officers, teachers and employees of the University;

- (i) the conditions for appointment of Professors Emeritus;
- (j) the conditions on which the University may enter into arrangements with public bodies or other organizations for purposes of research and advisory services;
- (k) the award of honorary degrees;
- (l) the maintenance of register of registered graduates; *and*
- (m) any other matters which are to be or may be prescribed or regulated Statutes.

(2) The draft of the rules shall be proposed by the Syndicate to the Chancellor for his assent who may approve it

with or without any modification or refer it back to Syndicate for reconsideration or reject provided that:—

- (a) the rules affecting the constitution or powers of any Authority shall 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 made under clauses (i) and (ii) of sub-section (I) shall not be effective until they have been approved by the Chancellor.

Regulation.

26. (1) Subject to the provisions of this Ordinance and the Statutes, Regulation may be made in respect of all or any of

the following matters namely—

- (a) the course of studies for degrees, diplomas and certificates of the University;
- (b) the manner and method of teaching conducted in the University and Affiliated Colleges;
- (c) the 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) the fees and other charges to be paid by students for admission to the courses of studies and the examinations of the University;
- (e) the conduct of examinations;
- (f) the conduct and Discipline of students of the University;
- (g) the conditions of residence of the students of the University or Colleges including the levying of fees for residence in halls of residence and hostels and approval of hostels and lodgings for students;
- (h) conditions for acquiring research degrees;

- (i) the institution of fellowships, scholarships, medals and prizes;
- (j) the institution of stipends and free and half free studentships;
- (k) the academic costumes;
- (l) the use of library;
- (m) the formation of Teaching Department and Boards of Studies and
- (n) any other matters which under this Ordinance or the Statutes are to be or may be prescribed by Regulation.

(2) The Academic Council shall prepare and submit the Regulation to the Syndicate, which may approve them with or without modifications or refer them back to the Academic

Council for reconsideration or reject them.

(3) No Regulation shall be valid unless it has been approved by the Syndicate.

Rule.

27. (1) The Authorities and other bodies of the University may make Rules consistent with this Ordinance, the Statutes and Regulation, to regulate the conduct of their business:

Provided that the ¹[Senate] may direct the amendment or annulment of any such Rules made by any Authority or body other than the ²[Senate]:

Provided further that if any such Authority is dissatisfied with such direction given by ³[Senate], it may appeal to the Chancellor whose decision shall be final.

Affiliation of

28. (1) An educational institution seeking affiliation to

¹ Substituted by Act XII of 2015, passed by the Provincial Assembly of Balochistan on 3rd October, 2015; assented to by Governor of Balochistan on 12th October, 2015; and published in the Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015, for the word "Syndicate".

Earlier it was amended by Baln. Ordinances IV, IX and XIII of 2007 one after the other, however, the position as before the amendment was revived on expiry of the last Ordinance under a decision of the Honorable Supreme Court of Pakistan dated 31st July, 2009, *see* footnote 1 under section 13.

² Substituted *ibid.*

³ Substituted *ibid.*

educational institutions.

the University shall make an application satisfying the University that:—

- (a) the educational institution is under the management of Government or a regularly constituted governing body;
- (b) the financial resources of the educational institution are sufficient to ensure its continued maintenance and efficient working;
- (c) the educational institution has framed proper rules governing the conduct and Discipline of its employees;
- (d) the building of the educational institution is suitable and commodious for its requirements;
- (e) the strength and qualification and the terms and conditions of services of the teaching and other staff of the

educational institution are satisfactory for the purpose of teaching the prescribed courses;

- (f) the educational institution has or can make a provision in the prescribed manner for the residence of students not residing with their parents or guardians and their supervision and physical general welfare;
- (g) the educational institution has a provision for a library and adequate library service;
- (h) the educational institution has properly equipped, laboratories museums and other places of practical work required for courses of studies taught in the educational institutions; *and*
- (i) the educational institution has or can make provision for residence of its Heads and other members of the teaching staff.

(2) The application shall further contain an undertaking by educational institution that after institution is affiliated, any changes in management or teaching staff forthwith be reported to the University and that the teaching staff shall possess such qualifications as are, or may be, prescribed.

(3) The Syndicate shall after considering the recommendation of the affiliation Committee, dispose of the application for Affiliation in accordance with such procedure as may be prescribed and may grant or refuse affiliation; provided that affiliation shall not be refused, unless the educational institution has been given an opportunity of making a representation against the proposed decision.

Extension of
affiliation.

29. When an affiliated College desires to add to the courses of studies in respect of which it is granted affiliation, the procedure prescribed for affiliation of Colleges shall, as far as possible, be followed.

Inspection and
reports.

30. (1) Every affiliated educational institution shall furnish such report, returns and other information as the

University may require to enable it to judge the efficiency of the educational institution.

(2) The University may call upon any affiliated educational institution to take, within a specified period, such action in respect of any matter mentioned in sub section (I) as the University may deem fit.

Disaffiliation.

31. (1) If an educational institution affiliated to the University has failed to fulfil any requirement of this Ordinance or has failed to observe any of the condition of affiliation or its affairs are conducted in manner prejudicial to the interest of education, the Syndicate may, in the prescribed manner, and after considering any representation that the educational institution may wish to make, modify or withdraw all or any of the privileges conferred on the educational institution by the affiliation.

(2) Where any educational Institution has been refused affiliation or all or any of the privileges conferred or any educational institution by affiliation have modified or withdraw under sub-section (1) it may within the prescribed period apply for review to the Syndicate against such refusal

and the application shall be disposed of in such manner as may be prescribed.

University Fund. 32. There shall be a Fund of the University to be called the University Fund to which shall be credited all money received by it from fees donations, trusts, bequests, endowments, contributions, grants and other sources.

Recovery of University dues. 33. All dues of the University shall be recoverable as arrears of land revenue.

Audit and accounts. 34. (1) The accounts of the University shall be maintained in such form and in such manner as may be prescribed.

(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 in conformity with the Statutes, Regulation and the Rules by the Internal Auditor

appointed by the Syndicate.

(3) The accounts of the University shall be audited in the prescribed manner once a year by an auditor appointed by Government in this behalf.

(4) The annual statement of accounts of the University signed by the Director Finance and the Auditors shall be submitted to ¹[Chancellor] within six months of the closing of the financial year.

²[(5)] The observation of the Government Auditor, together with such annotations as the Director finance may make, shall be presented to the Syndicate.

Retirement from service.

35. An officer, teacher or other employee of The University shall retire from service:—

- (a) on such date after he has completed twenty five years of service qualifying for pension or other retirement benefits as the competent Authority may in the public interest, direct, *or*
- (b) where no direction is given under clause (a) on the completion of the sixtieth years of his age.

EXPLANATION.— In this section competent Authority means the appointing Authority.

¹ Substituted by Act XII of 2015, passed by the Provincial Assembly of Balochistan on 3rd October, 2015; assented to by Governor of Balochistan on 12th October, 2015; and published in the Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015, for the word "Syndicate".

Earlier it was amended by Baln. Ordinances IV, IX and XIII of 2007 one after the other, however, the position as before the amendment was revived on expiry of the last Ordinance under a decision of the Honorable Supreme Court of Pakistan dated 31st July, 2009, *see* footnote 1 under section 13.

² Substituted *ibid*, for the figure with brackets "(4)".

- Opportunity to show cause. 36. Except as otherwise provided no Officer, Teacher, or Employee of the University holding a permanent post shall be reduced in rank, or removed or compulsorily retired from service unless he or she has been given a reasonable opportunity of showing cause against the action proposed to be taken.
- Appeal to and review. 37. (1) Where an order passed punishing any officer, other than Vice Chancellor or any Teacher or Employee of the University or altering or interpreting to his disadvantage the terms and conditions of service, he shall, where the order is passed by the Vice-Chancellor or any other officer or Teacher of the University have right to appeal to the ¹[Senate] against the order and where the order is made by the ¹[Senate], have the right to the Chancellor for revision of that order.
- (2) The appeal or application for revision shall be submitted to the Vice Chancellor who shall refer it to the ¹[Senate] or, as the case may be to the Chancellor with such recommendations, as the Vice-Chancellor may consider necessary.
- (3) No order on an appeal or application shall be passed without affording to the appellant, an opportunity of being heard.
- Pension, insurance, gratuity, 38. (1) The University shall constitute for the benefit of its officers, teachers and other employees, in such manner and

¹ Substituted by Act No. XII of 2015, passed by the Provincial Assembly of Balochistan on 3rd October, 2015; assented to by Governor of Balochistan on 12th October, 2015; and published in the Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015, for the word "Syndicate".

Earlier it was amended by Baln. Ordinances IV, IX and XIII of 2007 one after the other, however, the position as before the amendment was revived on expiry of the last Ordinance under a decision of the Honorable Supreme Court of Pakistan dated 31st July, 2009, *see* footnote 1 under section 13.

Provident Fund and Benevolent Fund.	subject to such conditions as may be prescribed, such pension, insurance, gratuity, Provident Fund and Benevolent Fund schemes as it may deem fit.
	(2) Where any Provident Fund is constituted under this Ordinance the Provisions of the Provident Funds Act, 1925 (XIX of 1925) shall apply to such employee as if it were a Government Provident Fund and the University were the Government.
Commencement of term of office of Authorities.	39. When a member of a newly constituted Authority is select, appointed or nominated his term of office, as fixed under this Ordinance, shall commence from such day as may be prescribed.
Filling of casual vacancies in authorities.	40. (1) Any casual vacancy among the selected, appointed or nominated members or any Authority shall be filled as soon as may be possible by the person or the body who elected, appointed or nominated the member whose place has become vacant and the person elected, appointed or nominated the member to the vacancy shall be a member of such Authority for the residue of the term for which the person whose place he fills would have been a member. (2) Where there occurs a vacancy in the constitution of an Authority as constituted by this Ordinance because of the abolition of a specified office under the Government or because an organization institution other body outside the University has been dissolved or has ceased to function or because or some other reasons, it shall be filled in such manners as the Chancellor may direct.
Disputes about membership of authorities.	41. (1) Notwithstanding anything contained in this Ordinance a person nominated or ejected to an Authority shall cease to be member of such Authority as soon as he ceases to hold the position by virtue of which he was elected or nominated. ¹ (2) If a question arises whether any person is entitled to be a member of any Authority, the matter shall be

¹ Substituted by Act No. XII of 2015; passed by the Provincial Assembly of Balochistan on 3rd October, 2015; assented to by Governor of Balochistan on 12th October, 2015; and published in the Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015, for subsection (2).

Earlier it was amended by Baln. Ordinances IV, IX and XIII of 2007 one after the other, however, the position as before the amendment was revived on expiry of the last Ordinance under a decision of the Honorable Supreme Court of Pakistan dated 31st July, 2009, *see* footnote 1 under section 13.

referred to the Senate and the decision of the Senate on such question shall be final.]

Proceedings of
authorities not
invalidated by
vacancies.

42. No act, proceedings, resolution or decision of any Authority shall be invalid by reason only of the existence of any vacancy in, or any defect in the constitution of the Authority.

Tripartite mobility.

43. (1) Any officer, Teacher or Employee of the University, on the recommendations of the ¹[Senate], may be directed to serve in any position in the University, under Government or educational research institution in the public interest, provided that the terms and conditions offered to him shall not be less favourable than those admissible to him in the University and full benefit of his previous service shall be allowed to him.

(2) Government may, in consultation with the ²[Senate], place the services of an employee of Government or any other University or an educational or research institution at the disposal of the University in the public interest, provided that the terms and conditions offered to him or her shall not be less favourable than those enjoyed by him/her immediately before his/her services are placed at the disposal of the University and that full benefit of his/her services are placed at the disposal of the University, and that full benefit of his/her previous service shall allowed to him/her.

First Statutes.

44. Notwithstanding anything to the contrary contained in this Ordinance, the Statutes, set out in the Schedule appended to this Ordinance shall be deemed to be the Statutes framed under section 25 of this Ordinance and shall continue to remain in force until amended or repealed.

²[Transitory
provisions.

45. (1) Notwithstanding anything contained in the Ordinance, upon the coming into force of this Act, with respect

¹ Substituted *ibid*, for the word "Syndicate".

² Substituted by Act No. XII of 2015; passed by the Provincial Assembly of Balochistan on 3rd October, 2015; assented to by Governor of Balochistan on 12th October, 2015; and published in the Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015, for section 45.

Earlier it was amended by Baln. Ordinances IV, IX and XIII of 2007 one after the other, however, the position as before the amendment was revived on expiry of the last Ordinance under a decision of the Honorable Supreme Court of Pakistan dated 31st July, 2009, *see* footnote 1 under section 13.

to Balochistan University of Information Technology and Engineering and Management Sciences, the Senate shall be constituted and the members thereof shall be appointed by the Chancellor in accordance with the numbers and criteria for membership specified in the Ordinance as amended by this Act, The University Teachers shall be appointed to the Senate by the Chancellor, The number of University Teachers to be appointed to the first Senate shall be as provided in the Ordinance as amended by this Act. The first senate so constituted shall initiate, as soon as possible, the process for the appointment of the members of the Syndicate and the Academic Council shall be in accordance with the terms of the Ordinance as amended by this Act. The term of tenure provided in sub-section (4) of section 19 notwithstanding, one-third of the members, other than *ex-officio* members of the first Senate, to be determined by lot, shall retire from office on the expiration of one year from the date of appointment by the Chancellor. One-half of the remaining members, other than *ex officio* members, of the first Senate, to be determined by lot, shall retire from office on the expiration of two years from the date of appointment and the remaining one-half, other than *ex-officio* members, shall retire from office on the expiration of the third year.

(2) Any existing provision as regards tenure notwithstanding the Vice-Chancellor and the other Authorities, in existence immediately before the date on which this Act came into force with respect to a University shall continue to function and shall, as far as may be, exercise the powers respectively assigned to the Vice-Chancellor and the corresponding Authorities by or under the Ordinance as amended by this Act, until such time as they are respectively replaced in accordance with the terms of the Ordinance as amended by this Act.]

¹[Removal of difficulties.

46. (1) If any question arises as to the interpretation of any of the provisions of this Act, it shall be placed before the Chancellor whose decision thereon shall be final.

¹ Substituted by Act No. XII of 2015, passed by the Provincial Assembly of Balochistan on 3rd October, 2015; assented to by Governor of Balochistan on 12th October, 2015; and published in the Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015, for section 46.

Earlier it was amended by Baln. Ordinances IV, IX and XIII of 2007 one after the other, however, the position as before the amendment was revived on expiry of the last Ordinance under a decision of the Honorable Supreme Court of Pakistan dated 31st July, 2009, *see* footnote 1 under section 13.

(2) If any difficulty arises in giving effect to any of the provisions of the Ordinance, the Chancellor may make such order after obtaining the views of the Senate, not inconsistent with the provisions of the Ordinance as may appear to him to be necessary and appropriate for removing the difficulty.]

¹[Saving.

24. Upon coming into force of the provisions of the Ordinance as amended under the Act, (hereinafter referred as the said Ordinance) anything done, action taken, obligation or liabilities incurred, rights and assets acquired, person appointed or authorized, jurisdiction or powers conferred, donations or grants made, scholarships, studentships or exhibitions instituted affiliations or privileges granted and orders issued under any of the provisions of the Ordinance as it were before the amendment under this Act, or other legislative instruments or the statutes, the regulations and the rules made or deemed to have been made there under, shall if not inconsistent with the provisions of the said Ordinance be continued and, so far as may be deemed to have been respectively done, taken, incurred, acquired, appointed, instituted, granted, and issued under the provisions of the said Ordinance and any documents referring to any of the provisions of the Ordinance, as it were before amendment under this Act, other legislative instruments of statutes, the regulation, and rules first referred shall be so far as may be, be considered to refer the corresponding provision of the said Ordinance or the statutes, the regulation and the rules made under the provisions the said Ordinance .

(2) All institutes or other constituent units of the University functioning in terms of the provisions of the Ordinance as it were before the amendment under this Act or other legislative instruments shall continue to function in terms of the said Ordinance.

(3) Any statutes, regulation or rules made or deemed to have been made under the provision of the Ordinance as it were before amendment under this Act, or other legislative instruments shall, if not inconsistent with the provisions of the said Ordinance be deemed to be statutes regulation or rules made under the said Ordinance, having regard to the various

¹ A saving clause as provided in section 24 of the Balochistan University of Information Technology, Engineering and Management Sciences (Amendment) Act, 2015 (Act XII of 2015); published in Balochistan Gazette (Extraordinary) No. 176, dated 14th October, 2015.

matters which by the said Ordinance have to be regulated or prescribed by statues, regulations and rules or repealed, rescinded or modified in accordance with the provision of the said Ordinance.

(See Schedule on next page)

SCHEDULE

THE FIRST STATUTES OF THE BALOCHISTAN UNIVERSITY OF SCIENCE AND TECHNOLOGY

- Faculties.
1. (1) The University shall include the following Faculties:—
- (i) Faculty of Computer Sciences
 - (ii) Faculty of Information Technology
 - (iii) Faculty of Computer Engineering
 - (iv) Faculty of Management Sciences
 - (v) Faculty of Electronics
 - (vi) Such other faculties, as may determined by Statutes
- (2) There shall be a Board of each Faculty, which shall consist of:—
- (i) the Professor and the Chairpersons of the Teaching Departments and Directors of Institutes comprising the Faculty.
 - (ii) one Lecturer, one Assistant Professor and one Associate Professor to be nominated by rotation in order of seniority from each Department / Institute constituted in the Faculty, *and*
 - (iii) three Teachers to be nominated by the Academic Council by reasons 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.
- (3) The members mentioned in clauses (ii) (iii) of sub-paragraph (2) shall hold office for two years.
- (4) The quorum for a meeting of the Board of a Faculty shall be one half of the total numbers, a fraction being counted as one.
- (5) The Board of each Faculty shall subject to the general control of the Academic Council and the Syndicate have the powers:—

- (i) to co-ordinate the teaching, publication and research work in the subjects assigned to the Faculty.
- (ii) to scrutinize the recommendations of the Board of Studies comprised in the Faculty in regard to the appointment of paper setters and examiners expect for research, examinations and to forward the panels of suitable paper setters and examiners for each examination to the Vice- Chancellor.
- (iii) to consider any other academic matter relating to report thereon to the academic Council, *and*
- (iv) to perform such other functions as may be assigned to it.

Dean.

2. (1) There shall be a Dean of each Faculty, who shall be the Chairperson and Convenor of the Board of Faculty.

(2) The Dean of each Faculty shall be appointed by the Chancellor from amongst the three senior most Professor in the Faculty for a period of two years and shall be eligible for re-appointment, provided that if no Professor is available in 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 honorary degrees, in the course falling within the purview of the Faculty.

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

Teaching
Department and
Chairperson.

3. (1) There shall be a Teaching Department/Institute for each subject or a group of subjects, as may be prescribed by Regulations and each Teaching Department/Institute shall be headed by a Chairperson/Director.

(2) The Chairperson of a Teaching Department and Director of an Institute shall be appointed by the Syndicate on the recommendations of the Vice-Chancellor from amongst the three senior most Professors other Department/Institute for a period of two years and shall be eligible for re-appointment

Provided that in a Department/Institute where

there are less than three Professors the appointment shall be made from amongst the three senior most Professors or Associate Professors of the Department/Institute.

Provided that in a Department /Institute in which no Professor or no Associate Professor no such appointment shall be made and Department/ Institute shall be looked after by the Dean of the Faculty with the assistance of senior most teacher or the Department/ Institute.

(3) The Chairperson of the Department / Director of the Institute shall plan organize and supervise the work of the Department / Institute and shall be responsible to the Dean for the work for his department/Institute.

Board of Studies.

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

(2) Each Board of Studies shall consist of:—

- (i) the Chairperson/Director of the registered Institute.
- (ii) All Professors and Associate Professors in the University Teaching Department/ Institute.
- (iii) Two experts to be appointed by the Vice-Chancellor.
- (iv) Three teachers, other than University teachers, to be appointed by the Vice-Chancellor from affiliated colleges, *and*
- (v) One Assistant Professor and one Lecturer to be appointed by rotation in order of seniority from the Department concerned, provided that in the case of professional subjects which are taught in the affiliated Institute/ colleges only and not in the University, such as Medicine, Dentistry, and Education, etc. the Board of Studies shall consist of :—
 - (a) the principals of the Colleges, Directors for the Institute, heads of the Institute concerned.
 - (b) two teachers of the colleges to be

appointed by the Syndicate, *and*

(c) two experts to be appointed by the Vice-Chancellor.

(3) The term of office of members of the Board of Studies, other than Ex-officio members, shall be two years.

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

(5) The Chairperson of the University Teaching Department concerned shall be the Chairperson and convenor of the Board of Studies, where in respect of a subject there is no University Teaching Department, Chairperson shall be appointed by the Vice-Chancellor.

(6) The functions of the Board of Studies shall be:—

(i) to advise the Authority on all academic matter concerning instructions, publications, research and examinations in the subject concerned.

(ii) to propose the curricula and syllabi for all degree, diploma and certificate courses in the subjects concerned.

(iii) to suggest a panel of names of paper setters and examiners in the subjects concerned, *and*

(iv) to perform such other functions as may be prescribed by Regulation.

Advanced Studies
and research
Board.

5. (1) The advanced Studies and research Board shall consist of:—

(i) the Vice-Chancellor (Chairperson).

1. the Deans and Directors of research Institutions.

2. three University Professors other than Deans to be appointed by the Syndicate.

3. Principals of constituent colleges.

4. three teachers having research qualifications and experience to be appointed by the academic Council.

5. three teachers from affiliated colleges

having research qualification to be appointed by the Academic Council.

(2) the term of office of members of the advanced studies and research Board, other than ex-office members, shall be two years.

(3) the quorum for a meeting of the academic studies and research Board shall be one half of the total number of members a fraction being counted one.

(4) the functions of the Advanced studies and Research Board shall be:—

- (i) to advise Authorities on all matters connected with the promotion of Advanced studies and Research in University.
- (ii) to consider and report to Authority on the institution of research degrees in the University.
- (iii) to propose Regulation regarding the award of Research degrees.
- (iv) to appoint supervisors for postgraduate research students and to approve titles and synopses of their thesis/ dissertations.
- (v) to recommend panels of names of examiners for evaluation of their thesis and other research examinations, *and*
- (vi) to perform such other functions as, may be prescribed by Statutes.

Selection Board.

6. The Selection Board shall consist of:—

- (i) the Vice-Chancellor (Chairperson);
- (ii) one Vice-Chancellor of a General University to be appointed by the Chancellor;
- (iii) the Chairman or a member of the Public Service Commission to be nominated by the Chairman;
- (iv) the Dean of the Faculty concerned;
- (v) the Chairperson of the Teaching

Department /Director of the Institute and Principal of the constituent College concerned; *and*

- (vi) one member of the Syndicate and two other members to be appointed by the Syndicate, provided that none of them is an employee of the University;
- (vi) the Registrar shall be the Secretary of the Selection Board.

(2) The members other than Ex-officio, members shall hold office for two years.

(3) The quorum of Selection Board in case of selection of a Professor/Associate Professor and other teachers shall be four and three respectively. In case of selection of officers other than teachers, the selection Board shall consist only of members mentioned at (i), (ii), (iii) and (v) paragraph (1) and the quorum shall be three.

(4) No member who is a candidate for the post to which appointment is to be made shall take part in the proceedings of the Board.

(5) In selecting candidates for the posts of Professors and Associate Professors, the Selection Board shall co-opt or consult three experts in the subject concerned and in selecting candidates for other teaching posts, two experts in the subject concerned, to be nominated by the Vice-Chancellor from a standing list of experts for each subject approved by the Syndicate on the recommendations of the Selection Board and revised from time to time.

Functions of the
Selection Board.

7. (1) The Selection Board for teaching and others posts shall consider the applications received in response to an advertisement or cases of persons whose services are to be acquired on deputation basis, and recommend to the Syndicate the name of suitable persons for appointment to teaching or other posts as the case may be also recommend.

- (i) the grant of higher initial pay in suitable cases for reasons to be recorded;
- (ii) the appointment of an eminent qualified person to a position in the University on terms and conditions other than those

prescribed;

- (iii) cases of move over and award of increments or cash award on the basis of research contribution as prescribed.

(2) In the event of unresolved difference of opinion between the Selection Board and the Syndicate the matter shall be referred to the Chancellor whose decision shall be final.

Finance and
Planning
Committee.

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

- (i) the Vice-Chancellor (Chairperson).
- (ii) representative of the University Grants
- (iii) one member of the Syndicate to be appointed by the Syndicate.
- (iv) two members of the Academic Council to be nominated by the academic Council.
- (v) the secretary to Government of Balochistan, IT Department or his nominee not below rank of Additional Secretary.
- (vi) the secretary to Government of Balochistan, Finance Department or his nominee not below rank of Additional Secretary.
- (vii) the Director Finance (Secretary) and,
- (viii) the Registrar.

(2) The term of office of the appointed members shall be two years.

(3) The quorum for a meeting of the Finance and Planning Committee shall three members.

Functions of Finance
and Planning
Committee.

9. The functions of Finance and Planning Committee shall be:—

- i. to consider the annual statement of accounts and the annual revised budget estimate and advise the Syndicate thereon;
- ii. to review periodically the financial position of the University;

- iii. to advise the Syndicate on all matters relating to Planning development, finances, investment and accounts of the University; *and*
 - iv. to perform such other functions as may be prescribed.
- Affiliation Committee.
10. (1) The Affiliation Committee shall consist of:—
- (i) the Vice-Chancellor (Chair-person);
 - (ii) two Professor to be nominated by the Academic Council;
 - (iii) the Director of Education (Secondary Education);
- (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.
- (4) The quorum for a meeting of or for an inspection by the Affiliation Committee shall be three.
- (5) The Deputy Registrar (academics) dealing with affiliation cases for such other person as may be designated by the Vice-Chancellor or for purpose shall act as Secretary of the Committee.
- Functions of the affiliation Committee.
11. (1) The functions of the Affiliation Committee shall be:—
- (i) to constitute an inspection Committee to inspect the educational institution seeking affiliation with admission to the privileges of the University and to advise the Syndicate thereon; provided that the Affiliation Committee may itself inspect the institution concerned and advise, the Syndicate accordingly;
 - (ii) to inquire into complaints alleging breach of conditions of affiliation by Affiliated Colleges and to advise the Syndicate thereon; *and*
 - (iii) to perform such other functions as may be prescribed by Regulations.

Discipline
Committee.

12. (1) The Discipline Committee shall consist of:—
- i. a Chairperson to be nominated by the Vice-Chancellor.
 - ii. two Professors to be nominated by the Academic Council.
 - iii. two Professors to be nominated by the Syndicate and
 - iv. the teacher or officer in charge of student affairs by whatever name called (member-cum-secretary).

(2) The term of office of the member 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.

Functions of
Discipline
Committee.

13. (1) The functions of the Discipline Committee shall be:—
- i. to propose Regulation to the Academic Council relating to the conduct of University students, maintenance of Discipline and breach of Discipline, *and*
 - ii. to perform such other function as assigned to it.

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