

# **THE UNIVERSITY OF BALOCHISTAN Act, 1996**

**(Baln Act III of 1996)**

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# **THE UNIVERSITY OF BALOCHISTAN ACT, 1996**

**(Balochistan Act No. III of 1996)**

[27<sup>th</sup> May, 1996]

An Act to re-constitute and re-organize the University of Balochistan;

Preamble.

WHEREAS it is expedient to re-constitute and re-organize the University of Balochistan for the purpose of promoting the advancement and dissemination of knowledge in the Province of Balochistan;

It is here by enacted as follows:—

## **CHAPTER – I PRELIMINARY**

Short title and Commencement.

1. (1) This Act may be called the University of Balochistan Act, 1996.

(2) It shall come into force at once.

Definitions.

2. In this Act and in all the Statutes, the Regulations and the Rules made here-under, unless there is anything repugnant in the subject or context,-

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

(b) "Affiliated College" means an educational institution affiliated to the University but not maintained or administered by it;

(c) "Authority" means the Authorities of the university specified in section 18;

(d) "Chancellor" means the Chancellor of the University;

(e) "College" means a constituent college or an affiliated college;

(f) "Constituent College" means a college maintained and administered by the University;

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<sup>1</sup> Passed by the Balochistan Assembly on 26<sup>th</sup> June, 1996; assented to by the Governor of Balochistan; and published in the Balochistan Gazette (Extraordinary) No. 55, dated 27<sup>th</sup> May, 1996/1<sup>st</sup> July, 1996. For statements of objects and reasons, see the Balochistan Gazette (Extraordinary) No. 51 dated 27<sup>th</sup> May, 1996.

- (g) "Dean" means the Chairman of the Board of a Faculty as shown in the Schedule;
- (h) "Institute" means a constituent institute maintained and administered by the University;
- (i) "Director" means the head of a Teaching Division or an institute established as a constituent institute by the University;
- (j) "Educational Institution" means an institution imparting instruction in a subject or subjects relating to a faculty;
- (k) "Employee" means a person borne on pay roll of the University but shall not include:—
  - (a) a person holding purely fixed tenure post.
  - (b) a person appointed by the University on contract basis.
  - (c) a person on deputation with the University.
- (l) "Faculty" means a Faculty of the University;
- (m) "Government" means the Government of Balochistan;
- (n) "Prescribed" means prescribed by Regulations or Rules;
- (o) "Principal" means the head of a College;
- (p) "Professional College" means a college providing for instruction in courses of studies leading to a degree in Medicine, Engineering, Agriculture, Commerce, Education, Law, Fine Arts, Management Sciences or such other subjects as may be prescribed by Regulations to be professional subjects;
- <sup>1</sup>[(pa) "Pro-Vice Chancellor" means the Pro-Vice Chancellor of the University;]
- (q) "Registered Graduate" means;
  - (i) a graduate of the University whose name is enrolled in the register maintained for

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<sup>1</sup> Clause (pa) inserted by Balochistan Ordinance III of 2001; made by the Governor of Balochistan on 19<sup>th</sup> February, 2001; published in the Balochistan Gazette (Extraordinary) No. 21, dated 28<sup>th</sup> February, 2001; and protected under article 270 AA of the Constitution of Islamic Republic of Pakistan, 1973.

this purpose as prescribed; *or*

- (ii) a graduate of any other University who has obtained permanent residence within the territorial jurisdiction of the University and whose name is enrolled in the register maintained by the University for this purpose as prescribed;
- (r) “Research Officer” means a person engaged whole time by the University for research and equivalent in rank to a University Teacher;
- (s) “Senate” means the Senate of the University;
- (t) “Syndicate” means the Syndicate of the University;
- (u) “Teachers” means Professors, Associate Professors, Assistant Professors and Lecturers engaged whole-time by the University or the College for teaching courses of studies prescribed for Honours, Postgraduate, M.Phil, Ph.D and post Doctorate classes and such other person as may be declared to be Teachers by Regulations;
- (v) “Rules” and “Regulations” means respectively the Rules and Regulations made or deemed to have been made under this Act for the time being enforce;
- (w) “Teaching Department” means a teaching department maintained and administered or recognized by University;
- (x) “University” means the University of Balochistan as incorporated under this Act;
- (y) “University Teachers” means a whole-time Teacher appointed on salary payable from the University fund or recognized by the University as such; *and*
- (z) “Vice Chancellor” means the Vice Chancellor of the University.

## CHAPTER – II THE UNIVERSITY

Incorporation.

3. (1) The University of Balochistan shall be deemed to have been established at Quetta in accordance with the provisions of this Act, with all legal consequences regarding succession and acquirement of rights and liabilities.

(2) The University shall consist of:—

- (i) The Authorities and officers as provided by this Act or as may be prescribed as such;
- (ii) The members of the Senate, the Syndicate, the Academic Council and other Authorities of the University;
- (iii) All University Teachers and
- (iv) Emeritus Professors.

(3) The University shall be fully Autonomous body corporate by the name of the University of Balochistan and shall have perpetual succession and common seal, and may sue and be sued by the said name.

(4) The University shall be competent to acquire and hold property, both movable and immovable, and to lease, sell or otherwise transfer any movable and immovable property which may have become vested in or been acquired by it.

(5) All properties, rights and interests of whatever kind, used, enjoyed, possessed owned or vested in, or held in trust by or for the University of Balochistan as constituted under University of Balochistan Ordinance, 1970<sup>1</sup> (I of 1970) the University of Balochistan Employees (other than Officer and Teachers), (Pay Revision) Rules, 1972 the University of Balochistan Non-Teaching Officers (Pay Revision) Rules, 1974, the University of Balochistan Teachers National Pay Scales (Pay Revision) Rules, 1975, and all liabilities legally subsisting against the said University shall stand transferred to the University as reconstituted under this Act.

Powers of the  
University.

4. The University shall have the powers:—

- (a) to provide for instruction in such branches of learning as it may deem fit, and to make provision for research and for the advancement

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<sup>1</sup> An Ordinance made by the Governor of Balochistan and published in the Gazette of Balochistan (Extraordinary) No. 2, dated 10<sup>th</sup> October, 1970; stands continue in force under article 268 of the Constitution of Islamic Republic of Pakistan, 1973; and now repealed under section 50.

and dissemination of knowledge in such manner as it may determine;

- (b) to prescribe courses of studies to be conducted by it and the colleges;
- (c) to hold examinations and to award and confer degrees, diplomas, certificates, and other academic distinctions to and on persons who have been admitted to and have passed its examinations under prescribed conditions;
- (d) to confer honorary degrees or other distinctions on approved persons in manner prescribed;
- (e) to provide for such instruction for persons not being student of the University as it may determine, and to grant certificates and diploma to such persons;
- (f) to confer degree on persons who have carried on independent research under prescribed conditions;
- (g) to affiliate and disaffiliate educational institutions under prescribed conditions;
- (h) to admit educational institutions to its privileges and to withdraw such privileges under prescribed conditions;
- (i) to inspect colleges and other educational institutions associated or seeking associations with it;
- (j) to accept the examinations passed and the periods of study spent by students of the University at other Universities and places of learning equivalent to such examinations and periods of study in the University as it may determine and to withdraw such acceptance;
- (k) to cooperate with other Universities and public authorities in such manner and for such purpose as it may determine;
- (l) to institute Professorships, Associate Professorships, Assistant Professorships and Lecturerships and any other posts and to appoint persons thereto;

- (m) to create posts for research, publications, extension administration and other related purpose and to appoint person thereto;
- (n) to recognize selected members of the teaching staff of affiliated colleges and colleges or educational institutions admitted to the privileges of the University or such other persons as it may deem fit as University Teachers;
- (o) To institute and award fellowships, scholarships, exhibitions, bursaries, medals and prizes under prescribed conditions;
- (p) to establish teaching departments schools, colleges, faculties, institutes, museums, laboratories, workshops, hospitals, farms and others centers of excellence, and study centers for the development of teaching and research and to make such arrangements for their maintenance, management and administrations as it may determine;
- (q) to supervise and control the discipline of the students of the University and the colleges, to promote the extra curricular and recreational activities of such students and to make arrangements for promoting their health and general welfare;
- (r) to demand and receive such fees and other charges as it may determine;
- (s) to enter into carry out, vary or cancel contracts;
- (t) to receive and manage property transferred and grants, bequests, trusts, gifts, donations, endowment and other contributions made to the University and to invest any fund representing such property, grants, bequests, trusts gifts, donations, endowment or contributions in such manner as it may deem fit;
- (u) to provide for the printing and publication of research and other works; *and*
- (v) to do all such other acts and things, whether incidental to the powers aforesaid or not, as may be requisite in order to further objects of

University as a place of education, learning and research.

Jurisdiction of the University.

5. (1) The University shall exercise the powers conferred on it by or under this Act, within the territorial limits of the Province of Balochistan and in respect of the Education Institutions lawfully functional within the Province of Balochistan imparting education of academic standards prescribed by the University:

Provided that Government may in consultation with the University, by general or special order, modify the extend and scope of the aforesaid powers of the University with regard to territorial limits of Educational institutions.

(2) No educational institutions situated within the territorial limits of the University shall, save with the consent of the University and the sanction of Government, be associated in any way with or seek admission to the privileges of any other University.

(3) The University may admit to its privileges under prescribed conditions, and educational institution falling within the territorial limits of another University, whether inside or outside Pakistan:

Provided that the prior consent of such other University and the sanction of Government is obtained.

University open to all classes creeds etc.

6. The University shall be open to all persons of either sex and of whatever religion, race creed, class or colour and nationality and no person shall be denied the privileges of the University on the ground of religion race, creed, class, or colour:

Provided that nothing in this section shall be deemed to prevent religious instruction being given to the students in their own religious faiths in such manner as may be prescribed.

Teaching in the University.

7. (1) All recognized teaching in various courses shall be conducted by the University or the colleges in the prescribed manner and may include lectures, tutorials, discussions seminars, demonstrations as well as practical work in the laboratories, hospitals, workshop and farms and other methods of instructions.

(2) The authorities responsible for organizing recognized teaching shall be such as may be prescribed.

(3) The courses and the curricula shall be such as may be prescribed.

(4) A discipline to be called Islamic Education and Pakistan Studies shall be offered as a compulsory subjects at the Bachelor's Degree levels at all Arts, Science professional and other Faculties provided that non-Muslim students may opt for Ethics and Pakistan Studies.

(5) A degree shall not be awarded to a student unless he has passed the examination in the discipline referred to in sub-section (4).

University Students Association.

8. (1) There shall be an Association of the students of the University of Balochistan which shall be represented on the Senate by the Student Representatives of the University Association and the representative of the Associations of the Affiliated colleges to be elected by the Presidents of Student Association of those colleges.

(2) The constitution, function and privileges of the University Students Association and the other matters relating thereto shall be such as may prescribed by Senate after initiation by the general body of the students of the University.

### CHAPTER – III OFFICERS OF THE UNIVERSITY

Officers of the University.

9. The following shall be the officers of the University.

(i) the Chancellor;

(ii) the Vice Chancellor;

<sup>1</sup>[(ii-a) the Pro-Vice Chancellor;]

(iii) the Deans;

(iv) the Directors;

(v) the Principals of the constituent colleges;

(vi) the Chairman of the Teaching Department;

(vii) the Registrar;

(viii) the Controller of the Examination;

(ix) the Treasurer;

(x) the Librarian; *and*

<sup>1</sup> Clause (ii-a) inserted by Balochistan Ordinance III of 2001; made by the Governor of Balochistan on 19<sup>th</sup> February, 2001; published in the Balochistan Gazette (Extraordinary) No. 21, dated 28<sup>th</sup> February, 2001; and protected under article 270 AA of the Constitution of Islamic Republic of Pakistan, 1973.

- (xi) such other officers as may be prescribed by the Regulations.

Chancellor.

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

(2) The Chancellor or his nominee shall preside at the convocation of the University and the meetings of the Senate.

(3) If the Chancellor is satisfied that the proceedings of any Authority are not in accordance with the provisions of this Act, the Statutes, the Regulations, or the Rules, he may, after calling upon such Authority to show cause as to why such proceedings should not be annulled, by order in writing, annul the proceedings.

(4) Every proposal to confer an honorary degree shall be subject to confirmation by the Chancellor.

(5) The Chancellor shall have the power to assent to such Rules and Regulations as are required to be submitted to him by the Senate or with-hold assent or refer them back to the Senate for reconsideration.

(6) The Chancellor may remove any person from the membership of any Authority if such person:—

- (i) has become of unsound mind; *or*
- (ii) has been incapacitated to function as member of such Authority; *or*
- (iii) has been convicted by a court of law of an offence involving moral turpitudes.
- (iv) has failed to attend three consecutive meetings of the authority; *or*
- (v) has accepted any assignment which involves his absence from the University for a continuous period of six months or more:

Provided that no order under this subsection shall be passed unless the person to be affected thereby is afforded an opportunity of being heard.

- (vi) the Chancellor may, of his own motion or otherwise, call for to examine the record

of any proceedings in which an order has been passed by any Authority for the purpose 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:

Provided that no order under this sub-section shall be passed unless the person to be affected thereby is afforded an opportunity of being heard.

(7) The Chancellor shall have the power to appoint the Dean of each Faculty on the recommendations of the Vice Chancellor from amongst the Professors in the Faculty.

Visitation.

11. (1) The Chancellor may cause an inspection or inquiry to be made in respect of any matter connected with the affairs of the University, and shall, from time to time, appoint such person or persons as he may deem fit for the purposes of carrying out inspection or holding inquiry in respect of:—

- (i) the University, its buildings, laboratories, libraries museums, workshops and equipment;
- (ii) any institution, college or hostel maintained or recognized by, or affiliated to the University;
- (iii) the teaching and other work conducted by the University; *and*
- (iv) the conduct of examination held by the University.

(2) The Chancellor shall, in every such case as aforesaid, 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 thereat.

(3) The Chancellor shall communicate to the Syndicate his views with regard to the result of such inspection or inquiry and shall after ascertaining the views thereon of the Syndicate advise the Syndicate on the action to be taken.

(4) The Syndicate shall communicate to the Chancellor such action, if any, as has been taken or may be proposed to be taken upon the results of the inspection or

inquiry. Such communication shall be submitted to the Chancellor within such time as may be specified by the Chancellor.

(5) Where the Syndicate does not, within a specified time take action to the satisfaction of the Chancellor, the Chancellor may, after considering any explanation furnished or representation made by the Syndicate issue such directions as he thinks fit, and the Vice Chancellor shall comply with such direction as if the same was decision of the concerned authority.

Vice Chancellor.

12. <sup>1</sup>[\*\*] 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 of four years or more which may be extended by the Chancellor from time to time.

<sup>2</sup>[*Sub-section (2) omitted.*]

Powers and duties  
of the Vice  
Chancellor.

13. (1) The Vice Chancellor shall be the principal executive and academic officers of the University and shall ensure that the provisions of this Act, the Statutes, the Regulations and the Rules are faithfully observed in order to promote teaching, research publication, administration, the general efficiency and good order of the University. He shall have all powers necessary for this purpose including administrative control over all officers, teachers, and other employees of the University.

(2) The Vice Chancellor shall, in the absence of the Chancellor, preside at the convocation of the University and the meetings of the Senate and shall if present, preside at the meetings of the Authorities of which he is the Chairman and be entitled to attend and preside at any meeting of any other Authority or body of the University.

(3) The Vice Chancellor may, in an emergency which in his opinion requires immediate action, take such action as he may consider necessary and shall as soon thereafter as possible, report his action to the officer, authority or other body which in the ordinary course, would have dealt with the matter.

(4) The Vice Chancellor shall also have the

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<sup>1</sup> Brackets and the figure “(1)” omitted by Balochistan Ordinance III of 2001; made by the Governor of Balochistan on 19<sup>th</sup> February, 2001; published in the Balochistan Gazette (Extraordinary) No. 21, dated 28<sup>th</sup> February, 2001; and protected under article 270 AA of the Constitution of Islamic Republic of Pakistan, 1973.

<sup>2</sup> Omitted, *ibid.*

powers:—

- (i) to create and fill temporary posts for a period not exceeding six months;
- (ii) to sanction all expenditure provided for in the approved budget, and to re-appropriate funds within the same major head or expenditure;
- (iii) to sanction by re-appropriation an amount not exceeding five thousand rupees for an unforeseen item not provided for in the budget, and report it to the Syndicate at the next meeting;
- (iv) to appoint paper setters and examiners for all examinations of the University after receiving panels of names from the relevant authorities;
- (v) to make such arrangements for the scrutiny of papers, marks and results as he may consider necessary;
- (vi) to direct teachers, officers and other employees of the University to take up such assignments in connection with teaching, research, examination, administration and such other activities in the University as he may consider necessary for the purpose of the University;
- (vii) to delegate, subjects to such conditions, if any as may be prescribed any of his powers under this Act to an officer or officers of the University.
- (viii) to exercise and perform such other powers and functions as may be prescribed; *and*
- (ix) to appoint employees in Basic Pay Scale 1 to 16.

Pro-Vice

<sup>1</sup>[13-A. (1)

The Pro-Vice Chancellor shall be appointed by

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<sup>1</sup> Sections 13-A and 13-B added by Balochistan Ordinance III of 2001; made by the Governor of Balochistan on 19<sup>th</sup> February, 2001; published in the Balochistan Gazette (Extraordinary) No. 21, dated 28<sup>th</sup> February, 2001; and protected under article 270 AA of the Constitution of Islamic Republic of Pakistan, 1973.

- Chancellor. Chancellor, on such terms and conditions as the Chancellor may determine.
- (2) At any time when the office of the Vice Chancellor is vacant or the Vice Chancellor proceeds on official tour or is absent or is unable to perform the functions of his office due to illness or other reason, the Pro-Vice Chancellor will perform the duties of the Vice Chancellor.
- Powers and Duties of the Pro-Vice Chancellor. 13-B. (1) The Pro-Vice Chancellor shall assist the Vice Chancellor in all University affairs. All matters requiring orders, approval, sanction from the Vice Chancellor shall be routed through the Pro-Vice Chancellor.
- (2) The Pro-Vice Chancellor shall be ex-officio member on all the Statutory Bodies of the University, such as Senate, Syndicate, Academic Council, Finance and Planning Committee, Advance Studies and Research Board, Selection Board and the Affiliation Committee.]
- Registrar. 14. The Registrar shall be a whole-time officer of the University and shall be appointed by the <sup>1</sup>Syndicate on such terms and conditions as may be determined by it he shall:—
- (a) be the custodian of the common seal and the academic records of the University;
- (b) maintain a registrar of registered graduates in the prescribed manner;
- (c) conduct elections of members to the various authorities in the prescribed manner; *and*
- (d) perform such other duties as may be prescribed.
- Treasurer. 15. The Treasurer shall be a whole-time officer of the University and shall be appointed by the Chancellor on such terms and conditions as the Chancellor may determine he shall:—
- (a) serve as custodian of the University Fund

<sup>1</sup> A word “Senate” was substituted for the word “Syndicate” by Balochistan Ordinance V of 2007; made on 16<sup>th</sup> February, 2007 by Governor of Balochistan; and published in the Balochistan Gazette (Extraordinary) No.16, dated 21<sup>st</sup> February, 2007, which was lapsed and another Balochistan Ordinance VIII of 2007 was made by the Governor Balochistan on 16<sup>th</sup> May, 2007; published in the Balochistan Gazette (Extraordinary) No. 62, dated 9<sup>th</sup> June, 2007. Again on its expiry a Balochistan Ordinance XIV of 2007 was made by the Governor Balochistan on 30<sup>th</sup> August, 2007; and published in the Balochistan Gazette (Extraordinary) No. 104, dated 4<sup>th</sup> September, 2007. The position as before the amendment was revived when the last Ordinance expired/stand repealed by afflux of time.

The last Ordinance being made within 90 days before the Declaration of Emergency on 3<sup>rd</sup> November, 2007, was given permanence by the Provisional Constitution Order No. I of 2007 and validated by a decision of the Hon’ able Supreme Court of Pakistan in C.P. No. 87 & 88 of 2007; later through another decision passed on 31<sup>st</sup> 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 with in 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.

Property and assets;

- (b) manage the property, the finances and the investment of the University;
- (c) prepare the annual and revised budget estimates of the University and present them to the Finance and Planning Committee, the Syndicate and the Senate;
- (d) ensure that the funds of the University are expended on the purposes for which they are provided; *and*
- (e) perform such other duties as may be prescribed.

Controller of  
Examination.

16. The Controller of Examination shall be a whole time officer of the University and shall be appointed by the <sup>1</sup>Syndicate on such terms and conditions as may be determined by it. He shall be responsible for all matters connected with the conduct of examinations and perform such other duties as may be prescribed.

Auditor.

17. (1) There shall be a Resident Auditor who shall be an officer in the service of Government whose services have been lent to the University.

(2) The duties of University Auditor shall include pre-audit of all bills and demands for payment submitted to the University.

#### CHAPTER – IV AUTHORITIES OF THE UNIVERSITY

Authorities.

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

- (i) the Senate;
- (ii) The Syndicate;
- (iii) the Academic Council;
- (iv) the Board of Faculties;
- (v) the Board of Studies;
- (vi) the Selection Board;
- (vii) the Advanced Studies and Research Board;

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<sup>1</sup> A word “Senate” was substituted for the word “Syndicate” by Balochistan Ordinances V, VIII and XIV of 2007, however the position as before the amendment, was revived when the last Ordinance was expired/stand repealed by afflux of time, after a decision of the Hon’able Supreme Court of Pakistan, *see* also footnote 2 under section 14.

- (viii) the Finance and Planning Committee;
- (ix) the Affiliation Committee;
- (x) the Discipline Committee; *and*
- (xi) such other Authorities as may be prescribed by Statutes.

Senate.

- <sup>1</sup>19. (1) The Senate shall consist of:—
- (i) the Chancellor;
  - (ii) the Vice Chancellor;
  - (iii) the Members of the Syndicate;
  - (iv) the Deans;
  - (v) the Directors of University institutes;
  - (vi) the Principals of the constituent Colleges;
  - (vii) the University Professors and Emeritus Professors;
  - (viii) the Chairman of the Teaching Departments;
  - (ix) the Officer or Teacher Incharge of the Students Affairs;
  - (x) Three Principals of affiliated colleges to be elected by the Principals of all such colleges from amongst themselves;
  - (xi) Ten teachers of affiliated colleges having at least three years services in an affiliated college to be elected by the teachers of all such colleges from amongst themselves;
  - (xii) Chairman of the Board of Intermediate and Secondary Education located within the jurisdiction of the University;
  - (xiii) two representatives of the University Student's Union;
  - (xiv) two representatives of the affiliated colleges students unions to be elected by the Presidents of all the affiliated colleges

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<sup>1</sup> Substituted by Balochistan Ordinances V, VIII and XIV of 2007, however the position as before the amendment, was revived when the last Ordinance was expired/stand repealed by afflux of time, after a decision of the Hon' able Supreme Court of Pakistan, *see* also footnote 2 under section 14.

student's union;

- (xv) Fifteen University Teachers having at least three years service to be elected by all University Teachers;
- (xvi) Five registered graduates to be elected by all such graduates from amongst themselves;
- (xvii) three persons eminent in the Arts, Sciences and the Professions, one from each category;
- (xviii) the Registrar;
- (xix) the Treasurer;
- (xx) the Controller of Examination;
- (xxi) the Librarian;
- (xxii) Members of the Provincial Assembly of Balochistan to be elected in the following manner; One member from each Division, to be elected by the member of the Provincial Assembly from that Division;
- (xxiii) The Director of Education Colleges, within the territorial limits of the University; *and*
- (xxiv) Three members to be nominated by the Academic Staff Association;

(2) The Chancellor or in his absence his nominee shall be the Chairman of the Senate.

(3) The Senate shall meet at least twice in every year. Provided that the members mentioned at clauses (xiii) and (xiv) of sub-section (1) shall hold office during the term of their tenure.

(4) The Senate shall meet at least twice in every year on dates to be fixed by the Vice Chancellor with the consent of the Chancellor.

(5) The quorum for a meeting of the Senate shall be one third of the total number of members, a fraction being counted as one.

Powers and duties  
of Senate.

<sup>1</sup>20. Subject to the provisions of this Act the Senate shall have the powers:—

- (a) To consider the drafts Rules proposed by the Syndicate and deal with them in the manner indicated in sub-section (2) of Section 28;
- (b) to consider and pass resolution on the annual report, the annual statement of accounts, and the annual and revised budget estimates;
- (c) to appoint member to the Syndicate and other Authorities in accordance with the provisions of this Act;
- (d) to delegate any of its powers to an Authority or officer or a Committee or sub-committee; *and*
- (e) to perform such other functions as may be prescribed by Rules.

Syndicate.

<sup>2</sup>21. (1) The Syndicate shall consist of:—

- (i) The Vice Chancellor who shall be its Chairman;
- (ii) One Member of the Provincial Assembly of Balochistan to be elected by the Members of the Assembly from amongst themselves;
- (iii) The Chief Justice of the Balochistan High Court or a Judge of the said Court to be nominated by the Chief Justice;
- (iv) One Dean to be appointed by the Chancellor on the recommendation of the Vice Chancellor;
- (v) One professor, one Associate professor, two Assistant professors and two Lecturers who have completed a minimum of two years service in the University to be elected jointly by all the Teachers of the University;

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<sup>1</sup> Substituted by Balochistan Ordinances V, VIII and XIV of 2007, however the position as before the amendment, was revived when the last Ordinance was expired/stand repealed by afflux of time, after a decision of the Hon' able Supreme Court of Pakistan, *see* also footnote 2 under section 14.

<sup>2</sup> Substituted by Balochistan Ordinances V, VIII and XIV of 2007, however the position as before the amendment, was revived when the last Ordinance was expired/stand repealed by afflux of time, after a decision of the Hon' able Supreme Court of Pakistan, *see* also footnote 2 under section 14.

- (vi) Two members to be nominated by the Academic Staff Association;
- (vii) Two teachers of the affiliated colleges to be elected from amongst the teachers of affiliated colleges;
- (viii) One Principal of the professional college to be nominated by the Chancellor;
- (ix) Three person of eminence including one female not serving any educational institution to be nominated by the Chancellor;
- (x) Two nominees of the Chancellor from among eminent educationalists;
- (xi) Education Secretary; *and*
- (xii) One Principal of the affiliated colleges to be elected by the Principals of such colleges from amongst themselves.

(2) Members of the Syndicate, other than ex-officio members shall hold office for three years.

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

Power and duties of the Syndicate.

<sup>1</sup>22. (1) The Syndicate shall be the executive body of the University and shall, subject to the provisions of this Act and the Statutes, exercise general supervision over the affairs and management of the property of the University.

(2) Without prejudice to the generality of the foregoing powers, and subject to the provisions of this Act and the Statutes, the Syndicate shall have the powers;

- (a) To hold, control and administer the property and funds of the University;
- (b) To govern and regulate, with due regard to the advice of the Finance and Planning Committee in this behalf, the finances, accounts and investments of the University and for that purpose to appoint

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<sup>1</sup> Substituted by Balochistan Ordinances V, VIII and XIV of 2007, however the position as before the amendment, was revived when the last Ordinance was expired/stand repealed by afflux of time, after a decision of the Hon' able Supreme Court of Pakistan, *see* also footnote 2 under section 14.

such agents at it may think fit;

- (c) To consider the annual report, the annual and revised budget estimates and to advise the Senate thereon, and to reappropriate funds from one major head of expenditure to another;
- (d) To transfer and accept transfer of movable or immovable property on behalf of the University;
- (e) To enter into, vary, carry out and cancel contracts on behalf of the University;
- (f) To cause proper books of accounts to be kept for all sums of money received and expended by the University and for the assets and liabilities of the University;
- (g) To 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 power of the varying, such investments;
- (h) To revive and manage any property transferred and grants, bequests, trusts, gifts, donations, endowments and other contributions made to the University;
- (i) To administer any funds placed at the disposal of the University for specified purposes;
- (j) To determine the form, provide for the custody and regulate the use of the common seal of the University;
- (k) To provide the buildings, libraries, premises, furniture, apparatus, equipment and other means required for carrying out the work of the University;
- (l) To establish and maintain halls of

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

- (m) To affiliate and disaffiliate colleges;
- (n) To admit educational institutions to the privileges of the University and withdraw such privileges;
- (o) To arrange for the inspection of colleges and the Teaching Departments;
- (p) To institute Professorships, Associate Professorships, Assistant Professorships, Lecturerships, and other teaching posts or to suspend or to abolish such posts;
- (q) To create, suspend or abolish such administrative, research extension or other posts as may be necessary;
- (r) To appoint University Teachers and other Officers on the recommendation of the Selection Board in the initial pay of above one thousand per mensem;
- (s) To appoint Emeritus Professor on such terms and condition as may be prescribed;
- (t) To confer Honorary Degrees in accordance with the conditions prescribed;
- (u) To prescribed the duties of Officers, Teachers and other employees of the University;
- (v) To suspend, punish and remove from service officers (other than the Vice Chancellor), Teachers and other employees in the manner prescribed;
- (w) To report to the Senate on matters on which it has been asked to report;
- (x) To appoint members to the various Authorities in accordance with the provisions of the this Act;

- (y) To propose drafts for Statutes for submission to the Senate;
- (z) To consider and deal in the manner prescribed in sub-section (2) of Section 29, the Regulations made by the Academic Council, provided that the Syndicate may frame a regulation at its own initiative and approve it after calling for the advice of the Academic Council;
- (aa) To regulate, determine and administer all other matters concerning the University and to this end exercise all other powers not specifically mentioned in this Act and the Statutes;
- (bb) To delegate any of its powers to an Authority or Officer or a Committee or Sub-Committee; *and*
- (cc) To perform such other functions as have been assigned to it by the other provisions of this Act or may be assigned to it by the Statutes.

- Academic Council.   <sup>1</sup>23.   (1)   The Academic Council shall consist of:—
- (i) Vice Chancellor who shall be its Chairman;
  - (ii) The Deans;
  - (iii) The Directors of University institutes;
  - (iv) The Principals of the constituent Colleges;
  - (v) The University Professors including Emeritus Professors;
  - (vi) The Chairman of the Teaching Departments;
  - (vii) Secretary to Government of Balochistan Education Department;
  - (viii) Three Associate Professors other than Chairman of the Teaching Department, to

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<sup>1</sup> Substituted by Balochistan Ordinances V, VIII and XIV of 2007, however the position as before the amendment, was revived when the last Ordinance was expired/stand repealed by afflux of time, after a decision of the Hon' able Supreme Court of Pakistan, *see* also footnote 2 under section 14.

be elected by and from amongst the Teachers themselves;

- (ix) Four Assistant Professors and six Lecturers who have completed a minimum of two years teaching at the University to be elected by and from amongst themselves;
- (x) Four Principals of affiliated colleges to be elected by the Principals of all such colleges from amongst themselves, of whom at least one shall be from professional colleges and one from the women's colleges;
- (xi) Five Teachers of affiliated colleges having at least five years service in an affiliated colleges, other than the Principals, to be elected by the Teachers of all such colleges from amongst themselves of whom at least one shall be from professional colleges and one from the women's colleges;
- (xii) Three person eminent in the arts, the sciences and the professions, of whom one shall be from each category belonging to Balochistan to be nominated be the Chancellor;
- (xiii) The Registrar;
- (xiv) The Librarian;
- (xv) The Controller of Examinations;
- (xvi) Director of Education (Colleges); *and*
- (xvii) Three members to be nominated by Academic Staff Association.

(2) Members appointed by nomination or election shall hold office for three years.

(3) The quorum for a meeting of the Academic Council shall be one third of the total number of members.

Powers and duties <sup>1</sup>24. (1) The Academic Council shall be the academic

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<sup>1</sup> Substituted by Balochistan Ordinances V, VIII and XIV of 2007, however the position as before the amendment, was revived when the last Ordinance was expired/stand repealed by afflux of time, after a decision of the Hon' able Supreme Court of Pakistan, *see*

of the  
Academic  
Council.

body of the University and shall, subject to the provisions of this Act 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 colleges.

(2) Without prejudice to the generality of the foregoing powers and subject to the provision of this Act, and the Statutes, the Academic Council shall have the powers:—

- (a) To advise the Syndicate on academic matters;
- (b) To regulate the conduct of teaching research and examinations;
- (c) To regulate the admission of students to the course of studies and examinations in the University;
- (d) To regulate the conduct and discipline of the students of the University;
- (e) To propose to the Syndicate schemes for the constitution and organization of Faculties, Teaching Department and Boards of Studies;
- (f) To consider or formulate proposals for the planning and development of teaching and research in the University;
- (g) To make Regulations, on the recommendations of the Board of Studies, prescribing the courses of studies, the Syllabi and outlines of texts for all the University examinations;

Provided that if the recommendations of the Board of a Faculty or a Board of Studies are not received by the prescribed date, the Academic Council may subject to the approval of the Syndicate, continue for the next year the courses of studies already prescribed for an examination;

- (h) To recognize the examinations of other Universities or examining bodies as equivalent to the corresponding

examinations of the University;

- (i) To regulate the award of studentships, scholarships, exhibitions, medals and prizes;
- (j) To frame Regulations for submission to the Syndicate;
- (k) To appoint members to the various Authorities in accordance with the provisions of this Act; *and*
- (l) To perform such other functions as may be prescribed by Statutes.

<sup>1</sup>Constitution,  
Functions and  
Powers of  
other  
Authorities.

<sup>1</sup>25. The constitution, functions and powers of other Authorities for which no specific provision has been made in this Act shall be such as may be prescribed by Rules.

Appointment of  
Committees by  
certain  
Authorities.

26. The Senate, the Syndicate, the Academic Council and other Authorities may, from time to time, appoint such standing, special or advisory committees, as they may deem fit, and may place on such committees, person who are not members of the Authorities appointing the committees.

#### CHAPTER – V RULES AND REGULATIONS

Regulations.

27. (1) Subject to the provisions of this Act, Regulations may be made to regulate or prescribe all or any of the following:—

- (a) The constitution of pension, insurance, gratuity, provident fund and benevolent fund for University employees;
- (b) The scales of pay and other terms and conditions of service of officers Teachers and other employees of the University;
- (c) The maintenance of the register of registered graduates;
- (d) Affiliation and disaffiliation of educational institutions and related

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<sup>1</sup> Substituted by Balochistan Ordinances V, VIII and XIV of 2007, however the position as before the amendment, was revived when the last Ordinance was expired/stand repealed by afflux of time, after a decision of the Hon' able Supreme Court of Pakistan, *see* also footnote 2 under section 14.

matters;

- (e) Admission of educational institutions to the privileges of the University and the withdrawal of such privileges;
- (f) The conduct of elections for membership of the Authorities of the University and related matters;
- (g) The establishment of Faculties, institutes, colleges and other Academic Divisions;
- (h) The powers and duties of the officers and teachers;
- (i) Conditions under which the University may enter into arrangements with other institutions or with public bodies for purposes of research and advisory services;
- (j) Conditions for appointment of Emeritus Professors and award of honorary degrees;
- (k) Efficiency and discipline of University Employees;
- (l) The general scheme of studies including the duration of courses and the number of subjects and papers for an examination;  
*and*
- (m) All other matters which by this Act, are to be, or may be prescribed, or regulated by Regulations.

(2) The drafts of Regulations shall be proposed by the Syndicate to the Senate which may approve it, or pass it with such modifications as the Senate may think fit, or may refer it back to the Syndicate for reconsideration or may reject it:

Provided that the Syndicate shall not propose draft of Regulation affecting the constitution or powers of any Authority of the University until such Authority has been given an opportunity or expressing opinion in writing upon the proposal:

Provided further that the draft of Regulations

concerning any of the matters mentioned in clauses (a) and (b) of sub-section (1), shall be forwarded to the Chancellor and shall not be effective until it has been approved by the Chancellor.

(3) The Syndicate or the Senate shall not have the powers to make any Regulations concerning efficiency and discipline of officers, teachers and other employees of the University and such Regulations may be made by the Chancellor.

Rules.

28. (1) Subject to the provisions of this Act, and the Statutes, Rules may be made for all or any of the following matters:—

- (a) The courses of study for degrees, diplomas and certificates of the University;
- (b) The manner in which the recognized teaching referred to in sub-section (1) of section 7 shall be organized and conducted;
- (c) The admission of students to the University;
- (d) The conditions under which students shall be admitted to the courses and the examinations of the University and shall become eligible for the award of degrees, diplomas and certifications;
- (e) The conduct of examinations;
- (f) Fees and other charges to be paid by students for admission to the courses of study and the examinations of the University;
- (g) The conduct and discipline of students of the University;
- (h) Conditions of residence of the male, female teachers hostels, the students of the University or the colleges, including the levying of fees for residence in halls of residence and hostels;
- (i) The approval and licensing of hostels and

lodgings;

- (j) Conditions under which a person should carry on independent research to entitle him to a degree;
- (k) The institution of fellowships, scholarships, exhibitions, medals and prizes;
- (l) The institution of stipends and free and half-free studentships;
- (m) The academic costume;
- (n) The use of the library;
- (o) The formation of Teaching Departments and Board of Studies; *and*
- (p) All other matters which by this Act, and the Rules are to be or may be prescribed by Regulations.

(2) The Regulations shall be prepared by the Academic Council and shall be submitted to the Syndicate which may approve them or withhold approval or refer them back to the Academic Council for reconsideration. A Regulation prepared by the Academic Council shall not be valid, unless it receives the approval of the Syndicate.

Amendment and  
repeal of Rules  
Statutes and  
Regulations.

29. The procedure for adding to, amending or repealing the Rules and the Regulations shall be the same as that prescribed respectively for framing or making Rules and Regulations.

### RULES

Rules.

30. (1) The Authorities and the other bodies of the University may make Rules consistent with this Act, Rules and the Regulations, to regulate the conduct of their business and the time and place of meeting and related matters:

Provided that the Syndicate may direct the amendment or the annulment of any Rules made by another Authority or body excepting the Senate, under this Section:

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

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

CHAPTER – VI  
AFFILIATION OF EDUCATIONAL INSTITUTIONS TO  
THE UNIVERSITY

Affiliations.

31. (1) An educational institution applying for affiliation to the University shall make an application to the University and shall satisfy it:—

- (a) That the educational institution is under the management of the Government or of a regularly constituted governing body;
- (b) That the financial resources of the educational institution are sufficient to enable it to make due provision for its continued maintenance and efficient working;
- (c) That the strength and qualifications of the teaching and other staff, and the terms and conditions of their services are adequate to make due provision for the courses of instruction, teaching or training to be undertaken by the educational institution;
- (d) That the educational institution has framed proper rules regarding the efficiency and discipline of its staff and other employees;
- (e) That the building in which the educational institution is to be located is suitable, and that provision will be made, in conformity with the Rules and the Regulations for the residence of students, not residing with their parent or guardians, in the hostels, established and maintained by the educational institution or in hostels or lodging approved by it, and the supervision and general welfare of students;

- (f) That provision has been made for a Library and adequate library services;
- (g) That where affiliation is sought in any branch of experimental sciences, due arrangements have been made for imparting instruction in that branch of science in a properly equipped laboratory, museum and other places of practical work;
- (h) That due provision will, so far as circumstances may permit, be made for the residence of principal and members of teaching staff in or near the college or the place provided for the residence of students; *and*
- (i) That the affiliation of the educational institution, having regard to the provision which may have been made for the students by another educational institution in its neighborhood, will not be injurious to the interest of education or discipline.

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

(3) The procedure to be followed in disposing of an application for the affiliation of an educational institution shall be such as may be prescribed.

(4) The Syndicate may, on the recommendation of the Affiliation Committee, grant or refuse affiliation to an educational institution;

Provided that affiliation shall not be refused, unless the educational institution has been given an opportunity of making a representation against the proposed decision.

Addition of courses  
by Affiliated

32. Where an educational institution desires to add to the courses of instruction in respect of which it is affiliated, the

Education Institution.	procedure prescribed under sub-section 3 of section 31 shall, so far as may be followed.
Report from Affiliated Educational institution.	<p>33. (1) Every educational institution affiliated to the University shall furnish such reports, returns and other information as the University may require to enable it to judge the efficiency of the educational institution.</p> <p>(2) The University may call upon any educational institution affiliated to it to take, within a specified period, such action as may appear to the University to be necessary in respect of any of the matters referred to in sub-section (1) of section 31.</p>
Withdrawal of affiliation.	<p>34. (1) If any educational institution affiliated to the University fails at any time to fulfill any of the requirements mentioned in this Act, or if an institution has failed to observe any of the conditions of its affiliation, or its affairs are conducted in a manner which is prejudicial to the interest of education, the Syndicate may on the recommendation of the Affiliation Committee, and after considering representation as the educational institution may wish to make, withdraw either in whole or in part, the rights conferred on the educational institution by affiliation or modify such rights.</p> <p>(2) The procedure to be followed for the withdrawal of affiliation shall be such as may be prescribed.</p>
Appeal against refusal or withdrawal of affiliation.	<p>35. An appeal shall lie to the Senate against the decision of the Syndicate, refusing to affiliate an institution, or withdrawing in whole or in part the rights conferred on an institution by affiliation or modifying such rights:</p> <p>Provided that no order under this section shall be passed without affording an opportunity of being heard to the institution to be affected thereby.</p>
CHAPTER – VII	
University Fund.	36. The University shall have a fund to which shall be credited its income from fees, donation, trusts, bequests, endowments, contributions, grants and all other sources.
Recovery of University dues.	37. All sums and amount lawfully recoverable the University shall be treated as revenue arrears. The University or any person generally or specially authorized by it may send a requisition to the collector for the recovery of any sum due to

the University under any bond or otherwise lawfully recoverable and the collector shall thereupon proceed to recover the same as if the same were areas of land revenue and on recovery credit the amount of University.

Audits and  
Accounts.

38. (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 funds of the University 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 Rules and Regulations.

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

(4) The accounts of the University shall be audited once a year in conformity with the Rules and Regulations by the Auditor appointed by the Government for this purpose.

(5) The observations of Government Auditor, together with such annotations as the Treasurer may make, shall be presented to the Syndicate.

#### CHAPTER – VIII GENERAL PROVISIONS

Employees of the  
University and  
their  
retirement.

39. (1) All employees of the University including employees appointed on contract basis and or on fixed tenure posts shall be deemed to be provincial public servants as defined by Section 21 of Pakistan Penal Code:

Provided that the sanction of their prosecution shall be granted by the respective complete authority in the University and not be any other authority prescribed by Federal or Provincial Government.

(2) An Officer, Teacher or other employee of the University shall retire from service:

(i) On such date after he has completed 25 years of service qualifying for pension or

other retirement benefits as the competent authority may, in the public interest direct, or

- (ii) Where no direction is given under clause (i) on the completion of the sixty years of his age.

*Explanation:-* In this section “Competent Authority or a person duly authorized by the appointing authority in that behalf, not being a person lower in rank to the officer, teacher or other concerned employee”.

Opportunity of show Cause.

40. Except as otherwise provided no officer, teacher or other employee of the University holding a permanent post shall be reduced in rank, or removed or compulsorily retired from service unless he has been given reasonable opportunity of showing cause against the action proposed to be taken.

Appeal to and review by the <sup>1</sup>Syndicate.

41. Where an order is passed 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 passed by the Vice Chancellor or any other officer or teacher of the University, have the right to appeal to the <sup>1</sup>Syndicate against the order and where the order is made by the <sup>1</sup>Syndicate, have the right to apply to that authority for review shall be submitted to the Vice Chancellor and he shall lay it before the <sup>1</sup>Syndicate with his views:

Provided that no order under this section shall be passed unless an opportunity of being heard is afforded to the person to be affected thereby.

Pension, Insurance, Gratuity, Provident Fund and Benevolent Fund.

42. (1) The University shall constitute for the benefit of its officers, teachers and other employees in such manner and subject to such conditions as may be prescribed, such pension, insurance, gratuity, provident fund and benevolent fund scheme as it may deem fit.

(2) Where any provident fund has been constituted under this Act, the provisions of the Provident Fund Act, 1925 (Act XIX of 1925) shall apply to such fund as if it were the

<sup>1</sup> A word “Senate” was substituted for the word “Syndicate” by Balochistan Ordinances V, VIII and XIV of 2007, however the position as before the amendment, was revived when the last Ordinance was expired/stand repealed by afflux of time, after a decision of the Hon’ able Supreme Court of Pakistan, see also footnote 2 under section 14.

Government Provident Fund.

Transfer of  
University  
Teacher and  
other  
Employees.

43. (1) Notwithstanding anything to the contrary contained in any agreement or contract or in any other law for the time being enforce, but subject to the provision of the Act, an officer, teacher or other employee shall, if the Chancellor so directs in the public interest, serve for such period as may be fixed or extended from time to time by the Chancellor in any part in Government Department or an Educational or research institution set up, or established by the Government or by a University in the Province of Balochistan and no terms and conditions not less favourable than those admissible to him in the University and with full benefits of his previous services:

Provided that in the case of a teacher such a direction shall not be made without consulting the Syndicate.

(2) The Chancellor may fill any post in the University by appointing a person in the service of the Government or an officer, teacher or other employee of any other University or Education or Research Institution set up or established by the Government or by the University in the Province of Balochistan:

Provided that in the case of teaching post in the University, the appointment shall not be made without consulting the Selection Board of the University.

Commencement of  
term of office  
of member of  
Authority.

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

(2) Nothing in sub-section (1) shall affect the provision of section 45.

Filling of Casual  
vacancies in  
Authorities.

45. Any casual vacancy among the elected, appointed or nominated members of any Authority shall be filled as soon as conveniently may be by the person or persons or the body who elected, appointed or nominated that member whose place has become vacant and the person elected, appointed or nominated to the vacancy shall be a member of such Authority for the residue of the term for which the person whose place he fills would have been a member.

Members of an  
Authority to  
cease to be

46. (1) An elected, appointed and nominated member of any authority shall cease to be member if he:—

- Member. (a) Absents himself, without the leave of such Authority, from three consecutive meetings thereof; *and*
- (b) Accepts any assignment which involves his absence from the University for a period of six months or more.
- Voids in Constitution Authorities. 47. Where there is a void in the constitution of an Authority, as constituted by this Act, because of the abolition of a specified office under Government or because an organization, institution or other body outside the University has been dissolved or has ceased to function, or because of some other similar reason, the void shall be filled in such manner as the Chancellor may direct.
- Disputes about membership of Authority. 48. If a question arises whether any person is entitled to be a member of any Authority, the matter shall be referred to a committee consisting of the Vice Chancellor and the Judge of the Balochistan High Court and the Deans who are members of the <sup>1</sup>Syndicate and the decision of this committee shall be final and binding.
- Proceedings of Authorities not invalidated by vacancies. 49. No act, resolution or decision of any Authority shall be invalid by reasons of any vacancy on the Authority doing, passing, or making it or by reason of any want to qualification or invalidity in the election, appointment or nomination of any defects member of the Authority, whether present or absent.
- Repeal and saving. 50. (1) The University of Balochistan Ordinance, 1970<sup>2</sup>, (I of 1970), hereinafter referred to as the said Ordinance, is hereby repealed.
- (2) Notwithstanding the repeal of the said Ordinance:—
- (a) Every thing done, action taken, obligation or liabilities incurred, right and assets acquired, person appointed or authorized, jurisdiction or powers conferred, endowments, bequests, funds or trusts created, donations or grants made, scholarships, studentships, or exhibitions instituted, affiliations or

<sup>1</sup> A word “Senate” was substituted for the word “Syndicate” by Balochistan Ordinances V, VIII and XIV of 2007, however the position as before the amendment, was revived when the last Ordinance was expired/stand repealed by afflux of time, after a decision of the Hon’ able Supreme Court of Pakistan, *see* also footnote 2 under section 14.

<sup>2</sup> *See* footnote under section 3(5).

privileges granted and orders issued under any of the provision of the said Ordinance or the Statutes, the University Ordinance, the Regulations and the Rules made or deemed to have been made thereunder, shall if not inconsistent with the provisions of this Act, or the Statutes, the Regulations or the Rules made under this Act, be continued and, so far as may be, be deemed to have been respectively done, taken, incurred, acquired, appointed, authorized, conferred, created, made, instituted, granted, and issued under this Act, and any documents referring to any of the provisions of the said Ordinance, the Regulations and the Rules first referred to, shall, so far as may be, be considered to refer to the responding provisions of this Act or the Statutes, the Regulations and the Rules made under this Act;

- (b) Any Statutes, University Ordinance, Regulations or Rules made or deemed to have been made under the said Ordinance, shall, if not inconsistent with the provisions of this Act, be deemed to be regulated or prescribed by Rules or Regulations respectively continue to be in force, until they are repealed, rescinded or modified in accordance with the provisions of this Act.

Transitory provisions.

<sup>1</sup>51. (1) The Syndicate as constituted immediately before the commencement of this Act, shall continue to function and shall, as for as may be exercise the powers assigned to the Senate and the Syndicate under this Act until the first Syndicate is constituted under this Act:

Provided that till such time as the first Senate is constituted under this Act and is able to meet, the first

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<sup>1</sup> Substituted by Balochistan Ordinances V, VIII and XIV of 2007, however the position as before the amendment, was revived when the last Ordinance was expired/stand repealed by afflux of time, after a decision of the Hon' able Supreme Court of Pakistan, *see* also footnote 2 under section 14.

Syndicate shall be deemed to be fully constituted under this Act without the members to be nominated by the Senate and shall, in addition to the powers assigned to the Syndicate under this Act, exercise the powers assigned to the Senate.

(2) The other Authorities, as constituted under the Ordinance in force immediately before the commencement of this Act, shall continue to function and shall, as far as may be, exercise the powers respectively assigned to the corresponding authorities by or under this Act, until such time they are respectively replaced by the Authorities constituted under this Act.

<sup>1</sup>Removal of difficulties at the commencement of the Act.

52. If any difficulty arises as to the first constitution or reconstitution of any Authority upon the coming into force of this Act, or otherwise in the first implementation of the provisions of this Act, the Chancellor may, on the recommendation of the Vice Chancellor, give appropriate directions to remove such difficulty.

### **SCHEDULE**

#### **Faculties.**

1. The University shall have the following Faculties:—

- (i) The Faculty of Arts.
- (ii) The Faculty of Science; *and*
- (iii) Such other Faculties as may be prescribed by Statutes.

There shall be a Board of each Faculty which shall consist of:

- (i) The Dean;
- (ii) The Professors and the Chairman of the Teaching Departments comprised in the Faculty;
- (iii) Two members of each Board of Studies, comprised in the Faculty to be nominated by the Board of Studies concerned; *and*
- (iv) Three Teachers to be nominated by the Academic Council by reason of their specialized knowledge of the subject which, though not assigned to the Faculty, have in the opinion of

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<sup>1</sup> Substituted by Balochistan Ordinances V, VIII and XIV of 2007, however the position as before the amendment, was revived when the last Ordinance was expired/stand repealed by afflux of time, after a decision of the Hon' able Supreme Court of Pakistan, *see* also footnote 2 under section 14.

the Academic Council, important bearing on the subjects assigned to the Faculty.

The members mentioned in sub-clause (iii) and (iv) above shall hold office for three years.

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

The Board of each Faculty shall, subject to general control of the Academic Council and the Syndicate, have the powers—

- (a) To re-ordinate the teaching, research and publication work in the subject assigned to the Faculty.
- (b) To scrutinize the recommendations of the Board of studies, comprised in the Faculty in regard to the appointment of paper setters and examiners, except for research examinations, and to forward the panels of suitable paper setters and examiners for each examination to the Vice Chancellor.
- (c) To consider any other academic matter relating to the Faculty and to report thereon to the Academic Council; *and*
- (d) To perform such other functions as may be prescribed by Statutes.

**Dean.**

2. (1) There shall be a Dean of each Faculty who shall be the Chairman and convener of the Board of Faculty.

(2) The Dean of each Faculty shall be appointed by the Chancellor from amongst the three most senior Professors in the Faculty.

(3) The Dean shall hold office for three years.

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

(5) The Dean shall exercise such other powers and perform such other duties as may be prescribed.

**Teaching  
Department  
and  
Chairman.**

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

a Chairman.

(2) The Chairman of Teaching Department, or the Director of an Institution shall be appointed by the Syndicate on the recommendation of Vice Chancellor, from amongst three senior most Teachers in the Department by rotation for a period of three years and shall be eligible for re-appointment;

Provided that in a Department where there are less than three Professors the appointment shall be made from amongst the three senior most Professors and Associate Professors of the Department:

Provided further that in a Department in which there is no Professor or Associate Professor as such appointment shall be made and the Department shall be looked after by the Dean of the Faculty with the assistance of the senior most Assistant Professor or Lecturer of the Department.

(3) The Chairman of the Department shall plan, organize and supervise the work of the Department and shall be responsible to the Dean for the work of his Department.

**Boards 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 Chairman of the Teaching Department;
- (ii) All Professors and Associate Professors in the University Teaching Department;
- (iii) Three teachers of the subject including Heads of Departments of the Affiliated Colleges where post graduate teaching in the subject is being done, to be appointed by the Vice Chancellor.

Provided that if the total number of University Teachers under sub-clause (i) and (ii) comes to less than three, then this number may be made up by nominating other University Teachers as in sub-clause (iii).

- (iv) Two University Teachers, as the case may be other than a Professor or an Associate Professor, to be appointed by

the Academic Council;

- (v) Three Teachers other than University Teachers to be appointed by the Syndicate. The number will be determined by the Syndicate according to the need of each Board; *and*
- (vi) One expert to be appointed by the Vice Chancellor.

Provided that in the case of subjects which are taught in the Teaching Department or constituent colleges only, such as Law, Journalism etc; the Board of Studies shall consist of:

- (a) The Chairman of the University Teaching Department appointed by the Syndicate;
- (b) All Professors and Associate Professors in the University Teaching Department;
- (c) One University Teacher, other than a Professor or an Associate Professor, to be appointed by the Academic Council; *and*
- (d) Four experts to be appointed by the Vice Chancellor from outside the Jurisdiction of the University.

Provided further that in the case of professional subject which are taught in the affiliated colleges only, and not in the University such as Medicine, Animal Husbandry, Dentistry, Home Economics, Engineering, Agriculture etc, the Board of Studies shall consist of:

- (a) The Principals of the colleges concerned;
- (b) Five teachers of the colleges, to be appointed by the Syndicate; *and*
- (c) Two experts to be appointed by the Vice Chancellor from outside the jurisdiction of the University.

Provided also that in the case of such subjects of Humanities and Sciences as are taught in the affiliated colleges only and not in the University, the Board of Studies shall consist of:

- (a) Four teachers from the colleges doing

teaching work in the subject to be appointed by the Academic Council; *and*

- (b) One expert 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 three years.

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

(5) The Chairman of the University Teaching Department concerned shall be the Chairman and convener of the Board of Studies, where in respect of subject there is not University Teaching Department, the Chairman shall be appointed by the Syndicate.

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

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

**Advanced Studies  
and Research  
Board.**

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

- (i) The Vice Chancellor (Chairman);
- (ii) The Dean;
- (iii) Three University Professors other than Deans to be appointed by the Syndicate;
- (iv) Three University Teachers having research qualifications and experience to be appointed by the Academic Council; *and*

- (v) Three Teachers from affiliated colleges having research qualification to be appointed by the Vice Chancellor from institutions where post graduate classes are held.

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

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

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

- (a) To advise the Authorities on all matters connected with the promotion of advanced studies, publication and research in the University;
- (b) To consider and report to the Authorities on the Institution of research degree in the University;
- (c) To propose Regulations regarding the award of research degrees;
- (d) To appoint supervisors for research students and to determine the subjects of their thesis;
- (e) To recommend panels of names of paper setters and examiners for research examinations after considering the proposal of the Board of Studies in this behalf; *and*
- (f) To perform such other functions as may be prescribed by Statutes.

**Selection Board.**

6. (1) The Selection Board shall consist of:—
- (i) The Vice Chancellor (Chairman);
  - (ii) The Chairman or a member of the Balochistan Public Service Commission to be nominated by the Chairman;
  - (iii) The Dean of the Faculty concerned;

(iv) The Chairman of the Teaching Department concerned; *and*

(v) One member of the Syndicate and two other men of eminence, to be appointed by the Syndicate, provided that neither of three are employees of the University.

(2) The members mentioned in sub-clause (v) of clause (1) shall hold office for two years.

(3) (a) Four members shall form the quorum for the Selection of a Professor or an Associate Professor and three members for the Selection of other Teachers.

(b) In case of Officers other than teachers, the Selection Board shall consist only of members at sub-clause (i), (ii) and (v) of clause (1).

(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 expert in the subject concerned to be nominated by the Vice Chancellor from a standing list of expert for each subject approved by the Syndicate on the recommendation of the Selection Board and revised from time to time.

**Functions of  
Selection  
Board.**

7. (1) The Selection Board shall consider the applications received in response to advertisement and recommend to the Syndicate the names of suitable candidates for appointment to teaching and other posts.

(2) The Selection Board may recommend to the Syndicate grant of a higher initial pay in a suitable case of reasons to be recorded.

(3) The Selection Board may recommend to the Syndicate the appointment of eminently qualified person to a Professorship in the University on terms and conditions other than those prescribed.

(4) In the event of an unresolved difference of

opinion between the Selection Board and 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 (Chairman);
- (ii) One member of the Senate to be appointed by the Senate;
- (iii) One member of the Syndicate to be appointed by the Syndicate;
- (iv) Two Deans of the University to be nominated by the Vice Chancellor;
- (v) Two members of Academic Council to be appointed by Academic Council;
- (vi) One nominee of the Chancellor;
- (vii) The Treasurer; *and*
- (viii) Two nominees of the Academic Staff Association.

**Functions of the  
Finance and  
Planning  
Committee.**

9. The function of the Finance and Planning Committee shall be—

- (a) To consider the annual statement of accounts and the annual and revised budget estimates and advised the Syndicate thereon;
- (b) To review periodically the financial position of the University;
- (c) To advise the Syndicate on all matters relating to planning, development, finance, investment and accounts of the University; *and*
- (d) To perform such other functions as may be prescribed by Statutes.

**Affiliation  
Committee.**

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

- (i) The Vice Chancellor;
- (ii) Two Professors to be nominated by the Academic Council; *and*
- (iii) The Director of Education (Colleges).

(2) The term of office of the members of the

Committee, excluding ex-officio members, shall be two years.

(3) The Affiliation Committee may co-opt not more than three experts.

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

(5) An officer of the University to be designated by the Vice Chancellor for this purpose shall act as the Secretary of the Committee.

(6) The functions of the Affiliation Committee shall be:—

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

**Discipline**  
**Committee.**

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

- (i) One of Deans as Chairman nominated by Syndicate;
- (ii) Two Professors to be nominated by the Academic Council;
- (iii) One member to be nominated by the Syndicate;
- (iv) The Teacher or Officer incharge of Students Affairs by whatever name called (Member Secretary); and
- (v) Two nominees of the Academic Staff Association.

(2) The terms of office of the members of the Discipline Committee, excluding ex-officio members, shall be, two years.

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

(4) The functions of the Discipline Committee shall be:-

- (i) To propose Regulations to the Academic Council for the conduct of University students, maintenance of discipline and for dealing with cases of undiscipline; and
  - (ii) To perform such other functions as may be prescribed by Regulations.
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