

**THE SARDAR BAHADUR KHAN WOMEN'S
UNIVERSITY QUETTA ACT, 2004**

(Baln Act IX of 2004)

CONTENTS

SECTIONS

Preamble.

CHAPTER– I
PRELIMINARY

1. Short title, extent and commencement.
2. Definitions.

CHAPTER– II
ESTABLISHMENT, FUNCTION AND POWERS

3. Incorporation.
4. Powers of the University.
5. University open to all classes, creed s, etc.
6. Teaching at the University.

CHAPTER– III

7. Officers of the University.
8. Chancellor.
9. Removal from the Senate.
10. Provisional Powers of the Chancellor.
11. Vice-Chancellor.
12. Powers and duties of the Vice Chancellor.
13. Appointment and removal of the Vice Chancellor.
- 13-A. Pro-Vice Chancellor.
- 13-B. Powers and duties of the Pro-Vice Chancellor.
14. Registrar.

15. Treasurer.
16. Auditor.
17. Controller of Examinations.

CHAPTER– IV
AUTHORITIES OF THE UNIVERSITY

18. Authorities.
19. Senate.
20. Powers and functions of the Senate.
21. Visitation.
22. Syndicate.
23. Powers and duties of the Syndicate.
24. Academic Council.
25. Powers and function of the Academic Council.
26. Search Committees.
27. Appointment of Committees by certain Authorities.

CHAPTER– V
STATUTES, REGULATIONS AND RULES

28. Statutes.
29. Regulations.
30. Rules.

CHAPTER– VI
UNIVERSITY FUND

31. University Fund.
32. Audit and Accounts.

CHAPTER– VII
GENERAL PROVISIONS

33. Opportunity to show cause.
34. Appeal to the Syndicate and the Senate.

35. Service of the University.
36. Retirement from Service.
37. Benefits and Insurance.
38. Commencement of term of office of members of Authority.
39. Filling of Casual Vacancies in Authorities.
40. Proceedings of Authorities not invalidated by the vacancies.
41. First Statutes and Regulations.
42. Transitory Provisions.
43. Removal of Difficulties.
44. Indemnity.
45. Power to allow Appointment of employees of the Government, Other Universities or Education Or Research Institutions to the University.
46. Repeal.

**¹THE SARDAR BAHADUR KHAN WOMEN'S
UNIVERSITY QUETTA ACT, 2004**

(Balochistan Act IX of 2004)

[29th October, 2004]

An Act to provide for establishment of Sardar Bahadur
Khan Women's University Quetta.

Preamble.

WHEREAS, it is expedient to establish the Balochistan Women's University for promoting the advancement and dissemination of knowledge in the Province of Balochistan.

It is hereby enacted as follows:—

CHAPTER— I

PRELIMINARY

Short title, extent
and
commencement.

1. (1) This Act may be called the Sardar Bahadur Khan Women's University Quetta Act, 2004.
- (2) It shall come into force at once.

Definitions.

2. In this Act, unless the subject or context otherwise requires, the following expressions shall have the meaning of hereby respectively assigned to them that is to say;—
 - (a) "Academic" means the Academic Council of the University;
 - (b) "Academic Department" means a teaching research department maintained and administered, or recognized by the University in the manner as may be prescribed;
 - (c) "Affiliated College" means an educational institution affiliated to the University but not maintained or administered by it;
 - (d) "Authority" means any of the Authority of the University specified in this Act;
 - (e) "Chancellor" means the Chancellor of the University;
 - (f) "College " means constituent college or an affiliated college;

- (g) “Chairperson” means the head of an Academic Department;
- (h) “Commission” means the Higher Education Commission set up by the Higher Education Commission Ordinance, 2002 (LIII of 2002);
- (i) “Dean” means the Chairperson of a Faculty or the head of an academic body granted the status of a Faculty by this Act or by the Statutes or Regulations;
- (J) “Director” means a Director of an Institute;
- (k) “Employee” means a person borne on pay roll of the University but shall not include:—
 - (i) A person holding purely fixed tenure post.
 - (ii) A person appointed by the University on contract basis.
 - (iii) A person on deputation with the University.
- (l) “Faculty” means an administrative and academic unit of the University consisting of one or more departments, as may be prescribed;
- (m) “Government” means the Government of Balochistan;
- (n) “Institute” means a teaching unit of the University;
- (o) “Officer” means an officer of the University specified in this Act.
- (p) “Prescribed” means prescribed by statutes, regulations or Rules made under this Act;
- ¹[(q-a) “Pro-Vice Chancellor” means the Pro-vice Chancellor of the University appointed under Section 13-A of this Act;]
- (q) “Principal” means the head of a College;
- (r) “Registered Graduates” means:—
 - (i) A graduate of the University whose name is enrolled in the register maintained for this purpose; 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 may be prescribed;

- (s) “Review Panel “ means the Review Panel set up by the Chancellor in accordance with the provisions of section 8 (5) (a);
- (t) “Schedule” means Schedule appended to this Act;
- (u) “Search Committees for the selection of the members of the authorities” means the Search Committees constituted under section 26;
- (v) “Search Committee for the appointment of the Vice Chancellor” means the Sear Committee set up by the Senate under section 13(2);
- ¹[(v-a) “Selection Board” means the Selection Board constituted by the Chancellor for appointment of staff in BPS-18 and above;]
- ²[(v-b) “Selection Committee” means the Selection Committee constituted by the Chancellor for appointment of Faculty and non Faculty staff in BPS- 17 and below;]
- (w) “Senate” means the Senate of the University;
- (x) “Statutes” “Regulations” and “Rules” mean respectively the Statutes, the Regulations and the Rules made under this Act;
- (y) “Syndicate” means the Syndicate of the University;
- (z) “Teachers” include professors, Associate Professors, assistant professors and Lecturers engaged as a whole time by the University or by a constituent or affiliated college and such other persons as may be declared to be teachers by Regulations;
- (aa) “Educational Institution” means an institution imparting instruction in a subject or subjects relating to a faculty.
- (bb) “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, Environmental Sciences of such other subjects as may be prescribed by regulations to be professional subjects.
- (cc) “Recherché officer” means a person engaged whole time by the University for research and equivalent

¹ Inserted by Act VIII of 2014 passed by the Balochistan Assembly on 1st February, 2014; assented to by the Governor of Balochistan on 11th February, 2014; published in the Balochistan Gazette (Extraordinary) No. 31, dated 11th February, 2014.

² Inserted by the Act *ibid*.

- in rank to a University Teacher;
- (dd) “University Teacher” means a whole time teacher appointed on salary payable from the University fund or recognized by the university as such;
 - (ee) “University” means the Sardar Bahadur Khan Women’s University of Balochistan;
 - (ff) “Vice Chancellor” means the Vice Chancellor of the University;
 - (gg) “Registrar” means Registrar of the University.
 - (hh) “Treasurer” means the Treasurer of the University.
 - (ii) “Controller of Examinations” means the Controller of Examinations of the University.

CHAPTER– II

ESTABLISHMENT, FUNCTION AND POWERS

Incorporation.

3. (1) The Sardar Bahadur Khan Women’s University of Balochistan shall stand constituted and established at Quetta on the day of enactment of this Act and in accordance with its provisions, with all legal consequences regarding succession and acquirement of rights and liabilities.

(2) The University shall consist of the following, namely:—

- (a) the Chancellor, the members of the Senate and the Vice Chancellor;
- (b) the members of the authority of the University established under section 18;
- (c) all University teachers and persons recognized as students of the University in accordance with its terms as may be prescribed from time to time and all other full time officers and members of the staff of the University.

(3) The University shall be fully Autonomous body corporate and by the name of the Sardar Bahadur Khan Women’s University and shall have perpetual succession and a common seal, and may sue and be sued by the aforesaid 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 vested in it or enter into contract for the purposes of this Act.

(5) Notwithstanding anything contained in any other law for the time being in force, the University shall have academic, financial and administrative autonomy, including the

power to employ officers, teachers and other employees on such terms as may be prescribed, subject to the terms of this Act and the Higher Education Commission Ordinance, 2012 (LIII of 2002). In particular, and without prejudice to the authority granted to the Commission by the law, the Government or an authority or auditor appointed by the Government shall have no power to question the policy underlying the allocation of resources approved by the Senate in the annual budget of the University.

Powers of the
University.

4. The University shall have the powers to:—
 - (i) provide for education and scholarship in such branches of knowledge as it may deem fit and to make provision for research, service to society and for the application, advancement and dissemination of knowledge in such manner as it may determine;
 - (ii) prescribe courses of studies to be conducted by it and the colleges;
 - (iii) hold examinations and to award and confer degrees, diplomas certificates and other academic distinctions to land on persons who have been admitted to and have passed it examinations under prescribed conditions;
 - (iv) Prescribed the terms and conditions of employment of the officers, teachers and other employees f the University and to lay down terms and conditions that may be different from those applicable to government servants in general;
 - (v) engage, where necessary, persons on contracts of specified duration and specify the terms of each engagement;
 - (vi) confer honorary degrees or other distinctions on approved persons in the manner as may be prescribed;
 - (vii) Provide for such instruction for persons not being students of the University as it may prescribed, and to grant certificates and diplomas to such persons;
 - (viii) Institute programmes for the exchange of students and teachers between the University and other universities, educational institutions and research organizations, inside as well as outside Pakistan;
 - (ix) Provide career counselling and job search services to students and alumni;

- (x) Maintain linkages with alumni;
- (xi) Development implement fund raising plans;
- (xii) Provide and support the academic development of the faculty of the University;
- (xiii) Confer degrees on persons who have carried on independent research under prescribed conditions;
- (xiv) Affiliate and disaffiliate educational institutions under prescribed conditions;
- (xv) Inspect colleges and other educational institutions affiliated with it;
- (xvi) Accept the examinations passed and the period of study spent by students of the University at other universities and places of learning equivalent to such examination and period of study in the University, as it may prescribe, and to withdraw such acceptance;
- (xvii) Co-operate with other Universities, public authorities or private organizations, inside as well as outside Pakistan, in such manner and for such purposes as it may prescribe;
- (xviii) Institute Professorships, Associate Professorships, Assistant Professorships and Lectureships and any other posts and to appoint persons thereto;
- (xix) Create posts for research, publications extensions, administration and other related purposes and to appoint persons thereto;
- (xx) Recognize selected members of the teaching staff of affiliated colleges or educational institutes admitted to the privileges of the University or such other persons as it may deem fit, as University teachers;
- (xxi) Institute and award fellowships, scholarships, bursaries, medals and prizes under prescribed conditions;
- (xxii) Establish teaching departments, schools, colleges, faculties, institutes, museums laboratories, workshops, farms and other centres of learning for the development of teaching and research and to make such arrangements for their maintenance, management and administration as it may prescribe;
- (xxiii) Provide for the Residence of the students of the University and the colleges, to institute and maintain halls of residence and to approve or

- license hostels and lodging;
- (xxiv) Maintain order, discipline and security on the campuses of the University and the colleges;
 - (xxv) Promote the extra curricular and recreational activities of such students, and to make arrangements for promoting their health and general welfare;
 - (xxvi) Demand and receive such fees and other charges as it may determine;
 - (xxvii) Make provision for research, advisory or consultancy services and with these objects to enter into arrangements with other institutions, public or private bodies, commercial and industrial enterprises under prescribed conditions;
 - (xxviii) enter into, carry out, vary or cancel contracts;
 - (xxix) receive and manage property transferred and grants, contributions made to the University and to invest an fund representing such property, grants, bequests, trusts, gifts, donations, endowments or contributions in such manner as it may deem fit;
 - (xxx) provide for the printing and publication of research and other works;
 - (xxxi) admit educational institutions to its privileges and to withdraw such villages under prescribed conditions; and
 - (xxxii) do all such other acts and things, whether incidental to the powers aforesaid or not, as may be requisite or expedient in order to further the objectives of the University as a place of education, learning, and research.

University open to all classes, creeds, etc.

5. (1) University shall be open to all persons of female gender irrespective of their religion, race, creed, class, colour or domicile and no female person shall be denied the privileges of the University on any such ground.

(2) An increase in any fee or charge that is in excess of ten (10) percent per annum on an annualized basis from the last such increase may not be made except in special circumstances, and only with the approval of the Chancellor.

(3) The University shall institute financial aid programmes for students in need, to the extent considered feasible by the Senate given the resources available, so as to enable admission and access to the University and the various opportunities provided by it to be based on merit rather than

ability to pay;

Provided that the University may institute self-finance schemes on-campus taught course or research- based programme of study.

Teaching at the University.

6. (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, distance learning and other methods of instruction as well as practical work in the laboratories, hospital, workshops and other governmental or private organizations.

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

CHAPTER– III

Officers of the University.

7. The following shall be the officers of the University, namely;—

(a) the Chancellor;

(b) the Vice Chancellor;

¹[(b-a) the Pro-Vice Chancellor]

(c) the Deans;

(d) the Principals of the constituent colleges;

(e) the Chairpersons of the teaching departments;

(f) the Registrar;

(g) the Treasurer

(h) the Controller of Examinations; *and*

(i) the Librarian

(j) the Director Finance;

(k) the Director Technical;

(l) such other persons as may be prescribed by the Statutes or Regulations to be the principal officers of the University.

Chancellor.

8. (1) The Governor of Balochistan shall be the Chancellor of the University and the Chairperson of the Senate.

(2) The Chancellor shall, when present, preside at the meetings of the Senate and the convocation of the University.

(3) The members of the Senate as well as the Vice-Chancellor shall be appointed by the Chancellor from amongst the persons recommended by the relevant Search Committee set up

for this purpose established in accordance, with this Act and Statutes, as the case may be. Notwithstanding any thing contained in this Act all members of first Senate may be nominated by the Chancellor keeping in view prerequisites prescribed by this Act.

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

(5) If the Chancellor is satisfied that serious irregularity or mismanagement with respect the affairs of the University has occurred, he may,

- (a) as regards proceedings of the Senate, direct that specified proceedings be reconsidered and appropriate action taken within one month of the direction having been issued;

Provided that if the Chancellor is satisfied that either no reconsideration has been carried out or that the reconsideration has failed to address the concern expressed he may, after calling upon the Senate to show cause in writing, appoint a five member Review Panel to examine and report to the Chancellor on the functioning of the Senate. The report of the Review Panel shall be submitted within such time as may be prescribed by the Chancellor. The Review Panel shall be drawn from persons of eminence in academics and in the fields of law, accountancy and administration; and

- (b) as regards proceedings of any Authority or with respect to matters within the competence of any Authority other than the Senate, direct the Senate to exercise powers under section 18 of this Act.

Removal from the Senate.

9. (1) The Chancellor may, upon the recommendation of the Review Panel, remove any person from the membership of the Senate on the ground that such person;

- (a) has been become of unsound mind; or
- (b) has become incapacitated to function as member of the Senate; or
- (c) has been convicted by a court of law for an offence involving moral turpitude.
- (d) has been guilty of misconduct, including, use of position for personal advantage of any kind, or gross inefficiency in the performance of functions.

(2) The Chancellor shall remove any person from the membership of the Senate on a resolution calling for the removal of such person supported by at least one half of the membership of the Senate:

Provided that before passing such resolution the Senate shall provide the member concerned a fair hearing.

Provided further that the provisions of this section shall not be applicable to the Vice-Chancellor in his capacity as a member of the Senate.

Provisional Powers
of the Chancellor.

10. The Chancellor may, of his own motion or otherwise call for and examine the record of any proceedings in which an order has been passed by any authority for the purpose of satisfying himself as to the correctness legality or propriety of an finding or order and may pass such order as he may deem fit which shall be final.

Vice-Chancellor.

11. (1) There shall be a Vice-Chancellor of the University who shall be a woman. She shall be an eminent academic or a distinguished administrator and shall be appointed on such terms and conditions as may be prescribed.

¹[(1-A) At any time when the office of the Vice Chancellor is vacant or the Vice Chancellor proceeds on official tour or on leave or is unable to perform the functions of her office due to illness or some other reason, the Pro-Vice Chancellor will perform the duties of the Vice Chancellor.]

(2) At any time when the office of Vice Chancellor is vacant or she 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 Chancellor.

12. (1) The Vice Chancellor shall be the chief executive officer of the University responsible for all administrative and academic functions of the University and for ensuring that the provisions of this Act, Statutes. Regulations and Rules are faithfully observed in order to promote the general efficiency and good order of the University. The Vice Chancellor shall have all powers prescribed for this purpose, including administrative control over the officers, teachers and other employees of the University.

(2) The Vice Chancellor shall, if present, be entitled to attend any meeting of any Authority or Body of the University.

(3) The Vice-Chancellor may, in an emergency which in her opinion requires immediate action ordinarily not in the competence of the Vice-Chancellor, take such action as she may

consider necessary and shall as soon thereafter as possible report the action to the members of Emergency Committee of the Senate to be setup by statute. The Emergency Committee may direct such further action as is considered appropriate.

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

- (a) to create and fill temporary posts for a period not exceeding six months.
- (b) direct teachers, officers and other employees of the University to take up such assignments in connection with examination, administration and such other activities in the University as she may consider necessary for the purposes of the University;
- (c) to sanction all expenditure provided for in the approved budget, and to re-appropriate funds within the same major head or expenditure;
- (d) to sanction by re-appropriation an amount not exceeding ¹[five hundred] thousand rupees for an unforeseen item not provided in the budget and report it to the Senate at the next meeting;
- (e) to appoint paper setters and examiners for all examinations of the University after receiving panels of names for the relevant authorities.
- (f) to make such arrangements for the scrutiny of papers, marks and results as she may consider necessary;
- (g) to delegate, subject to such conditions, if any as may be prescribed any of his powers under this Act to an officer or officers of the University;
- (h) to exercise and perform such other powers and functions as may be prescribed;
- ²(i) to appoint a faculty employee in basic pay scale 18 and Non Faculty employees (B-17 and below) on temporary basis for a period not exceeding six months, exclusively against the sanctioned posts:
Provided that the same post/s shall be filled

¹ Substituted for the word "five", by Act VIII of 2014 passed by the Balochistan Assembly on 1st February, 2014: assented to by the Governor of Balochistan on 11th February, 2014: published in the Balochistan Gazette (Extraordinary) No. 31, dated 11th February, 2014.

² Substituted for the clause (i), by the Act *ibid*.

on regular basis by adopting the regular recruitment procedures and final recommendations of Selection Board and Selection Committee.]

- (j) suspend, punish and remove from service in accordance with prescribed procedure, officers, teachers and other employees of the University except those appointed by or with the approval of the Senate.

(5) The Vice-Chancellor shall preside at the convocation of the University in the absence of the Chancellor.

(6) The Vice Chancellor shall present an annual report before the Senate within three months of the close of the academic year. The annual report shall present such information as regards the academic year under review as may be prescribed including disclosure of all relevant facts pertaining to:

- (a) academics;
- (b) research;
- (c) administration; and
- (d) finances

(7) The Vice-Chancellor's annual report shall be made available, prior to its presentation before the Senate, to all officers and University teachers and shall be published in such numbers as are required to ensure its wide circulation.

Appointment and removal of the Vice Chancellor.

13. (1) The Vice-Chancellor shall be appointed by the Chancellor on the recommendations of the Senate.

(2) A Search Committee for the recommendation of persons suitable for appointment as Vice Chancellor shall be constituted by the Senate on the date and in the manner prescribed by the Statutes and shall consist of two eminent members of society nominated by the Chancellor, of whom one shall be appointed the Convener, two members of the Senate, two distinguished University Teachers shall be selected by the Senate through a process, to be prescribed by Statute, that provides for the recommendation of suitable names by the University Teachers in general. The Search committee shall remain in existence till such time that the appointment of the next Vice-Chancellor has been made by the Chancellor:

Provided that the Chancellor may decline to appoint any of the three persons recommended and seek recommendation of a fresh panel. In the event of a fresh recommendation being sought by the Chancellor the Search Committee shall make a proposal to the Senate in the prescribed manner.

(4) The Vice-Chancellor shall be appointed for a renewable tenure of five years on terms and conditions prescribed by Statute. The tenure of an incumbent Vice-Chancellor shall be renewed by the Chancellor on receipt of a resolution of the Senate in support of such renewal:

Provided that the Chancellor may call upon the Senate to reconsider such resolution once.

(5) The Senate may, pursuant to a resolution in this behalf passed by three fourths of its membership, recommend to the Chancellor the removal of the Vice-Chancellor on the ground of inefficiency, moral turpitude or physical or mental incapacity or gross misconduct, including misuse of position for personal advantage of any kind:

Provided that the Chancellor may make a reference to the Senate stating the instances of inefficiency, moral turpitude or physical or mental incapacity or gross misconduct on the part of the Vice-Chancellor that have come to his notice. After consideration of the reference the Senate may, pursuant to a resolution in this behalf passed by two-thirds of its membership, recommend to be Chancellor the removal of the Vice-Chancellor:

Provided further that prior to a resolution for the removal of the Vice-Chancellor being voted upon the Vice-Chancellor shall be given an opportunity of being heard.

(6) A resolution recommending the removal of the Vice-Chancellor shall be submitted to the Chancellor forthwith. The Chancellor may accept the recommendation and order removal of the Vice-Chancellor or return the recommendation to the Senate.

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

¹[Pro-Vice
Chancellor.

13-A. (1) There shall be a Pro-Vice Chancellor of the University, who shall be appointed by the Chancellor for a term of three years initially, 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 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.]

²[Powers and duties of the Pro-Vice Chancellor.

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

Registrar.

14. (1) There shall be a Registrar of the University to be appointed by the Chancellor on the recommendation of the Senate on such terms and conditions as may be prescribed.

(2) The Registrar shall be a full-time officer of the University and shall:

- (a) be the administrative head of the University and be responsible for the provision of secretariat support to the Authorities of University;
- (b) be the custodian of the common seal and the academic records of the University;
- (c) maintain a register of registered graduates in the prescribed manner;
- (d) supervise the process of election, appointment or nomination of members to the various authorities and other bodies in the prescribed manner; and
- (e) perform such other duties as may be prescribed.

(3) The term of office of the Registrar shall be renewable for period of three years:

Provided that the Chancellor may, on the advice of the Senate terminate the appointment of the Registrar on the grounds of inefficiency or misconduct in accordance with prescribed procedure.

Treasurer.

15. (1) There shall be a Treasurer of the University to be appointed by the Chancellor on the recommendation of the Senate on such terms and conditions as may be prescribed.

(2) The Treasurer shall be Chief Financial Officer of the University and shall:—

- (a) manage the assets, liabilities, receipts, expenditure, funds and investments of the University;
- (b) prepare the annual and revised budget estimates of the University and present them to the Senate or a committee thereof for approval and incorporation in the budget to be presented to the Senate;
- (e) perform such other duties as may be prescribed.

(3) The term of office of the Treasurer shall be renewable for a period of three years:

Provided that the Senate may, on the advice of the Vice Chancellor, after obtaining prior approval of the Chancellor terminate the appointment of the Treasurer on the grounds of inefficiency or misconduct in accordance with prescribed procedure.

Auditor.

16. There shall be a Resident Auditor whose duties shall include pre-audit of all bills and demands for payment submitted to the University.

Controller of Examinations.

17. (1) There shall be a Controller of Examinations; to be appointed by the Chancellor on the recommendation of the Senate subject to the approval of the Chancellor on such terms and conditions as may be prescribed.

(2) The Controller of Examinations shall be a full time officer of the University and shall be responsible for all matters connected with the conduct of examinations and perform such other duties as may be prescribed.

(3) The Controller of Examinations shall be appointed for renewable term of three years provided that the senate may, on the advice of the Vice Chancellor after obtaining prior approval of the Chancellor terminate the appointment of the Controller of Examinations on the grounds of inefficiency or misconduct in accordance with prescribed procedure.

CHAPTER- IV

AUTHORITIES OF THE UNIVERSITY

Authorities.

18. (1) (a) The following shall be the Authorities of the University:—

- (i) the Senate;
- (ii) the Syndicate; and
- (iii) the Academic Council;

- (b) Authorities to be established by the Statutes,
 - (i) Graduate and Research Management council;
 - (ii) Recruitment, Development, Evaluation and Promotion committees for teachers and other staff whether at the level of the department, the Faculty or the University;
 - (iii) Career Placement and Internship Committee of each Faculty;
 - (iv) Search Committee for the appointment of the Vice Chancellor;
 - (v) Faculty Council¹[;]
 - (vi) Departmental Council²[;]
 - ³[(vii) Selection Board; and
 - (viii) Selection Committee.]

(2) The senate, the Syndicate and the Academic Council may set up such other committees or sub-committees, by whatever name described as are considered desirable through Statutes or Regulations as appropriate. Such committees or Sub-Committees shall be Authorities of the University for the purposes of this.

Senate.

19. (1) The body responsible for the governance of the University shall be described as the Senate and shall consist of the following namely:—

- (a) the Chancellor who shall be the Chairperson of the senate;
- (b) the Deputy Chairperson of the senate;
- (c) the Vice Chancellor;
- ⁴[(d) two members of the Government i.e. the Principal Secretary to Governor Balochistan and the Secretary Government of Balochistan, Colleges, Higher and Technical Education Department;]
- (e) four persons from society at large being persons of distinction in the fields of

¹ Word "and" was omitted by Act VIII of 2014 passed by the Balochistan Assembly on 1st February, 2014: assented to by the Governor of Balochistan on 11th February, 2014: published in the Balochistan Gazette (Extraordinary) No. 31, dated 11th February, 2014.

² Substituted for full stop, by the Act *ibid*.

³ Substituted by the Act *ibid*.

⁴ Substituted for clause (d), by the Act *ibid*.

administration, management, education academics, law, accountancy, medicine, fine arts, architecture, 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 on women may be reflected in the number or persons of distinction in an area of expertise relevant to the University who are appointed to the Senate;

- (f) one person from amongst the alumni of the University;
- (g) two persons from the academic community of the country, other than an employee of the University, at the level of professor or principal of a college;
- (h) four University Teacher; and
- (i) one person nominated by the Higher Education Commission.
- (j) Divisional Superintendent Pakistan Railways Quetta.

(2) The numbers of the members of the Senate described against clauses (c) to (i) of sub-section (1) may be increased by the Senate through Statutes subject to condition that the total membership of the Senate does not exceed twenty one, with a maximum of five University Teachers, and the increase is balanced, to the extent possible, across the different categories specified in subsection (1).

(3) All appointments to the Senate shall be made by the Chancellor, Appointments of persons described in clauses (e) to (h) of sub-section (1) shall be made from amongst a panel of three names for each vacancy recommended by the search Committee to be set up in accordance with the Statutes framed under this Act:

Provided that effort shall be made, without compromising on quality or qualification, to give fair representation to women on the Senate.

(4) Members of the Senate, other than ex officio members, shall hold office for three years. One-third of the members, other than ex officio members, of the first restructured 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 restructured 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:

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 to the Senate may 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 the Chancellor, or the Deputy Chairperson meetings of the Senate shall be presided over by such member as nominated by Chancellor.

(9) Unless otherwise provided 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.

Powers and functions of the Senate.

20. (1) The Senate shall have the power of general 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 officer by this Act and all other powers not expressly mentioned by this Act that are necessary for the performance of its functions.

(2) Without prejudice to the generality of the foregoing powers, the Senate shall have the following powers, namely:

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

acquisition of immovable property;

- (c) to oversee the quality and relevance of the University's academic programmes and to review the academic affairs of the University in general;
- (d) to approve the appointment of the Deans, Professors, Associate Professors and such other senior faculty and senior administrators as may be prescribed subject to approval of the Chancellor;
- (e) to institute schemes, directions and guidelines for the terms and conditions of appointment all officers, teachers and other employees of the University;
- (f) to approve strategic plans;
- (g) to approve financial resource development plans of the University;
- (h) to consider the drafts of Statutes and Regulations proposed by the Syndicate and the Academic Council and deal with them in the manner as provided for in section 22 and 24, as the case may be:

Provided that the Senate may frame a Statute or regulation 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) to 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 provisions of this Act Statutes or Regulations after calling upon such Authority or officer to show cause as to why such proceedings should not be annulled;
- (j) to recommend to the Chancellor removal of any member of the Senate in accordance with the provisions of this Act;
- (k) to make appointment of members of the Academic Council, other than ex officio members, in accordance with the provisions of this Act;
- (l) to make appointment to members of the Academic Council, other than ex officio members, in accordance with the

provisions of this Act;

- (m) to appoint Emeritus Professors on such terms and conditions as may be prescribed;
- (n) to 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) to determine the form provide for the custody and regulate the use of the common seal of the University.

(3) The Senate may, subject to the provisions of this Act and in due consultation with the Vice Chancellor 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.

Visitation.

21. The Senate may, in accordance with the terms and procedures as may be prescribed, cause an inspection to be made in respect of any matter connected with the University.

Syndicate.

22. (1) There shall be a Syndicate of the University consisting of the following, namely:—

- (a) the Vice-Chancellor who shall be its Chairperson;
- (b) the deans of the Faculties of the University;
- (c) three professors from different departments, who are not members of the Senate, to be elected by the University Teachers in accordance with procedure to be prescribed by the Senate;
- (d) the Principals of the constituent colleges;
- (e) the Registrar;
- (f) the Director Finance; ¹[]
- (g) the Controller of Examinations²[;]

¹ Word "and" was omitted by Act VIII of 2014 passed by the Balochistan Assembly on 1st February, 2014; assented to by the Governor of Balochistan on 11th February, 2014; published in the Balochistan Gazette (Extraordinary) No. 31, dated 11th February, 2014.

² A semi-colon was substituted for full stop, by the Act *ibid*.

³[(h) three members of the Government i.e. Principal Secretary to Governor, Secretary, Colleges, Higher and Technical Education Department and Secretary Finance Department as Ex-officio members.]

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

(3) As regards the three professors described in clause (c) of sub-section (1) the Senate may prescribe a procedure for proposal of a panel of names by the search Committee to be set up in accordance with the Statutes framed under this Act, Appointment of persons proposed by the Search Committee may be made by the Senate 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 being counted as one.

(5) The Syndicate shall meet at least once in each quarter of the year.

Powers and duties of the Syndicate.

23. (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 university.

(2) without prejudice to, the generality of the foregoing powers and subject to the provisions of this Act, the Statues and directions of the Senate the Syndicate shall have the following powers, namely:

- (a) to consider the annual report, the annual and revised budget estimates and to submit these to the Senate;
- (b) to transfer and accept transfer to movable property on behalf of the University;
- (c) to enter into, very, carry out and cancel contracts on behalf of the University;
- (d) to 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) to invest any money belonging to the University including any unapplied income in any of the securities described in section 20 of the Trust Act, 1882 (Act II of 1882), or in the purchase of immovable property

or in such other manner, as it may prescribed, with the like power of varying such investments;

- (f) to receive and manage any property transferred, grants, bequests, trust, gifts, donations, endowments, and other contributions made to the University.
- (g) to administer any funds placed at the disposal of the University for specified purposes;
- (h) to provide the buildings, libraries, premises, furniture, apparatus, equipment and other means required for carrying out the work of the University;
- (i) to establish and maintain halls of residence and hostels or approve or license hostels or lodgings for the residence of students;
- (j) to recommend to the Senate affiliation or disaffiliation of colleges;
- (k) to recommend to the Senate admission to educational institutions to the privileges of the University and withdraw such privileges;
- (l) to arrange for the inspection of colleges and the departments;
- (m) to institute Professorships, Associate Professorships, Assistant Professorships, Lectureships, and other teaching posts or to suspend or to abolish such posts;
- (n) to create, suspend or abolish such administrative or other posts as may be necessary;
- (o) to prescribe the duties of officers, teachers and other employees of the University;
- (p) to report to the Senate on matters with respect to which it has been asked to report;
- (r) to propose drafts of Statutes for submission to the Senate;
- (s) to regulate the conduct and discipline of the students of the University;
- (t) to take action necessary for the good administration of the University in general and this end exercise such

powers as are necessary;

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

Academic Council.

24. (1) There shall be an Academic Council of the University consisting of the following, namely;—

- (i) the Vice Chancellor who shall be its Chairperson;
- (ii) the Deans of Faculties and such Heads of departments as may be prescribed;
- (iii) five members representing the departments, and institutes;
- (vi) two Principals of affiliated colleges;
- (v) five Professors including Emeritus Professors;
- (vi) the Registrar;
- (vii) the Controller of Examinations; and
- (viii) the Librarian.

(2) The Senate shall appoint the members of the Academic Council, other than the ex officio and the elected 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 Panel of names by the Search Committee to be set up in accordance with the Statutes framed under this Act. Appointment of persons proposed by the Search Committee may be made by the Senate 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 members, fraction being counted as one.

Powers and function of the Academic

25. (1) The Academic Council shall be the principal Academic body of the University: and shall, subject to the

Council.

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 the colleges.

(2) Without prejudice to the generality of the foregoing powers, and subject to the provisions of this Act 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 programme;
- (c) approve the policies and procedures pertaining to the student related functions including admissions, expulsions, punishment examinations and certification;
- (d) approve the policies and procedures assuring quality of teaching 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 department and boards of studies;
- (g) prescribe the manner of appointment of paper setter and examiner by the Vice- Chancellor.
- (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.

Search Committees.

26. (1) There shall be a Search Committee constituted by the Chancellor through Statute for recommendation of persons for appointment to the Senate in accordance with the provisions of Section 19 of this Act.

(2) There shall also be a Search Committee constituted by the Senate through Statute for the recommendation

of persons for appointment to the Senate and the Academic Council in accordance with the provisions of section 22 and 24 of this Act.

(3) Members of the Search Committee for appointments to the Senate shall consist of the following namely:

- (a) three members of the Senate who are not University Teachers;
- (b) one person from the academic community, not employed by the University, at the level of professor or college principal to be nominated by the University Teachers in the manner prescribed;
- (c) one eminent citizen with experience in administration, philanthropy, development work, law or accountancy to be nominated by the Senate.

(4) The Search Committee for appointments to the Senate and the Academic Council shall consist of the following namely:

- (a) three members of the Senate who are not University Teachers;
- (b) two persons Nominated by the Vice Chancellor from amongst the University Teachers.

(5) The tenure of the Search Committees shall be three years:

Provided that no member shall, serve for more than two consecutive terms.

(6) The procedures of the Search Committees shall be such as may be prescribed.

(7) There may also be such other Search Committees set up by any of the other Authorities of the University as are considered appropriate for recommending persons for appointment to the various Authorities and other bodies of the University, provided that the Search committee constituted for the purpose of the Appointment of Vice Chancellor would continue to exist till the appointment of Vice Chancellor is finalized and would have no stipulated term.

Appointment of Committees by certain Authorities.

27. (1) 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 committee the persons who are not members of the Authorities appointing the Committees.

(2) The constitution, functions and powers of the Authorities for which no specific provision has been made in this Act shall be such as may be prescribed by Statutes or Regulations.

CHAPTER- V

STATUTES, REGULATIONS AND RULES.

Statutes.

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

- (a) the contents of and the manner in which the annual report to be presented by the Vice Chancellor before the Senate shall be prepared;
- (b) the University fees and other charges;
- (c) the constitution of any pension, insurance, gratuity, provident fund and benevolent fund for University employees;
- (d) the scales of pay and other terms and conditions of service of officers, teachers and other University employees;
- (e) the maintenance of the register of registered graduates;
- (f) affiliation and disaffiliation of educational institutions and related matters;
- (g) admission of educational institutions of the privileges of the University and the withdrawal of such privileges;
- (h) the establishment of Faculties, departments, institutes, colleges and other academic divisions;
- (i) the powers and duties of officers and teacher;
- (j) conditions under which the University may enter into arrangements with other institutions or with public bodies for purposes of research and advisory services;
- (k) conditions for appointment of Emeritus Professors and award of honorary degrees;
- (l) efficiency and discipline of University;
- (m) the constitution and procedure to be followed by Search Committee in carrying

out functions in terms of this Act;

- (n) the constitution and procedure to be followed by Search Committee for appointment of the Vice Chancellor
- (o) constitution, functions and powers of the Authorities of the University;
- (p) all other matters which by this Act are to be or may be prescribed or regulated by Statutes.

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

Provided that Statutes concerning ay of the matters mentioned in clauses (a) and (l) of sub-section (1) shall be initiated and approved by the Senate, after seeking the views of the Syndicate:

Provided further that the Senate may initiate a Statutes with respect to any matters in its power or with respect which Statute may be framed in terms of this Act and approve such Statute after seeking the views of the Syndicate:

Regulations.

29. (1) Subject to the provisions of this Act and the Statutes, the Academic Council may make regulation for all or any of the following matters, namely;—

- (a) the courses of study for degrees, diplomas and certificates of the University;
- (b) the manner in which the teaching referred to in sub-section (1) of section 6 shall be organized and conducted;
- (c) the admission and expulsion of students to and from 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 certificates;
- (e) the conduct of examinations;
- (f) conditions under which a person may carry on dependent research to entailed him to a degree;
- (g) the institution of fellowships, scholarships, exhibitions, medals and prizes;

- (h) the use of the Library;
- (i) the formation of Faculties, departments and board of studies; and
- (j) all other matters which by this Act or the Statutes are to be or may be prescribed by Regulations.

(2) Regulations shall be proposed by the Academic Council and shall be submitted to the Senate which may approve them or withhold approval or refer them back to the Academic Council shall not be effective unless it receives the approval of the Senate.

(3) Regulations, regarding or incidental to matters mentioned in clauses (g) and (i) shall not be submitted to the Senate without the approval of the Syndicate.

Rules.

30. (1) The Authorities and the other bodies of the University may make Rules, to be published in the official Gazette, consistent with this Act, Statutes or the Regulations, regulate any matter relating to the affairs of the University which has not been provided for by this Act or that is not required to be regulated by Statutes or Regulations, including rules to regulate the conduct of business and the time and place of meetings and related matters.

(2) Rules shall become effective upon approval by the Syndicate.

CHAPTER- VI

UNIVERSITY FUND

University Fund.

31. The University shall have a fund to which shall be credited all moneys received by it from fees, charges donations, bequests, endowments, contributions, grants and all other sources.

Audit and Accounts.

32. (1) The Accounts of the University shall be maintained in such form and in such manner as may be prescribed.

(2) The teaching departments, constituent colleges/ institutes and all other bodies designated as such by the Syndicate in terms of Statutes shall be independent cost centres of the University with authority vested in the head of each cost centre to sanction expenditure out of the budget allocated to it. Provided that re-appropriation from one head of expenditure to another may be made by the head of a cost centre in accordance with and to the extent prescribed by the Statutes.

(3) All funds generated by a teaching department, constituent college or other unit of the University through consultancy, research or other provision of service shall be made

available without prejudice to the budgetary allocation otherwise made, after deduction of overheads in the manner and to the extent prescribed by statute, to the teaching department, constituent college or other unit for its development. A part of the funds so generated may be shared with the University teacher or researchers in charge of consultancy, research or service concerned in the manner and to the extent prescribed.

(4) No expenditure shall be made from the funds of the University, unless a bill for its payment has been issued by the head of the cost centre concerned in accordance with the Statutes and the Treasurer has verified that the payment is provided for in the approved budget of the cost centre, subject to the authority to re-appropriate available to the head of the cost centre.

(5) Provision shall be made for an internal audit of the finances of the University.

(6) Without prejudice to the requirement of audit by an auditor appointed by Government in accordance with the provisions of any other law in force, the annual audited statement of accounts of the University shall be prepared in conformity with the Generally Accepted Accounting Principles (GAAP) by a reputed firm of chartered accountants and signed by the Treasurer. The annual audited statement of accounts so prepared shall be submitted to the Auditor General of Pakistan for his observations.

(7) The observations of the Auditor General of Pakistan, if any, together with such annotations as the Treasurer may make, shall be considered by the Syndicate and shall be placed before the Senate within six months of closing of the financial year.

CHAPTER– VII

GENERAL PROVISIONS

Opportunity to show cause. 33. Except as otherwise provided no officer, teacher or other employee of the University holding a permanent post shall be reduced in rank, or removed, dismissed or compulsorily retired from service unless he has been given a reasonable opportunity of showing cause against the action proposed to be taken against him.

Appeal to the Syndicate and the Senate. 34. Where an order is passed punishing any officer (other than the Vice-Chancellor), or any teacher or employee of the University or altering or interpreting to his disadvantage the prescribed terms and conditions of his service, he shall, where the order is passed by any officer or teacher of the University other than the Vice-Chancellor, have the right to appeal to the Syndicate against the order, and where the order is passed by the

Vice Chancellor, have the right to appeal to the Chancellor.

Service of the University.

35. (1) All persons employed by the University in accordance with the terms and conditions of service prescribed by Statutes shall be persons in the service of Pakistan for the purposes of any court or tribunal set up by law in terms of Article 212 of the Constitution of the Islamic Republic of Pakistan 1973.

Provided that any provision as regards the terms and conditions of employment of persons in the service of Pakistan in general or in comparable employment notwithstanding the service of persons employed by the University shall be entirely government by the terms and conditions prescribed by the relevant Statutes.

Retirement from Service.

36. 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 other retirement benefit 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 sixty years of his age.

Benefits and Insurance.

37. (1) The University shall constitute for the benefit of its officers, teachers and other employees schemes, as may be prescribed, for the provision of post-employment benefits as well as health and life insurance while in service.

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

Commencement of term of office of members of Authority.

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

(2) Where a member who has accepted any other assignment or for any other similar reason remains absent from the University for a period or not less than six months he shall be deemed to have resigned and vacated his seat.

Filling of Casual Vacancies in Authorities.

39. Any casual vacancy among the members of any Authority shall be filled, as soon as conveniently may be, in the same manner and by the same person or Authority that had appointed the member whose place has become vacant and the person appointed 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.

Proceedings of Authorities not invalidated by the vacancies.

40. No act, resolution or decision of any Authority shall be invalid by reason of any vacancy on the Authority doing, passing, or making it or by reason of any want of qualification or invalidity in the selection, appointment or nomination of any de facto member of the Authority, whether present or absent.

First Statutes and Regulations.

41. Notwithstanding anything to the contrary contained in this Act, the Governor of Balochistan shall notify the first Statutes and Regulations which shall be deemed to be Statutes and regulations framed under section 27 and 28 and shall continue to remain in force until amended or replaced or till such time as new Statutes and Regulations are framed in accordance with the provisions of this Act.

Transitory Provisions.

42. (1) Notwithstanding anything contained in this Act, the members of the first Senate, except the University Teachers, shall be appointed by the Chancellor in accordance with the numbers and criteria for membership specified in this Act. The first Senate so constituted shall initiate, as soon as possible, the process for the recruitment of University Teachers and appointment of the members of the syndicate and the Academic Council in accordance with the terms of this Act. The University Teachers to be appointed to the first Senate shall be appointed as soon as the procedure prescribed for appointment of University Teachers to the Senate can be complied with. 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 member 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 member, shall retire from office on the expiration of the third year.

(2) Notwithstanding anything contained in this Act the first Vice- Chancellor shall be appointed by the Chancellor for a period of three years.

(3) Notwithstanding anything contained in this Act the first appointments to the statutory posts of Registrar, Treasurer and Controller of Examinations may be made by the Chancellor for a period of three years in his discretion provided that the persons to be appointed on the above mentioned statutory posts must fulfil all the laid down criteria required for the posts.

(4) Notwithstanding anything contained in this Act, and until the constitution of the first Senate the posts of Professors, Associate Professors, Assistant Professors and Lecturers in the teaching cadre for the inaugural session of Sardar Bahadur Khan Women's of Balochistan may be made by the

Chancellor in consultation with Vice Chancellor on contract basis provided that the person be appointed on the above mentioned posts must fulfil all the laid down criteria required for the posts.

Removal of Difficulties.

43. (1) If any difficulty 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.

(2) Where this act makes any provision for anything to be done but no provision or no sufficient has been made as respects the authority by whom, or the time at which, or the manner in which, it shall be done, then it shall be done by such authority, at such time, or in such manner as the Chancellor may direct after obtaining the views of the Senate.

Indemnity.

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

Power to allow Appointment of employees of the Government, Other Universities or Education Or Research Institutions to the University.

45. (1) Notwithstanding anything contained in this Act the Senate may, on the advice of the Syndicate, allow any post in the University to be filled by appointment, on such terms as the Senate may specify, an employee of the Government or any other university or educational or research institution.

(2) Where any appointment has been made under this section, the terms and conditions of service of the appointee shall not be less favorable than those admissible to him immediately before such appointment and he shall be entitled to all benefits of his post of service.

Repeal.

46. The Sardar Bahadur Khan Women's University of Balochistan Ordinance, 2004¹ (II of 2004) is hereby repealed;

¹ Balochistan Ordinance No. II of 2004 was made by Governor Balochistan on 17th July, 2004; and published in the Balochistan Gazette (Extraordinary) No. 71, dated 21st July, 2004, which was here repealed by this Act, s. 46. Earlier the Sardar Bahadur Khan Women University of Balochistan Ordinance 2004 (Ordinance No. I of 2004) was made by the Governor Balochistan on 10th March, 2004; and published in the Balochistan Gazette (Extraordinary) No. 11, dated 11th March, 2004, which was repealed by Ordinance II of 2004.