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BALOCHISTAN PROVINCIAL ASSEMBLY SECRETARIAT.

NOTIFICATION.

Dated Quetta, the 20th September, 1992.

No.PAB/LEGIS:III(28)/91. The Bolan Medical College (Board of Governors) (Amendment) Bill, 1992 having been passed by the Provincial Assembly of Balochistan on 27th July, 1992, and assented to by the Governor of Balochistan, is hereby published as an Act of the Provincial Assembly.

THE BOLAN MEDICAL COLLEGE (BOARD OF GOVERNORS)
(AMENDMENT) ACT, 1992.

(BALOCHISTAN ACT NO. VI OF 1992).

(First published after having received the assent of the Governor of Balochistan in the Balochistan Gazette (Extra Ordinary) dated 20th September, 1992.)

AN
ACT

to amend the Bolan Medical College (Board of Governors) Act, 1990 (III of 1990).

Preamble.

WHEREAS it is expedient to amend the Bolan Medical College

(Board of Governors) Act, 1990, in the manner hereinafter appearing;

It is, hereby enacted as follows :-

Short title
and
commencement:

1. (1) This Act may be called the Bolan Medical College (Board of Governors) (Amendment) Act, 1992.

(2) It shall come into force at once and shall be deemed to have taken effect from the 15th day of February, 1990.

Amendment of
section 2 of
Act III of
1990.

2. In the Bolan Medical College (Board of Governors) Act, 1990, hereinafter referred to as the said Act, in the preamble, after the word "affairs", the commas and words, "and other matters relating to," shall be inserted.

Amendment of
section 2 of
Act III of
1990.

3. In the said Act; in section 2, :-

(a) before clause (a) the following new clause shall be inserted, and thereafter the existing clauses (a), (b), (c), (d) and (e) shall be renumbered as (b), (c), (d), (e) and (f) :-

"(a) "affairs" includes; entering into; and modification or revocation of contracts and agreements relating to the construction supervision; consultation and engineering services in respect of buildings and superstructures including those being supervised by Pak; PWD or any of their officers of Agency; or constructed thereafter; and all other matters incidental to; or connected with; the sunning; administration and management of the College;"

(b) for clause (d); so as amended the following shall be substituted :-

"(d) "College" means the Bolan Medical College Complex and includes any hospital; building and superstructure attached to the College or forming part of, or appertaining to; the Complex;"

Amendment of section 3 of Act III of 1990.

4. In the said Act, after sub section (3) of section 3, the following new sub section shall be inserted, namely :-

"(4) The Board shall be a body corporate having perpetual secession and a common seal with power to hold and possess movable and immovable property, and shall by the name of the Board of Governors of Bolan Medical College sue and be sued."

Amendment of section 4 of Act III of 1990.

5. In the said Act, after sub section (2), of section 4, the following new sub section shall be added :-

"(3) Notwithstanding any thing contained in this Act and without prejudice to the powers contained in sub section (1) above, the Board shall have and always be deemed to have had power to enter into, modify or revoke any contract, agreement relating to construction, execution supervision, consultation and engineering services in respect of buildings and superstructures and properties of the College including those supervised or executed by Pak P.W.D. or their officers; or any other agency or person; whether such buildings or superstructures or property existed at the commencement of this Act, or whether such contract, agreement is entered into, modified or revoked before or after the commencement of this Act and all other matters incidental to or connected with the running, administration; management or construction of the College."

Insertion of new section 6A in Act III of 1990.

6. In the said Act; after section 6, the following new section shall be inserted :-

"6A: College Property. All assets and properties of the Government to the College; including the land on which the building of the College stands and the said building; whether existing at the commencement of this Act; or

constructed thereafter, shall, asset or property, on the commencement of this Act, stand transferred to, and vest in the Board."

Insertion of
new section
13A in Act
III of 1990.

7. In the said Act, after section 13, the following new section shall be inserted :-

"13A. Validation. Any action taken, contract or agreement relating to, or in respect of or in connection with the affairs of the Bolan Medical College, executed, entered into, varied or revoked hereto before by any officer of the Pakistan Public Works Department or by, or on behalf of, the Board of Governors of the said College, and all other acts incidental thereto, are, notwithstanding any thing contained in the said Act, or any other law or instrument having the force of law for the time being in force or any decision of any court, hereby declared to have been, and shall be deemed always to have been, validly taken, executed, entered into, varied or revoked or done, and shall not be called in question in any court on any ground whatsoever.

Repeal.

8. The Bolan Medical College (Board of Governors) (Amendment) Ordinance, 1991 (IX of 1991), is hereby repealed.

MUHAMMAD HASAN SHAH,
Secretary,
Provincial Assembly of Balochistan,