

**PROVINCIAL ASSEMBLY OF SINDH
NOTIFICATION
KARACHI, THE 07TH JUNE, 2024.**

NO.PAS/LEGIS-B-02/2024-The following Bill is hereby published for general information as required by Rule 98 of Rules of Procedure of the Provincial Assembly of Sindh, 2013.

THE SAIFEE BURHANI UNIVERSITY BILL, 2024.

SINDH BILL NO. 02 OF 2024.

**A
BILL**

to provide for the establishment of the University known as the Saifee Burhani University.

WHEREAS His Holiness Syedna Mufaddal Saifuddin (TUS) and the Dawat-e-Hadiyah Trust have established in Pakistan a Saifee Burhani University whose programmes will promote educational welfare in general and the welfare of the people of Pakistan in particular. They have expressed the desire to establish an autonomous university in Pakistan for the promotion and dissemination of knowledge and technology and for providing instructions, training, research, demonstration and services nationally and internationally with such other branches of learning as the University may determine;

WHEREAS it is expedient to provide for the establishment of the University known as the Saifee Burhani University.

It is hereby enacted as follows:

CHAPTER-I
PRELIMINARY

1. **Short title and commencement:-** (1) This Act may be called the Saifee Burhani University Act, 2024.

(2) It shall come into force at once.

2. **Definitions.** In this Act, unless there is anything repugnant in the subject or context -

- (a) "Academic Council" means the Academic Council of the University;
- (b) "affiliated institution or college" means an educational institution or college affiliated to the University but not maintained or administered by it;
- (c) "Authority" means any of the authorities of the University specified in section 19;
- (d) "Board" means the Board of Governors of the University specified in section 20;
- (e) "Chairperson" means the Chairperson or head of the Teaching Department;
- (f) "Chancellor" means the Chancellor of the University;

- (g) “constituent college or institution” means a college or an institution maintained and administered by the University in which arrangements exist for imparting instructions in general, technical professional education or other disciplines of higher learning and such other subjects as may be prescribed;
- (h) “Dean” means the head of Faculty;
- (i) “Director” means the head of a teaching or administrative division of an institute;
- (j) “distance learning or “online learning” means a form of education where students can acquire knowledge and skills remotely through digital platforms, without the need for physical presence in a traditional classroom setting;
- (k) “Faculty” means an academic division within the University comprising of one or more Teaching Departments;
- (l) “Government” means the Government of Sindh;
- (m) “HEC” means the Higher Education Commission of Pakistan established under the Higher Education Commission Ordinance, 2002 **(No. LIII of 2002)**;
- (n) “Officer” means any of the officers of the University specified in section 5;
- (o) “Online Campus” means a campus which refers to a virtual environment that simulates a physical campus, providing digital tools and resources for remote learners who are enrolled with the University to access educational materials, interact with instructors and peers, and participate in virtual classes and activities maintained and administered by the University;
- (p) “Patron” means the Patron of the University;
- (q) “prescribed” means prescribed by statutes, regulations or rules;
- (r) “Principal” means the head of a constituent or affiliated college or institution;
- (s) “Pro Chancellor” means the Pro Chancellor of the University;
- (t) “Professor Emeritus” means a retired Professor appointed by the Chancellor on honorary basis;
- (u) “Pro-Vice Chancellor” means the Pro-Vice Chancellor of the University;
- (v) “Registrar” means the Registrar of the University;
- (w) “SHEC” means the Sindh Higher Education Commission established under the Sindh Higher Education Commission Act, 2013 **(Sindh Act No.XI of 2013)**;
- (x) “statutes”, “regulations” and “rules” mean respectively, the statutes, regulations and rules made under this Act;
- (y) “Teacher” means the whole-time teacher engaged as a Professor, Associate Professor, Assistant Professor, Lecturer and such other persons as may be declared to be the Teachers;
- (z) “Teaching Department” means the Teaching Department of the University;

- (aa) "Trust" means the Dawat-e-Hadiyah Trust registered under the laws of Pakistan;
- (bb) "University" means the Saifee Burhani University established under this Act; and
- (cc) "Vice Chancellor" means the Chancellor of the University.

CHAPTER-II **THE UNIVERSITY**

3. **Incorporation of the University.** (1) There shall be established a University to be called the Saifee Burhani University, consisting of the Patron, Chancellor, Pro Chancellor, Vice Chancellor, Pro-Vice Chancellor, members of the Board, Registrar, Deans, Chairperson, the members of the Academic Council, and such other Officers as may be Prescribed, from time to time.

(2) The University shall be a body corporate by the name Saifee Burhani University, owned by the Trust and shall have perpetual succession and a common seal and may sue and be sued by the said name.

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

(4) The University shall be open to all persons of either sex, of whatever religion, race, creed, class, color, sex, or domicile, who are academically qualified for admission to the courses of study offered by the University, and no such person shall be denied the privilege on the said ground.

(5) The moral and ethical codes employed on the University will be based on and derived from the cardinal principles and the guidance embodied in the Holy Quran and the Sunnah of the Prophet (SAWW).

4. **Powers and functions of the University.** The University shall be a fully autonomous body with the freedom to govern its academic functions, in order to achieve its objectives, in particular, and subject to such instructions as issued from time to time by Government. The University shall have following powers and functions to -

- (a) establish campuses (including Online Campus), Faculties, Teaching Departments, research institutes, constituent colleges or institutions and other distance learning/online learning centers in any and all branches of learning and to provide and support other facilities for education, professional training and research;
- (b) confer honorary degrees or other distinctions on approved persons in the manner as may be prescribed;
- (c) affiliate and disaffiliate educational institutions and inspect colleges and other educational institutions affiliated or seeking affiliation with it;
- (d) cooperate with other universities and public authorities in such manner and for such purposes in the prescribed manner;
- (e) institute and award fellowships, scholarships, exhibitions, bursaries, medals and prizes in such manner as may be prescribed;
- (f) to provide for instructions in general, technical and professional education or other disciplines of higher learning, and other subjects as may be prescribed and in such branches of learning as it may deem fit, and to make provision for the advancement and dissemination of

knowledge in such manner as it may determine;

- (g) to admit students and hold examinations and to award and confer degrees, diplomas, certificates and other academic distinctions to and on the persons, who have been admitted to, and have passed its examinations under the prescribed conditions;
- (h) to prescribe courses of studies, curriculum and undertake research;
- (i) to initiate different on-campus, academic and vocational programs of studies in all branches of learning and to provide and support other facilities for education, professional training and research;
- (j) to initiate different Online Campus and Distance Learning/Online Learning academic and vocational programs of studies in all branches of learning and to provide and support other facilities for education, professional training and research;
- (k) to supervise and control the discipline of the students of the University and the institute in the prescribed manner;
- (l) to enter into agreements, contracts and arrangements with Government organizations, institutions, bodies and individuals for carrying out its functions and activities, and to carry out, vary or cancel the contracts;
- (m) to demand and receive such fees and other charges as it may determine;
- (n) to institute professorship, associate professorship, assistant professorship and lectureship, and any other posts and to appoint persons thereto;
- (o) to create posts for research, extension, administration and other related purposes and to appoint persons thereto;
- (p) to control the residence of the students of the University; to institute and maintain halls of residence and to approve or license hostels and lodgings;
- (q) to supervise and control the discipline of the students of the University and its 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 receive and manage property transferred and grants, bequests, trusts, gifts, donations, endowments or other contributions made to the University and to invest any funds representing such property, grants, bequests, trusts, gifts, donations, endowments or contributions in such manner as it may deem fit;
- (s) to borrow or advance monies or make investments in compliance with the applicable law, for the advancement and furtherance of the aims, objects and goals of the University by agreeing to such terms, conditions and securities as the University may deem fit; provided that no interest or riba in any form whatsoever directly or indirectly shall be paid or received by the University for any such loans or investments;
- (t) to undertake such research as it may determine in the ordained branches of learning;
- (u) to provide for the printing and publication of research and other works;
- (v) to establish academic linkages and collaborative activities with other institutions for the betterment of academic standards;
- (w) to appoint members of various bodies and committees, for academic and

administrative activities;

- (x) to appoint such Officers including Teachers and members of the staff as necessary and prescribe terms and conditions and powers and duties of such Officers and staff;
- (y) decide teaching methods and strategies to ensure the most effective educational and other programmes; and
- (z) to do other such acts and things, as may be requisite to further the objectives of the University as a place of education, learning and research.

CHAPTER-III **OFFICERS OF THE UNIVERSITY**

5. **Officers of the University.** The following shall be the officers of the University:-

- (a) Chancellor;
- (b) Pro Chancellor
- (c) Vice Chancellor;
- (d) Pro-Vice Chancellor;
- (e) Deans;
- (f) Directors;
- (g) Chairperson;
- (h) Registrar;
- (i) Director of Finance;
- (j) Controller of Examinations;
- (k) Internal Auditor;
- (l) Director of Planning and Development;
- (m) Librarian; and
- (n) such other persons as may be Prescribed to be Officers of the University.

6. **Patron.** The Chief Minister of Sindh shall be the Patron of the University.

7. **Chancellor.** (1) The 53rd Dai'al Mutlaq, His Holiness Syedna Mufaddal Saifuddin (TUS), shall be the Chancellor of the University and shall be succeeded by his nominee in the office of Dai'al Mutlaq.

(2) The Chancellor shall, preside at convocations of the University and meetings at which business of the University is transacted.

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

(4) The Chancellor may remove any person from the membership of any Authority, if such person –

- (a) has become of unsound mind;
- (b) has become incapacitated to function as member;
- (c) has been convicted by a court of law in Pakistan of an offence involving moral turpitude; or
- (d) for any reason is deemed unfit in the opinion of the Chancellor.

(5) If the Chancellor is satisfied that the proceedings of any Authority are not in accordance with the provisions of this Act, the statues, regulations or rules, he

may, after calling upon such Authority to show cause why such proceedings should not be annulled, by order in writing, annul the proceedings.

(6) Should the Chancellor be absent due to any cause, the Pro Chancellor shall exercise all the powers and perform all the duties and functions of the Chancellor.

(7) The Chancellor may cause a visitation or inquiry to be made in respect of any matter connected with the affairs of the University and appoint such person as he may deem fit for the purpose.

(8) Where this Act makes any provision for anything to be done but no provision or no sufficient provision has been made with respect to the authority of 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.

8. **Pro Chancellor.** (1) The Pro-Chancellor shall be appointed by the Chancellor for such period and on such terms and conditions as the Chancellor may determine.

(2) At any time when the office of Chancellor is vacant, or the Chancellor is absent or is unable to perform the functions of his office due to any cause, the Pro Chancellor shall act for him.

(3) The Pro Chancellor shall perform such other functions as may be entrusted to him by the Chancellor.

9. **Vice Chancellor.** (1) The Vice Chancellor shall be a person of eminence in the field of education or a distinguished administrator with sufficient experience in the relevant field.

(2) The Vice Chancellor shall be appointed by the Chancellor for such period and on such terms and conditions as the Chancellor may determine.

(3) 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 his office due to illness or any other cause, the Chancellor or the Pro Chancellor shall make such arrangements for the performance of the duties of the Vice Chancellor as he may deem fit.

10. **Powers and Duties of the Vice Chancellor.** (1) The Vice Chancellor shall be the principal executive and academic Officer of the University and shall be responsible for implementation of the provisions of this Act, the statutes, the regulations and the rules, and execution of the policies and the programmes of the University **as instructed by the Chancellor, from time to time.**

(2) In particular and without prejudice to the generality of the foregoing powers, the Vice Chancellor shall also have the power –

- (i) to create and fill temporary posts for a period not exceeding six months;
- (ii) to sanction expenditures provided for in the approved budget and to re-appropriate funds within the same head of expenditure as approved by the Board;
- (iii) to sanction by re-appropriation an amount not exceeding rupees one million for an unforeseen item not provided for in the budget and report it to the Board 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 security of papers, grades and results as he may consider necessary;
- (vi) to direct Teachers, Officers and other employees of the University to take such assignments in connection with teaching, research, examination, administration and such other activities in the University as he may consider necessary;
- (vii) to submit the plans of work and budget estimates of the University for the approval of the Board;
- (viii) to submit to the Board the report on the activities of the University and the execution of the plans of work as may be prescribed;
- (ix) to appoint employees of such categories in respect of which powers have been delegated to him by the Board;
- (x) to exercise such power and perform such other function as may be prescribed or assigned by the Board.
- (xi) to delegate, subject to such conditions as may be Prescribed, any of his powers under this Act, to an Officer or other employee of the University subject to the approval of the Pro Chancellor;

11. **Pro-Vice Chancellor.** (1) The Pro-Vice Chancellor shall be appointed by the Chancellor on the recommendations of the Board on such terms and conditions as the Chancellor may determine.

(2) The Pro-Vice Chancellor, if appointed, shall be the in-charge of areas such as administration, research and development, student affairs, and academic and education affairs.

12. **Registrar.** (1) The Registrar shall be a whole-time Officer of the University and shall be appointed by the Pro-Chancellor on the recommendations of the Board on such terms and conditions as the Pro-Chancellor may determine.

(2) The Registrar shall –

- (a) be the custodian of the common seal and the academic records of the University; and
- (b) perform such other duties as may be prescribed.

13. **Director Finance.** (1) The Director Finance shall be the Chief Financial Officer of the University and shall be appointed by the Pro-Chancellor on such terms and conditions as the Pro Chancellor may determine.

(2) The Director of Finance shall –

- (a) manage the assets, liabilities, receipts, expenditures and funds of the University;
- (b) prepare the annual and revised budget estimates of the University and present them to the Finance and Planning Committee and the Board for its approval;

- (c) ensure that the funds of the University are expended for the purposes for which they are provided; and
- (d) perform such other duties as may be prescribed.

14. **Controller of Examinations.** The Controller of Examinations shall be whole time officer of the University and shall be appointed by the Pro-Chancellor on the recommendations of the Selection Board, on the terms and conditions as may be determined by the Chancellor. He shall be responsible for all matters connected with the conduct of examinations and perform such other duties as may be prescribed.

15. **Internal Auditor.** The Internal Auditor shall be whole time officer of the University and shall be appointed by the Pro-Chancellor. He shall be responsible for conducting the internal audit of the University.

16. **Director of Planning and Development.** (1) The Director of Planning and Development shall be whole time officer of the University and shall be appointed by the Pro-Chancellor on such terms and conditions as the Pro Chancellor may determine.

(2) The Director of Planning and Development shall be responsible for planning and development of the University and shall also be responsible for preparation of short-term and long-term development plans for the resources, the facilities and the amenities, and shall perform such functions as may be prescribed.

17. **Librarian.** The Librarian shall be appointed by the Pro Chancellor on such terms and conditions as the Pro Chancellor may determine. He shall perform such functions as may be prescribed.

18. **Other whole-time Officers of the University.** All the other remaining officers mentioned in section 5, shall be appointed by such officer or authority as authorized by Pro-Chancellor on such terms and conditions as it may determine. They shall perform their duties as may be prescribed.

CHAPTER-IV **AUTHORITIES OF THE UNIVERSITY**

19. **Authorities.** The following shall be the authorities of the University:

- (i) the Board of Governors;
- (ii) the Academic Council;
- (iii) the Board of Faculties;
- (iv) the Board of Studies;
- (v) the Selection Board;
- (vi) the Board of Advanced Studies and Research;
- (vii) the Finance and Planning Committee;
- (viii) the Discipline Committee;
- (ix) the Affiliation Committee; and
- (x) such other Authorities as may be Prescribed by the Statutes.

20. **Board of Governors.** (1) The Board of Governors shall consist of –

- (i) the chairman who shall be the Chancellor and in his absence the person to be nominated by the Chancellor;
- (ii) Pro Chancellor;
- (iii) the Vice Chancellor;
- (iv) a Judge of the High Court of Sindh, sitting or retired; to be nominated by the Chief Justice of the High Court of Sindh;

- (v) the Secretary Universities and Boards Department, Government of Sindh or his nominee;
- (vi) two Deans or members of faculty to be appointed by the Chancellor in consultation with the Vice Chancellor;
- (vii) the Chairperson, Higher Education Committee, or whole-time member of the said committee to be nominated by him;
- (viii) three persons from society at large appointed by the Chancellor, being persons of distinction in the field of admin, 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;
- (ix) four persons of outstanding merit to be nominated by the Trust;
- (x) two persons of eminence, representing various disciplines and professions, nominated by the Chancellor;
- (xi) One person from amongst the alumni of the University to be appointed by the Chancellor after consultation with the Vice Chancellor; and
- (xii) Not more than two members may in the best interest of the University, be appointed by the Chancellor whenever he considers it necessary.

(2) the Registrar who shall act as Secretary of the Board.

(3) The members of the Board other than ex-officio members shall hold office for three years and shall be eligible for re-nomination on the expiry of the term.

(4) The office of a nominated member shall become vacant if he resigns or fails to attend three consecutive meetings of the Board without sufficient cause or leave of absence, or his nomination is changed by the Authority which nominated him.

(5) A casual vacancy of members shall be filled by persons nominated by the authority, which had nominated the member whose vacancy is to be filled.

(6) No act or proceedings of the Board shall be invalid by reason only of the existence of a vacancy or a defect in constitution of the Board.

21. Powers and Duties of the Board. (1) The Board shall be the executive and governing 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, and the power to lay down policies 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 Board shall have the powers –

- (i) to hold, control and administer the property and funds of the University as per the guidance of the Chancellor;
- (ii) to govern and regulate, with due regard to the advice of the Finance and Planning Committee, the finances, accounts and investments of the University and for that purpose, to appoint such agents as it may think fit;
- (iii) to affiliate and disaffiliate educational institutions and colleges;
- (iv) to consider annual and revised budget estimates, and to re-appropriate funds from one major head of expenditure to another;
- (v) to transfer and accept transfer of movable or immovable property on behalf of the University;
- (vi) to enter into, vary, carry out and cancel contracts on behalf of the

University;

- (vii) 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;
- (viii) to receive and manage any property transferred and grants, bequests, donations, endowments and other contributions made to the University; and to borrow or raise money for the purposes of the University upon such security as may be required;
- (ix) to administer any funds placed at the disposal of the University for specified purposes;
- (x) to determine the form, provide for the custody, and regulate the use of the common seal of the University;
- (xi) to provide the buildings, libraries, premises, furniture, apparatus, equipment and other means required for carrying out the work of the University;
- (xii) to establish and maintain halls of residence and hostels or approve or license hostels or lodgings for the residence of students;
- (xiii) to require of, and consider reports submitted by the Vice Chancellor relating to the activities of the University and the execution of the plans of work and to direct the Vice Chancellor to submit reports relating to any matters specified by the Board;
- (xiv) to appoint Professors Emeritus and distinguished professors on such terms and conditions as may be prescribed;
- (xv) to confer honorary degrees in the fields of ordained disciplines in accordance with the conditions prescribed;
- (xvi) to suspend, punish and remove from service, Officers, Teachers and other employees in the manner prescribed;
- (xvii) to appoint members to the various Authorities in accordance with the provisions of this Act;
- (xviii) to propose Statutes for submission to the Chancellor;
- (xix) to consider and dispose of the Regulations made by the Academic Council; provided that the Board may frame a Regulation on its own initiative and approve it after consulting the Academic Council;
- (xx) 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;
- (xxi) to delegate any of its powers to an Authority or Officer or a committee or sub-committee; and
- (xxii) to perform such other functions as have been assigned to it under this Act or may be assigned to it by the Statutes.

22. **Board meetings.** (1) The Board shall meet at least twice in a year; provided that a special meeting may be called at any time on the direction of the Chancellor or on a requisition made by not less than five members of the Board to consider a matter of urgent nature.

(2) Not less than ten clear days' notice of a special meeting shall be given to the members of the Board, and the agenda of the meeting shall be restricted to the

matter for which the special meeting is called.

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

(4) The decision of the Board shall be expressed in terms of the views of the majority of the members present, and if the members are equally divided, the chairman of the Board shall have and exercise a casting vote.

23. **Academic Council.** (1) The Academic Council shall consist of –

- (i) the Vice Chancellor who shall be the chairman;
- (ii) the Pro-Vice Chancellor;
- (iii) the Deans as may be Prescribed;
- (iv) the Chairperson of teaching departments as may be Prescribed;
- (v) the University professors including Professors Emeritus and distinguished professors as may be Prescribed;
- (vi) two eminent persons, known for their intellectual caliber on an international level, service to society, or leadership in their profession, nominated by the Chancellor upon consultation with the Vice Chancellor;
- (vii) two persons to be appointed by the Trust;
- (viii) Principals and Directors of Constituent Colleges or Institutions and Affiliated Institutions or Colleges as may be Prescribed;
- (ix) the Controller of Examinations;
- (x) the Librarian;
- (xi) the Registrar who shall act as its secretary.

(2) Members appointed by nomination shall hold office for a term of three years and shall be eligible for re-nomination on the expiry of their term.

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

24. **Powers and Duties of the Academic Council.** (1) The Academic Council shall be the highest academic 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, scholarship, research, and examinations, and to regulate and promote the academic life of the University.

(2) In particular and without prejudice to the generality of the foregoing provisions, the Council shall have the power:

- (i) to advise the Board on academic matters;
- (ii) to regulate the admission of students to the courses of studies and examinations;
- (iii) to propose to the Board schemes for the constitution and organization of Faculties, Teaching Departments, institutes and Boards of Studies;
- (iv) to consider or formulate proposals for the planning and development of teaching and research at the University;
- (v) to make Regulations on the recommendations of the Board of Faculties and the Boards of Studies prescribing the courses of studies and the syllabi for all University examinations; provided that, if the recommendations of the Board of Faculties and Boards

of Studies are not received by the Prescribed date, the Council may, subject to the approval of the Board, continue for the next year, the courses of studies already Prescribed for an examination;

- (vi) to recognize the examinations of other universities or examining bodies as equivalent to the corresponding examinations of the University;
- (vii) to frame Regulations for submission to the Board; and
- (viii) to perform such other functions as may be Prescribed by the Statutes.

25. **Powers of other Authorities.** The constitution, functions, and powers of other Authorities for which no specific provision or insufficient provision has been made in this Act shall be such, as may be Prescribed by the Statutes.

26. **Appointment of committees by the Authorities.** The Board, the Academic Council or other Authorities may appoint/constitute such standing, special or advisory committees, as they may consider advantageous in the performance of their functions.

CHAPTER-V **STATUTES, REGULATIONS AND RULES**

27. **Statutes.** (1) Subject to the provisions of this Act, the Statutes may be made to regulate or prescribe all or any of the following matters, namely :-

- (i) terms and conditions of service of employees of the University including scales of pay, constitution of pension, gratuity, provident fund, benevolent fund and other fringe benefits;
- (ii) terms and conditions of contractual appointment of Teachers, researchers and Officers;
- (iii) affiliation and disaffiliation of institutions and related matters;
- (iv) establishment of Faculties, Teaching Departments and other academic units and divisions;
- (v) powers and duties of Officers and Teachers;
- (vi) conditions under which the University may enter into arrangements with other public or private organizations for purposes of instruction, research and other scholarly activities;
- (vii) conditions of appointment of Professors Emeritus and distinguished professors;
- (viii) award of honorary degrees;
- (ix) standard of evaluation of efficiency and exercising disciplinary measures over the employees of the University;
- (x) acquisition and administration of properties and investments of the University; and
- (xi) all other matters which under this Act are required to be or may be prescribed or regulated by the Statutes.

(2) The draft of the Statutes shall be proposed by the Board for the approval of the Chancellor.

(3) The Chancellor shall have the power to assent to the Statutes submitted to him for approval, or refer them back to the Board for reconsideration.

(4) No Statute shall be valid until it has been approved by the Chancellor.

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

- (i) schemes of studies and research, including the duration of courses, number of subject or papers for examination;
- (ii) syllabi and courses of study and research programmes for degrees, diplomas and certificates;
- (iii) the admission of students to the University;
- (iv) the conditions under which students shall be admitted and shall become eligible for the award of degrees, diplomas and certificates;
- (v) the conduct of examinations, appointment of examiners, scrutiny, tabulation and declaration of results;
- (vi) determination of fees and other charges to be paid by students for admission to the courses of study and examinations of the University;
- (vii) maintenance of discipline of students and scheme for their welfare;
- (viii) conditions of residence of the students of the University or its colleges, including the levy of fees for residence in the halls of residence and hostels;
- (ix) the approval and licensing of hostels and lodgings;
- (x) conditions under which a person should carry on independent research to entitle him to a degree;
- (xi) the institution of fellowships, scholarships, exhibitions, medals and prizes;
- (xii) the institution of stipends and free and half-free studentships;
- (xiii) the academic costumes;
- (xiv) the use of the library;
- (xv) the formation of Teaching Departments and Boards of Studies;
and
- (xvi) all other matters which by this Act and the Statutes 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 Board which may approve them or withhold approval or refer them back to the Academic Council for reconsideration.

(3) A regulation prepared by the Academic Council shall not be valid, unless it receives the approval of the Board.

29. **Amendment and repeal of Statutes and Regulations.** The procedure for adding to, amending, or repealing the Statutes and the Regulations shall be the same as that Prescribed for framing or making the Statutes and Regulations respectively.

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

Provided that the Board may direct the amendment or the annulment of any Rules, made by another Authority or body under this section:

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

(2) The Board 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 Statutes or Regulations.

CHAPTER-VI **THE UNIVERSITY FUND**

31. **Fund, audit and accounts.** (1) The University shall have a Fund to which shall be credited its income from fees, donations, trusts, bequests, endowments, grants, contributions and any other sources and which shall be under the control of the Board.

(2) Capital and recurrent expenditure of the University shall be met from out of the contribution made by the Trust and any other sources, including other foundations, universities and individuals, and from the income derived therefrom.

(3) No contribution, donation or grant which may directly or indirectly involve any immediate or subsequent financial liability for the University, or which may involve an activity not included in the programmes for the time being, shall be accepted without the prior approval of the Board.

(4) The accounts of the University shall be maintained in such form and in such manner as may be determined by the Board and shall be audited each year, within four months of the closing of the financial year of the University, by a chartered accountant appointed by the Board.

(5) The accounts, together with the report of the auditor, thereon, shall be submitted to the Board for approval.

(6) The auditor's report shall certify that the report has complied with the standards of audit and certification laid down by the Institute of Chartered Accountants of Pakistan.

CHAPTER-VII **GENERAL PROVISIONS**

32. **Retirement.** An employee of the University shall retire from service at such age as may be prescribed by the statutes or regulations.

33. **Funds.** The University shall constitute for the benefit of its employees such retirement schemes as it may deem fit.

34. **Term of office of members of Authorities.** When a member of a newly constituted Authority is appointed or nominated, his term of office, as fixed under this Act, shall commence from such date as may be Prescribed.

35. **Filling of casual vacancies in Authorities.** (1) Any casual vacancy among the appointed or nominated members of any Authority shall be filled, as soon as conveniently may be, by the body who appointed or nominated the member whose place has become vacant, and the person 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/she fills would have been a member:

Provided that where a vacancy in the membership of an Authority, other than the Board, cannot be filled for the reason that the member was ex-officio; and the office has ceased to exist, or the organization, institution or other body, other than the University has ceased to exist or has ceased to function, or for any other circumstances which make it impracticable to fill the vacancy, the vacancy shall be filled in such manner as the Chancellor may direct upon consultation with the Board.

(2) The office of a nominated member shall become vacant if here signs or fails to attend three consecutive meetings of the Authority without sufficient cause or leave of absence, or his nomination is changed by the nominating Authority.

36. **Disputes about membership of Authorities.** (1) Notwithstanding anything contained in this Act, a person nominated or appointed to any Authority shall cease to be a member of such Authority as soon as he has ceased to hold the position by virtue of which he was nominated or appointed.

(2) If a question arises as to whether any person is entitled to be a member of any Authority, the matter shall be referred to a committee consisting of the Pro Chancellor, Vice Chancellor, and a nominee of the Chancellor, and the decision of the committee shall be final and binding.

37. **First Statutes.** Notwithstanding anything contained in this Act, the Statutes set out in the Schedule, shall be deemed to be the Statutes framed under section 26 and shall remain in force until they are amended or replaced by new Statutes framed in accordance with this Act.

38. **Removal of difficulties.** If any difficulty arises as to the first constitution or reconstitution of any Authority upon coming into force of this Act or otherwise in effect to any provision of this Act, the Chancellor may give appropriate directions to remove such difficulty.

39. **Validity of proceedings of Authorities.** No act, proceedings, resolution or decision of any Authority shall be invalid by reason only of any vacancy or defect in the constitution of, or in the appointment or nomination of any member of the Authority.

40. **Bar of jurisdiction.** (1) No court shall have the jurisdiction to entertain any proceedings, grant any injunction or make any order in relation to anything done in good faith or purported to have been done or intended to be done under this Act.

(2) No decision taken, or act or thing done, by the Chancellor or the Board shall be called in question before any court or other authority.

41. **Indemnity.** No suit or legal proceedings shall lie against the Government, the University or any Authority or an employee of the Government or the University, or any person, in respect of anything which is done or purported to have been done in good faith or intended to or has been done in good faith under this Act.

42. **Repeal and savings.** (1) The Saifee Burhani University at Karachi Act, 2023 (**Sindh Act No.XV of 2023**), hereinafter called as repealed Act, shall stand repealed from the date of coming into force of this Act:

Provided that repeal under this sub-section shall not—

- (a) affect the constitution of the University under the repealed Act; or
- (b) revive anything not in force at the time at which the repeal take effect; or
- (c) affect any right, privilege, obligation or liability acquired, accrued or incurred under the said repealed Act; or
- (d) affect any penalty imposed, or forfeiture made in respect of any breach committed under the repealed Act; or
- (e) affect any inspection, investigation, prosecution, legal proceeding or remedy in respect of any obligation, liability, penalty, or forfeiture as aforesaid, and any such inspection, investigation, prosecution, legal proceedings or remedy may be made, continued or enforced and any such penalty or forfeiture may be imposed, as if this Act has not been passed.

(2) Notwithstanding the repeal under sub-section (1) —

- (a) any document referring to any provision of the repealed Act shall be construed as referring, as far as may be, to this Act, or to the corresponding provision of this Act;
- (b) all Statutes, Rules or Regulations, made under the repealed Act shall have effect as if it had been issued or made under the corresponding provision of this Act unless repealed, amended or substituted under this Act;
- (c) any Officer appointed and any Authority constituted under the repealed Act shall continue and shall be deemed to have been appointed or constituted, as the case may be, under the corresponding provision of this Act;
- (d) all debts and obligations incurred or contracts entered into or rights acquired and all matters and things engaged to be done under the repealed Act shall be deemed to have been incurred, entered into, acquired or engaged to be done under this Act;
- (e) funds and accounts constituted or maintained under the repealed Act shall be deemed to be in continuation of the corresponding funds and accounts constituted or maintained under this Act;
- (f) any certificate or document issued, made or granted under the repealed Act shall be deemed to have been issued, made or granted under this Act and shall, unless cancelled, in pursuance of any provisions of this Act, continue to be in force until the date specified in the certificate or documents.

THE SCHEDULE
FIRST STATUTES

(see section 37)

1. **Faculties.** (1) The University shall have any of the following Faculties: -

- (i) Faculty of Health and Medical Sciences;
- (ii) Faculty of Humanities and Social Sciences;
- (iii) Faculty of Legal Studies;
- (iv) Faculty of Management and Administrative Sciences;
- (v) Faculty of Pharmacy;
- (vi) Faculty of Engineering Sciences and Technology;
- (vii) Faculty of Computing and Applied Sciences;
- (viii) Faculty of Media Studies and Mass Communication; and
- (ix) any other Faculty as may be Prescribed by the Statutes.

(2) Each Faculty shall include such institutes, Teaching Departments, centers, or other teaching or research units, as may be Prescribed by the Statutes.

2. **Board of Faculties.** (1) There shall be a board of each Faculty consisting of -

- (a) the Dean;
- (b) the professors, associate professors, and Chairperson comprised in the Faculty;
- (c) two members of each Board of Studies comprised in the Faculty, to be nominated by the Board of Studies concerned; and
- (d) three Teachers to be nominated by the Academic Council by reason of their specialized knowledge of subjects which, though not assigned to the Faculty, have in the opinion of the Academic Council, important bearing on the subjects assigned to the Faculty.

(2) The members mentioned in clauses (c) and (d) of sub-clause (1) shall hold office for three years.

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

(4) A Board of Faculty shall, subject to the general control of the Academic Council and the Board, have the powers –

- (a) to coordinate the teaching and research in the subjects assigned to the Faculty;
- (b) to scrutinize the schemes of courses and syllabi proposed by the Board of Studies comprised in the Faculty and forward them to the Academic Council along with its observations;
- (c) to scrutinize the recommendations made by the Board of Studies comprised in the Faculty, on the appointment of paper setters and examiners, except for research and degrees examiners, who shall be scrutinized by the Vice Chancellor;
- (d) to consider any other academic matter relating to the Faculty and to report thereon to the Academic Council; and
- (e) to perform such other functions as may be Prescribed by the Statutes.

3. **Deans.** (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, in consultation with the Vice Chancellor, from amongst the professors in the Faculty, for a term of three years, and shall be eligible for another term.

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

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

4. **Teaching Department.** (1) There shall be a Teaching Department for each subject or group of allied subjects as may be approved and each Teaching Department shall be headed by a Chairperson.

(2) The Chairperson shall be appointed by the Board, on the recommendations of the Vice Chancellor, from amongst the professors or associate professors of the Teaching Department, for a period of three years:

Provided that where there is no professor or associate professor in a department, it shall be looked after by the Dean of the Faculty, with the assistance of the most senior Teacher of the Teaching Department.

(3) The Chairperson shall plan, organize and supervise the work of the Teaching Department in accordance with the provisions of this Act and shall be responsible to the Dean of the Faculty in which his Teaching Department is comprised, for the work of his Teaching Department.

5. **Board of Studies.** (1) There shall be a Board of Studies for each subject or group of subjects as may be Prescribed by the Regulations.

(2) Each Board of Studies shall consist of -

- (i) the Chairperson of the concerned Teaching Department who shall act as its chairman and convener;
- (ii) all professors and associate professors in the Teaching Department concerned;
- (iii) three Teachers, other than professors or associate professors, to be appointed by the Academic Council;
- (iv) three experts, other than University Teachers, 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 a meeting of the Board of Studies, shall be one-half of the total number of members, a fraction being counted as one.

(5) The functions of the Board of Studies shall be:

- (i) to advise the Authorities on all academic matters connected with instruction, research and examination in the subject or

- subjects concerned;
- (ii) to propose curricula and syllabi for all degrees, diplomas and certificate courses in the subject or subjects concerned;
- (iii) to suggest a panel of names of paper setters and examiners in the subject or subjects concerned; and
- (iv) to perform such other functions as may be Prescribed by Regulations.

6. **Board of Advanced Studies and Research.** (1) There shall be a Board of Advanced Studies and Research consisting of -

- (i) the Vice Chancellor who shall be the chairman;
- (ii) Pro-Vice Chancellor
- (iii) the Deans;
- (iv) three University professors other than the Deans to be appointed by the Board;
- (v) three University Teachers having research, qualifications and experience to be appointed by the Academic Council;
- (vi) three scholars of eminence, in a field not represented on the Board of Advanced Studies and Research, to be appointed by the Vice Chancellor on the recommendation of the Academic Council; and
- (vii) the Professors Emeritus.

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

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

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

- (i) to advise the Authorities on all matters connected with the promotion of advanced studies and research in the University;
- (ii) to propose Regulations regarding the award of research degrees;
- (iii) to appoint supervisors for research students to determine the subject of their thesis;
- (iv) to propose Regulations regarding the award of research degrees;
- (v) to recommend the names of paper setters and examiners for research examinations, after considering the proposals of the Board of Studies in this behalf; and
- (vi) to perform such other functions as may be prescribed by statutes.

7. **Selection Board.** (1) There shall be a Selection Board consisting of -

- (i) the Vice Chancellor who shall be the Chairman;
- (ii) one member of the Board and two persons of eminence to be nominated by the Board; provided that none of them is an employee of the University;

- (iii) the Dean of the Faculty concerned;
- (iv) the Chairperson of the Teaching Department concerned;
- (v) two persons to be nominated by the Vice Chancellor;

(2) The members of the Selection Board, other than ex-officio members, shall hold office for three years.

(3) The quorum for a meeting of the Selection Board shall be four members.

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

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

(6) The functions of the Selection Board shall be –

- (i) to consider all applications for teaching and other posts received in response to an advertisement, and recommend to the Board the names of suitable candidates for appointment to such posts;
- (ii) to recommend to the Board the grant of higher initial pay in a suitable case for reasons to be recorded in writing;
- (iii) to recommend to the Board, the appointment of an eminently qualified person to a position in the University on the terms and conditions as may be prescribed;
- (iv) to consider all cases of promotion of Officers of the University and recommend to the Board the names of suitable candidates for such promotions; and
- (v) that in the event of an unresolved difference of opinion between the Selection Board and the Board, the matter shall be referred to the Chancellor whose decision shall be final.

8. **Finance and Planning Committees.** (1) There shall be a Finance and Planning Committee consisting of -

- (i) the Pro Chancellor or his nominee, who shall be the Chairman;
- (ii) the Vice Chancellor;
- (iii) two nominees of the Board;
- (iv) two experts in the field of finance and planning to be nominated by the Chancellor;
- (v) one Dean to be nominated by the Chancellor upon consultation with the Vice Chancellor;
- (vi) the Director of Planning and Development; and
- (vii) the Director of Finance of the University who shall be the member – secretary.

(2) The quorum for a meeting of the Finance and Planning Committee shall be five members.

- (3) The functions of the Finance and Planning Committee shall be –
- (i) to consider annual statement of accounts and revised budget estimates and advise the Board thereon;
 - (ii) to review periodically, the financial position of the University;
 - (iii) to advise the Board on all matters related to planning, development, finance, investments and accounts of the University;
 - (iv) to prepare short term and long-term development plans;
 - (v) to prepare staff and resource development plans; and
 - (vi) to perform such other functions as may be prescribed by the Statutes.

9. **Affiliation Committee.** (1) There shall be an Affiliation Committee consisting of -

- (i) the Pro Chancellor or his nominee, who shall be the Chairman;
- (ii) the Vice Chancellor;
- (iii) one member of the Board to be nominated by the Board; and
- (iv) two professors to be nominated by the Academic Council.

(2) The term of office of the members of the Affiliation 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 Affiliation Committee.

10. **Discipline Committee and its functions.** (1) The Discipline Committee shall consist of -

- (i) the Vice Chancellor or his nominee;
- (ii) two professors to be nominated by the Academic Council;
- (iii) one member to be nominated by the Board; and
- (iv) the Teacher or Officer, in charge of student affairs by whatever name called, who shall act as member secretary.

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

(3) The quorum for a meeting of the Discipline Committee shall be three 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 dealing with cases of indiscipline; and
- (ii) to perform such other functions as may be assigned to it by the Statutes or Regulations.

STATEMENT OF OBJECTS AND REASONS

His Holiness Syedna Mufaddal Saifuddin (TUS) and the Dawat-e-Hadiyah Trust have established in Pakistan a Saifee Burhani University whose programmes will promote educational welfare in general and the welfare of the people of Pakistan in particular. They have expressed the desire to establish an autonomous university in Pakistan for the promotion and dissemination of knowledge and technology and for providing instructions, training, research, demonstration and services nationally and internationally with such other branches of learning as the University may determine.

In order to promote the private sector in higher education, it is expedient to establish a University known as the Saifee Burhani University at Karachi and to enact a law in the subject matter.

The Bill seeks to achieve the above object.

MEMBER-IN-CHARGE

**G.M.UMAR FAROOQ
SECRETARY
PROVINCIAL ASSEMBLY OF SINDH**