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SIND ORDINANCE NO.VII OF 1981

THE SIND UNIVERSITY LAWS (AMENDMENT) ORDINANCE, 1981

[6th April, 1981]

An Ordinance to amend the University Laws.

Preamble

WHEREAS it is expedient to amend the University Laws, in the manner hereinafter appearing;

NOW THEREFORE, in pursuance of the Proclamation of the fifth day of July, 1977 and the Laws (Continuance in Force) Order, 1977, the Governor of Sind is pleased to make and promulgate the following Ordinance:—

Short title and commencement.

1. (1) This Ordinance may be called the Sind University Laws (Amendment) Ordinance, 1981.

(2) It shall come into force at once.

Amendment of Sind Act, XXIV and XXV of 1972.

2. In the University of Sind Act, 1972, and the University of Karachi Act, 1972—

(1) After section 14, the following shall be inserted:—

Pro Vice-Chancellor

"14-A. (1) The Chancellor may, in consultation with the Vice-Chancellor, appoint a Pro-Vice Chancellor for the main campus or for the additional campus, if any, or for both the campus jointly or separately, on such terms and conditions and for such period not exceeding four years at a time as the Chancellor may determine.

(2) Where a Pro Vice-Chancellor is appointed under sub-section (1) he shall, notwithstanding anything contained in this Ordinance, exercise such powers and perform such functions of the Vice-Chancellor or such other powers and functions, in respect of the campus for which he is appointed, as the Chancellor may delegate to him.

(3) The Pro-Vice-Chancellor, if appointed, shall be *ex-officio* member of the Senate, Syndicate and Academic Council and shall be deemed to be included in the University under sub-section (2) of section 3 and be an officer of the University under section 9.";

(2) in section 22—

(a) in sub-section (1)—

(i) for clause (iii), the following shall be substituted:—
"(iii) two members of the Senate to be elected by the Senate.";

(ii) for clause (viii), the following shall be substituted:—
"(viii)(a) one Professor to be elected by the Professors of the University from amongst themselves,

(b) one Associate Professor to be elected by the Associate Professors of the University from amongst themselves;

(c) one Assistant Professor to be elected by Assistant Professors of the University from amongst themselves;

(d) one lecturer with minimum service of two years to be elected by lecturers of the University from amongst themselves";

(iii) in clause (xii), the fullstop at the end shall be replaced by a semicolon and thereafter the following shall be added:—

"(xiii) one Alim and, one woman not serving in any educational institution to be nominated by the Chancellor.";

(b) in sub-section (2), for the word "two" the word "three" shall be substituted.

(3) in section 42, after sub-section (2), the following sub-sections shall be added:—

"(3) Where a member who has been nominated or elected to any Authority fails to attend three meetings of the Authority consecutively, he shall cease to be the member.

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

(4) in section 53—

(a) for sub-section (1), the following shall be substituted:—

"(1) Notwithstanding anything contained hereinbefore—

(a) any officer, teacher or other employee of the University shall, as the Chancellor may in the public interest direct, serve in any post under Government or any other University or an Educational or Research Institution:

Provided that in the case of a teacher, the Syndicate shall be consulted before issuing the direction;

(b) the Chancellor may, in the public interest, direct any post in the University to be filled by appointing an employee of Government or any other University or an Educational or Research Institution:

Provided that in the case of a teacher, the Selection Board shall be consulted before filling in the post;";

(b) in sub-section (2), before the fullstop at the end the words "and he shall be entitled to all benefits of his post service" shall be added.

(5) in the First Statutes—

(i) in Statute 2, for clause (2), the following shall be substituted:—

"(2) The Dean of each Faculty shall be appointed by the Chancellor on the recommendations of the Vice-Chancellor from amongst the three most senior Professors in the Faculty for a period of three years.";

(ii) in Statute 3, for clause (2), the following shall be substituted:—

"(2) The Chairman of a Teaching Department or Director of an Institute shall be appointed by the Syndicate on the recommendations of the Vice-Chancellor from amongst three most Senior Professors and three most Senior Associate Professors of the 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 Department.".

Amendment of Sind Acts III, IV and V of 1977.

3. In the N.E.D. University of Engineering and Technology Act, 1977, the Mehran University of Engineering and Technology Act, 1977, and the Sind Agriculture University Act, 1977—

(1) in Section 15—

(a) in sub-section (1)—

(i) for clause (ii), the following shall be substituted:

"(iii) two members of the Senate to be elected by the Senate;";

(ii) for clause (viii), the following shall be substituted:—

"(viii) (a) one Professor to be elected by the Professors of the University from amongst themselves;

(b) one Associate Professor to be elected by the Associate Professors of the University from amongst themselves;

(c) one Assistant Professor to be elected by Assistant Professors of the University from amongst themselves;

(d) one lecturer with minimum service of two years to be elected by lecturers of the University from amongst themselves.";

(iii) in clause (xi), the fullstop at the end shall be replaced by a semicolon and thereafter the following shall be added:—

"(xii) one Alim and, one woman not serving in.". any educational institution to be nominated by the Chancellor;

(b) in sub-section (2), for the word "two" the word "three" shall be substituted;

(2) the existing section 21 shall be numbered as sub-section (1) of that section and thereafter the following shall be added:—

"(2) Where a member who has been nominated or elected to any Authority or body fails to attend three meetings of the Authority or body consecutively, he shall cease to be the member.

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

(3) for section 34, the following shall be substituted:—

Power to require Officers, teachers or employees to serve under any Government or Organization.

"34. (1) Notwithstanding anything contained herein-before—

(a) any officer, teacher or other employee of the University shall, as the Chancellor may in the public interest direct, serve in any post under Government or any other University or an Educational or Research Institution:

Provided that in the case of a teacher, the Syndicate shall be consulted before issuing the direction;

(b) the Chancellor may, in the public interest, direct any post in the University to be filled by appointing an employee of Government or any other University or an Educational or Research Institution:

Provided that in the case of a teachers the Selection Board shall be consulted before filling in the post.";

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

(4) in the First Statutes--

(a) in Statute 3, for clause (2), the following shall be substituted:—

"(2) The Chairman of a Teaching Department or Director of an Institute shall be appointed by the Syndicate on the recommendations of the Vice-Chancellor from amongst three most senior Professors and Associate Professors of the Department for a period of three years:

Provided that where there is no Professor or Associate Professor in the Department, it shall be looked after by the Dean of the Faculty with the assistance of the most senior teacher of the Department.";

(b) in Statute 6, for clause (1), the following shall be substituted:—

"(1) The Dean of each Faculty shall be appointed by the Chancellor on the recommendations of the Vice-Chancellor from amongst three most senior Professors in the Faculty for a period of three years.";