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SINDH ORDINANCE NO.III OF 2002

THE SINDH INFORMATION TECHNOLOGY BOARD ORDINANCE 2002

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SINDH ORDINANCE NO.III OF 2002

THE SINDH INFORMATION TECHNOLOGY BOARD ORDINANCE 2002

[10th January, 2002]

An Ordinance to provide for the establishment of a Board of Information Technology in the Province of Sindh.

Preamble.

WHEREAS it is expedient to provide for the establishment of a Board of Information Technology in the Province of Sindh and matters connected therewith or ancillary thereto;

WHEREAS The Provincial Assembly stands dissolved in pursuance of the Proclamation of fourteenth day of October, 1999, and the Provisional Constitution Order No.1 of 1999;

AND WHEREAS the Governor of Sindh is satisfied that circumstances exist which render it necessary to take immediate action;

NOW, THEREFORE, in pursuance of the aforesaid Proclamation and the Provisional Constitution Order read with Provisional Constitution (Amendment) Order No.9 of 1999, and in exercise of all powers enabling him in that behalf, the Governor of Sindh is pleased to make and promulgate the following Ordinance:-

Short title and commencement.

1. (1) This Ordinance may be called the Sindh Information Technology Board Ordinance, 2001.

(2) It shall come into force at once.

2. In this Ordinance, unless there is any thing repugnant in the subject or context—

(a) "Board" means the Board established under section 3;

(b) "Chairperson" means the Chairperson of the Board;

(c) "Government" means the Government of Sindh;

(d) "prescribed" means prescribed by rules or regulations;

(e) "regulation" means regulations made under this Ordinance;

(f) "rules" means rules made under this Ordinance;

Incorporation.

3. (1) Government may establish a board to be called the Sindh Information Technology Board.

(2) The Board shall be a corporate body having perpetual succession and a common seal with power, to acquire, hold and dispose of property and shall by the said name sue and be sued.

Constitution of the Board.

4. (1) The Board shall consist of a Chairperson, a Vice-Chairperson and eleven members, at least five of whom shall be from the private sector to be appointed by Government.

(2) The terms and conditions of the Chairperson shall be determined by Government.

(3) A member of the Board other than an official member shall hold office at the pleasure of Government.

(4) A member other than an official member may at any time by writing under his hand resign from his office by addressing a letter to the Government.

(5) The Board may coopt any person as a member for any particular purpose but such person shall not have right of vote.

(6) No act, proceedings or decision of the Board shall be invalid by reason of any vacancy or defect in the constitution of the Board.

Functions and powers of the Board.

5. (1) The Board shall take all such measures and exercises such powers as it deems necessary for carrying out the purposes of this Ordinance.

(2) Without prejudice to the generality of the foregoing powers, the Board may—

(a) promote or develop, use of information technology;

(b) formulate and enforce any scheme for the purpose of this Ordinance;

(c) procure necessary equipments for its proper functioning;

(d) make provision for research, consultancy and advisory service and with these objects to enter into arrangements with other institutions or with public or private bodies, international donor agencies and foreign Governments under the prescribed conditions;

(e) promote commerce and business in relation to information technology;

(f) hire such number of qualified personnel as are required for the smooth functioning of the Board;

(g) Facilitate investment into various sectors of the information technology;

(h) Establish a Sindh Accreditation Council for standardization and quality control of information technology education and training under the prescribed conditions;

(i) to do such other acts and things as may be necessary to further the objectives of the Board;

Functions of the Chairperson.

6. The Chairperson shall perform such functions as may be prescribed by rules or assigned to him by the Board.

Delegation of powers.

7. (1) The Board may delegate any of its powers to the Chairperson, Vice-Chairperson or any officer of the Board for smooth functioning of the Board.

(2) The Chairperson may also delegate any of his power to any officer of the Board.

Meeting of the Board.

8. (1) Any matter required to be decided by the Board shall be decided in a meeting of the Board by vote of majority of members present in such meeting.

(2) The meetings of the Board shall be held in such manner at such time and place, as may be prescribed by regulations, provided that until regulations are made in this behalf, the meeting shall be held in the manner as directed by the Chairperson.

(3) Each member shall have one vote and in the case of tie, the Chairperson shall exercise a casting vote.

Employees of the Board.

9. The Board may appoint such officers, advisors, consultants and staff as may be necessary for the efficient performance of its functions in such manner and on such terms and conditions as may be prescribed by the Board.

Fund.

10. (1) There shall be a fund to be known as the Information Technology Board Fund which may vest in the Board and to which shall be credited all moneys including funds provided by Government or any body, authority and sums receivable by the Board.

(2) The fund shall be kept in such custody and shall be utilized and regulated in such manner as may be prescribed.

Budget, audit and accounts.

11. The budget of the Board shall be prepared, approved and tis accounts shall be maintained and audited in such manner as may be prescribed.

Power of Government to give direction.

12. (1) Government may at any time require the Board to furnish to it any documents, returns, statement, statistics or any other information regarding any matter, under the control of the Board and the Board shall comply with such requisition.

(2) Government may from time to time give direction, as it considers necessary for the guidance of and compliance by the Board.

Annual report.

13. The Board shall, soon after expiry of each financial year, furnish an annual report to Government on the conduct of its affairs for that year.

Rules.

14. Government may make rules for carrying out the purposes of this Ordinance.

Regulations.

15. Subject to this Ordinance and the rules the Board may make regulations for carrying out the purposes of this Ordinance.