



# The Sindh Government Gazette

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## PART-IVA

PROVINCIAL ASSEMBLY OF SINDH  
NOTIFICATION

KARACHI, THE 17<sup>TH</sup> SEPTEMBER, 2014.

NO.PAS/Legis-B-24/2014-The following Bill is hereby published for general information as required by Rule 98 of Rules of Procedure of the Provincial Assembly of Sindh.

**THE SINDH PHYSIOTHERAPY COUNCIL BILL, 2014.**

**SINDH BILL NO. 24 OF 2014.**

### A BILL

to establish a Council known as the Sindh  
Physiotherapy Council.

**WHEREAS** it is expedient to establish a Council known as the Sindh Physiotherapy Council in the Province of Sindh to recognize the physiotherapy qualifications and regulate the Physiotherapy profession, Physiotherapy education and institutions and to provide for matters connected therewith or ancillary thereto;

**Preamble.**

It is hereby enacted as follows:-

1. (1) This Act may be called the Sindh Physiotherapy Council Act, 2014.

**Short title,  
extent and  
commencement.**

(2) It shall extend to the whole of the Province of Sindh.

(3) It shall come into force at once.



## Definitions

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

(a) "approved hospital or institution" means a hospital or institution included in the Second Schedule;

(b) "Council" means the Council established under this Act;

(c) "continuous professional development" means skill enhancement and improvement in personal and professional competence which may -

(i) comprise lectures, seminars, courses, individual study or other activities undertaken by a registered Physiotherapist;

(ii) advance a registered Physiotherapist's development in his profession; and

(iii) be relevant to the practice of registered Physiotherapist;

(d) "Committee" means the committee constituted under this Act and includes Executive Committee constituted under section 11;

(e) "continuous professional development

opportunity provider" means an organization providing continuous professional development opportunities and included in the Second Schedule;

(f) "Fund" means the Sindh Physiotherapy Council Fund established under this Act;

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

(h) "House job or foundation year or internship" means hands on training in clinical subjects on a rotational basis in an approved hospital or institution after provisional registration as a prerequisite for full registration under section 25;

(i) "institution" means the physiotherapist or physical therapist institution recognized under this Act, which trains for or grants, degrees or diplomas in physiotherapy;

(j) "President" means President of the Council;

(k) "prescribed" means prescribed by regulations;

(l) "recognized physiotherapy qualification" means any basic physiotherapy qualification included in the Fifth Schedule;



- (m) "recognized additional Physiotherapy qualification" means any additional Physiotherapy qualification included in the Third Schedule;
- (n) "Registrar" means the Registrar appointed under this Act;
- (o) "register" mean the register of Physiotherapist practitioners maintained under section 25;
- (p) "Registered Physiotherapy Practitioner" means a physiotherapist and physical therapist practitioner whose name is included in the register maintained under section 25;
- ~~(q) "regulations" mean the regulations made under this Act;~~
- (r) "registerable qualifications" means the physiotherapy qualifications recognized under sections 12, 15, 16 and 17;
- (s) "Specialists, Boards" mean the recognized

Specialist Boards included in the Sixth Schedule;

- (t) "University" means a University established under the law of Sindh and having a constituent physiotherapy college with Physiotherapist as a Dean; within the Province of Sindh;
- (u) "Vice President" means the Vice President of the Council;

3. (1) Government shall, by notification in the official Gazette, establish a Council consisting of -

**Composition of the Council.**

- (a) one member from Provincial Assembly of Sindh to be nominated by the Speaker Provincial Assembly;
- (b) Secretary, Health Department Sindh; ex-officio member;
- (c) one Orthopedic Surgeon of repute to be nominated by Government;
- (d) Four persons from civil society who shall neither be a doctor nor shall be a Physiotherapist;
- (e) one Judge to be nominated by the Chief Justice, High Court of Sindh;
- (f) one Vice Chancellor from a Private Sector University;
- (g) One Vice Chancellor from Public Sector University;



- (h) All Principals from Physiotherapy institutions in Sindh who must be a physiotherapist holding a title of Professor or Associate Professor atleast for one year;
- (i) Registrar, who shall also act as Secretary of the Council.

(2) No act of the Council shall be invalid on the ground merely of existence of any vacancy in or any defect in the constitution of the Council.

(3) The President shall be the head of the Council and shall be the competent authority for all employees of the Council.

(4) The Registrar shall have the power to administer the day to day affairs and the financial matters of the Council and shall be answerable to the President and the members of the Executive Committee.

**Mode of election.**

4. (1) The President and the Vice President shall be elected by the members of the Council from amongst themselves.

(2) The President and the Vice President shall be a Physiotherapist having a title of Professor or Associate Professor for at least one year of institutional experience.

**Restrictions on nominations and elections.**

5. No person shall be eligible for nomination or election, unless he is registered physiotherapist from the Council, holding a title of Professor or Associate Professor, having at least one year of teaching or clinical experience, certified by the Council.

**Incorporation of the Council.**

6. (1) The Council shall be a body corporate by the name of the Sindh Physiotherapy Council, having perpetual succession and a common seal, with power to acquire and hold property both movable and immovable, and to contract, and shall by the said name sue and be sued.

(2) The Council shall be a regulatory body for regulating Physiotherapy profession, Physiotherapy education and institutions.

(3) The headquarter of the Council shall be at Karachi.

**Terms of Office.**

7. (1) The President and Vice President shall hold office for a term not exceeding four years.

(2) A member shall hold office for a term of four years from the date of his nomination or election or until his successor has been duly nominated or elected, whichever is earlier.

(3) If a member fails to attend three consecutive meetings of the Council or remains out of Pakistan for a continuous period exceeding one year or, in the case of an elected member, ceases to represent his electoral college, he shall cease to be the member of the Council. A person



shall thereupon be nominated or, as the case may be, elected to fill the vacancy:

Provided that a member nominated by Government shall hold office only during pleasure of Government. If a nominated member is being considered for cancellation of membership while his term remains, he shall be given a notice to show cause and an opportunity of personal hearing by Government before a final order is passed.

Provided further that a member of the Council nominated by Government shall not be eligible for the post of President or Vice President.

(4) The case of a member of the Council, other than the members nominated under clauses (a), (b) and (c) of sub-section (1) of section 3, shall be forwarded to Government for decision of maintaining his membership or otherwise in the following circumstances, namely -

- (a) if the Executive Committee decides by a majority of the members present at the meeting that his membership is not in the interest of the Council; or
- (b) he has become insane or is declared an insolvent by a competent court; or
- (c) he is convicted for a criminal offense which implies moral turpitude, including unprofessional and infamous conduct as provided in section 32.

(5) Where the said term of four years is about to expire in respect of any member, his successor may be nominated or elected at any time within three months before the said term expires, but shall not assume office until the expiry of the said term.

(6) An elected or nominated member may, at any time, resign his membership by writing under his hand addressed to the President and the seat of such member shall be deemed to have fallen vacant from the date of acceptance of resignation by the President.

(7) A vacancy in the Council shall be filled through election or nomination, as the case may be, and the person elected or nominated to fill the vacancy shall hold office for the residue of the term.

(8) A President or Vice President may, at any time, resign from his office by writing under his hand addressed to Government through the Registrar and the office of the President shall be deemed to have been fallen vacant from the date of acceptance of his resignation by Government.



(9) In case of absence of President or the office of the President has fallen vacant due to any reason, the Vice President shall act as a President and he shall be responsible for conducting the election of the President within ninety days from the date the office of the President shall be fallen vacant.

**Meetings of  
the Council.**

8. (1) The meetings of the Council shall be regulated by regulations but until regulations are framed, the meetings shall be held as and when required by the President or in his absence Vice-President, as the case may be, provided that the meeting shall be held atleast once in quarter.

(2) Half of the total membership of the Council shall constitute a quorum for a meeting of the Council.

(3) The members shall have reasonable notice of the time and place of the meeting and matters on which a decision by the Council shall be taken in such meeting.

(4) The decision of the Council shall be taken by the majority of its members present and, in case of a tie, the President or Vice-President presiding the meeting shall have a casting vote.

(5) All orders, determinations and decisions of the Board shall be taken in writing and shall be signed by the Secretary.

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9. (1) There shall be a full-time Registrar of the Council who shall be appointed by the Council with the approval of Government on such terms and conditions as it may determine.

(2) The Registrar shall be a Professor or Associate Professor having atleast one year experience in the field of physiotherapy and having experience in public or private sector management especially in the context of managing human resources, financial management and program implementation.

(3) Government may on recommendations of the Council, on a complaint regarding the performance of the Registrar or otherwise, terminate his services, as the case may be.

(4) No person shall be appointed or continue as Registrar, if he -

- (a) has been convicted of an offence involving moral turpitude;
- (b) has been removed from service for misconduct;
- (c) has been adjudicated as insolvent;
- (d) is incapable of discharging his duties by reasons of physical or mental incapacity and has been so declared by a Medical Board; or
- (e) fails to disclose any conflict of interest or contravenes any of the provisions of this Act.



(5) The Registrar may, at any time, resign from his office by writing under his hand addressed to Government through the Council.

10. (1) The Council shall -

Officers, Committees and  
Servants of the Council,

(a) constitute from amongst its members an Executive

Committee, and such other Committees for general or special purposes as the Council deems necessary to carry out the purposes of this Act;

(b) appoint, employ or nominate such other advisers to the President, officers, officials and servants on regular or contract basis as the Council deems necessary to carry out the purposes of this Act;

(c) require the Treasurer to take from the Registrar, Secretary, advisers, to the President, officers, officials and servants, such security for the due performance of their duties as the Council deems necessary; and

(d) fix the remuneration and allowances to be paid to the President, Vice-President, members, officers and servants of the Council employed under this section.

(2) All persons appointed or employed under this section shall be deemed to be public servants within the meaning of section 21 of the Pakistan Penal Code Act XLV of 1860.

11. (1) The Executive Committee shall consist of four members, of whom two shall be elected by the Council from amongst its members and of which at least two shall be a physiotherapists. The President shall have the power to co-opt any person as a member of the Committee but such person shall not have right of the vote.

Executive  
Committee

(2) The President and Vice-President shall be ex-officio members of the Executive Committee and shall be its President and Vice-President respectively.

(3) In addition to the powers and duties conferred and imposed upon it by this Act, the Executive Committee shall exercise and discharge such powers and duties as the Council may confer upon it by regulations and shall have the powers and responsibility to take decisions of administrative and financial nature for the smooth functioning and working of the Council.



(4) An elected or nominated member of Committee may, at any time, resign his membership by writing under his hand addressed to the President and the seat of such member shall be deemed to have fallen vacant from the date of acceptance of his resignation by the President.

(5) Any Vacancy in the committee that may arise due to

the resignation, death or any other cause, such vacancy shall be filled in a manner as mentioned in sub-section (1) and such member shall remain a member for a residue term of a vacancy.

**Recognition and Regulation of Physiotherapy Institutions and educations**

12. (1) The Council may grant recognition to any institution in the Province of Sindh which trains or grants physiotherapy qualifications and shall be included in the First Schedule by Government by notification in the official Gazette.

(2) The Council shall have the right to regulate and maintain the physical therapy institution and physical therapy curriculum from time to time keeping the curriculum and standard of foreign institutions and education as a guideline for itself.

(3) The Council shall also endeavor to work in making a bridge between the local institution of Sindh and international institutions.

**Recognition of Physical Therapy Departments or Institutions for house job or Internship or foundation year training.**

13. (1) The Council may grant recognition to any institution in the Province of Sindh which trains for house job or internship or foundation year and such recognized institution shall be included in the Second Schedule by Government by notification in the official Gazette.

(2) If any hospital and institution in the Province of Sindh intends to get recognition of the institution which trains for house job, Internship or foundation year in pursuance of sub-section (1), it shall apply to the Council for the same.

(3) The Council shall also regulate the minimum time duration of internship of the Physiotherapy internees in different wards of the hospital in order to help the internee for the better understanding of working in different wards of the hospitals.

(4) The notification for the grant of recognition may also direct that an entry shall be made in the last column of the Second Schedule against such institution and physiotherapy qualification granted by it, declaring that it shall be a recognized Physiotherapy institution or qualification only when granted after the date of notification.



14. At any time, the Council may enter into negotiations with the appropriate authority in any foreign country or organization, for the settling of a scheme for improvement of physiotherapy education in Pakistan or postgraduate degrees or any matter or prospect related to the physiotherapy profession.

Arrangements for Schemes with foreign countries and Exchange Programs.

15. (1) If, after an examination by a Board constituted by the Council, the Council is satisfied that a person holding a qualification granted by a physiotherapy institution outside Pakistan, is possessed of sufficient knowledge and skill to be registered as a practitioner for the purpose of this Act, it may recommend to Government to issue a notification in favor of such person to register him and his qualification. Upon such notification, the Council shall register the qualification possessed by the person without being entered in any of the Schedules of this Act.

Power of the Council to certify certain persons to be possessed of sufficient Physiotherapy qualifications.

(2) The Council shall register the qualification granted by a physiotherapy institution outside Pakistan, possessed by the person by maintaining a separate list in the Register.

16. (1) Government may grant recognition to any post-graduate physiotherapy institutions in or outside Pakistan which train or grant additional physiotherapy qualifications and such recognized additional Physiotherapy institutions or qualifications shall be included in the Third Schedule by Government by notification in the official Gazette.

Additional Physiotherapy qualifications.

(2) If any post-graduate physiotherapy institution in or outside Pakistan intends to get recognition of the institution which trains or grants additional physiotherapy qualifications or qualification granted by it in pursuance of sub-section (1), it shall apply to Government for the same. If an institution wishes to only train for a recognized postgraduate qualifications in any specialty, it shall apply to Council and the Council shall after scrutinizing the qualifications of the institution, add the same in the Third Schedule.

(3) Government shall transmit the application to the Council after being satisfied that application is complete and is in accordance with the prescribed procedure. The Council in consultation with the examining body shall form recommendations for Government after assessing the institution and the qualification as per prescribed procedure. Upon receiving recommendations from the Council, Government shall grant recognition as provided under sub-section (1).

(4) The notification for the grant of recognition may also direct that an entry shall be made in the last column of the Third Schedule against such institution and additional physiotherapy qualification granted by it, declaring that it shall be a recognized post-graduate physiotherapy institution and additional physiotherapy qualification only when granted after the date of notification.



**Recognition of foreign additional Physiotherapy qualifications.**

17. The Council shall evaluate any additional physiotherapy qualifications granted by any foreign institution and may -

(a) recommend to Government that such institution or qualification be -

(i) recognized and included in the Third Schedule as specified in section 16; or

(ii) notified only and shall not be included in the Second Schedule, however, a separate list thereof shall be maintained; or

(b) proceed as per section 16.

**Recognition of continuous professional development opportunity providers.**

18. (1) Government may grant recognition to any organization in Sindh, which provides opportunities of continuous professional development to the registered physiotherapist and such recognized organizations shall be included in the Second Schedule by Government by notification in the official Gazette.

(2) If any organization in Sindh, which provides opportunities of continuous professional development to the registered physiotherapy practitioners, intends to get recognition of the organization in pursuance of subsection (1), it shall apply to Government for the same.

(3) Government shall transmit the applications to the Council after being satisfied that application is complete and is in accordance with the prescribed procedure. The Council shall, after assessing the institution and the qualification, recommend to Government for grant of recognition and Government shall grant recognition as provided under subsection (1), declaring that it shall be a recognized organization in Sindh, which provides opportunities of continuous professional development to the registered physiotherapist only when granted after the date of notification.

(4) A separate list of international continuous professional development opportunities providing organization or institutes shall be maintained by the Council.

**Role of specialists' boards**

19. (1) Government may grant recognition to specialists' boards which shall assist the Council in maintenance of such minimum standards of proficiency in their particular specialty as may be prescribed by the Council, and all recognized specialist boards shall be included in the Sixth Schedule by notification in the official Gazette by Government.



(2) The Council shall authorize a specialist board constituted as per prescribed procedures and shall form recommendations for Government which shall, on receipt of such recommendations, grant recognition as provided under sub-section (1), declaring that it shall be a recognized specialists board only when granted after the date of notification.

20. Every physiotherapy institution or hospital or organization in Sindh recognized under this Act, which trains for or grants a physiotherapy qualification, additional qualification, trains for house job or internship or foundation year or is a continuous professional development opportunity provider shall furnish such information as the Council may, from time to time, require about the facilities and faculty available in the institution, courses of study and processes of admission of the institution concerned, examinations required to be undergone prior to such qualifications being conferred and generally as to the requisites for obtaining such qualifications.

Power to acquire information as to courses of study and examination.

21. (1) The Executive Committee shall approve a list of physiotherapist inspectors in the Province of Sindh and the President shall commission such number of physiotherapist inspectors from the approved list, as it may deem appropriate, to inspect the facilities for training available at the physiotherapy institutions and attend at any or all of the examinations held by their institutions in the Province of Sindh recognized under this Act for the purpose of grant recognition to physiotherapy practice or additional qualifications in physiotherapy.

Inspection.

(2) The Physiotherapist Inspectors appointed under this section shall form a comprehensive report about the facilities for training in the institution and shall not interfere with conduct of any examinations and shall report to the Executive Committee on the standard of the inspected examination which they attend and on the courses of study and facilities for teaching provided by the physiotherapy institution inspected for different stages leading up to examinations and on any other matters in regard to which the President or Executive Committee may require them to report.

(3) The Executive Committee shall forward a copy of any such report to the physiotherapy institution concerned and shall also forward a copy, with title remarks of such physiotherapy institution thereon, to the Council.

22. (1) If a recognized institution is violating provisions of this Act and regulations made thereunder or the facilities for

Withdrawal of recognition.



shall not be less than three hundred thousand rupees or with both and shall also be liable to closure of such institution.

(2) Where any contravention of this Act has been committed by a body corporate or institution and it appears from the relevant documents that such offence has been committed with the consent or connivance of or is attributed to any negligence on the part of any director, partner, manager, secretary or other officer of the body corporate or institution such director, partner, manager, secretary or other officer of the body corporate or institution, shall be deemed guilty of such contravention along with the body corporate or institution and shall be punished accordingly.

Provided that in the case of a company, as defined in the Companies Ordinance, 1984 (XLVII of 1984), only its Chief Executive shall be liable under this section.

**Explanation.**— For the purpose of this section, "body corporate or institution" includes a firm, association of persons and a society registered under the Societies Registration Act, 1860 (XXI of 1860) or under the Co-operative Societies Act, 1925 (VII of 1925).

(3) Where any contravention of this Act has been committed by any Government agency, local authority or local council and it appears from the relevant documents that such contravention has been committed with the consent or connivance of or is attributable to any negligence on the part of the head or any other officer of Government agency, local authority or local council, such head or other officer shall also be deemed guilty of such contravention along with Government agency, local authority or local council and shall be liable to be proceeded against and punished accordingly.

Maintenance to Register  
to Physiotherapist

25. (1) The Council shall maintain a register of physiotherapist possessing qualifications which are recognized or additional qualifications for the purposes of this Act and may prescribe the necessary particulars to be entered in the register. Holders of a recognized basic degree shall be registered on provisional basis for internship or foundation or house job of a minimum of one year duly assessed; hands on clinical rotation in an approved hospital or institution included in the Second Schedule which shall be mandatory for conversion of provisional registration into full registration.

(2) The physiotherapist shall be deemed to hold a valid registration and entitled to be known and eligible for privileges of a registered physiotherapist if his name is



training for the courses of study or standard of examination in the institution to obtain a recognized qualification, additional physiotherapy qualification, training for house job or internship or foundation year or in a continuous professional development opportunity providing organization has deteriorated to an extent that the standard of proficiency required from candidates at any examination held for the purpose of grant such qualification is not such as to secure to persons holding such qualification the knowledge and skill requisite for the efficient practice in physiotherapy, the Council may stop further intake of students in the institution and forward a summary of its findings and its intentions to the physiotherapy institution with an intimation of the period within which the physiotherapy institution may submit its explanation to the Council and may request for a hearing before the Council if it so desires.

(2) If the Council is not satisfied with the explanation then it shall make recommendations to Government for closure of the institution to which shall include a scheme for adjustment of students in other recognized institutions of the corresponding public or private sector, as the case may be.

(3) On the recommendations of the Council, Government may, by notification in the official Gazette, direct that an entry shall be made in the First, Second, Third and Fourth Schedule, as the case may be, against the said physiotherapy postgraduate institution and qualification granted by it or continuous professional development opportunity provider declaring that it shall be a recognized physiotherapy qualification institution, and continuous professional development opportunity provider only before the date of notification.

23. No person shall run or establish any institution for training or grant of physiotherapy qualifications, education, training for house job, internship or foundation year or an organization for continuous professional development opportunity providing neither shall any University grant affiliation to any such an institution nor any such institution shall award any degree unless recognition has been granted to such college or institution under this Act.

Establishment and running of Physiotherapy institutions without recognition.

24. (1) Whoever runs or establishes or endorses any institution or advertises admissions in an institution for imparting education in physiotherapy, which is not recognized under sections 12, 16, or 18 or in respect of which recognition has been withdrawn under this section, shall be guilty of an offence punishable with rigorous imprisonment for a term which may extend to five years but shall not be less than a year or with fine which may extend one million rupees but

Penalty.



retained on the register after fulfillment of requirements of continuation of registration as laid down by the Council from time to time and provided that he had paid the dues of the Council and the valid registration certificate shall be the license to practice Physiotherapy in the Province of Sindh.

**Registers to be public documents.**

26. The register maintained under section 25 shall be deemed to be public document within the meaning of the section 34 of the Qanun-e-Shahadat, Order, 1984.

**Penalty for fraudulent representation or registration.**

27. Whoever falsely pretends to be registered under this Act as a Physiotherapist and uses with his name or title any words or letters representing that he is so registered with the Council or uses the word "Doctor of Physiotherapy" without legal basis, irrespective of whether any person is actually deceived by such pretence or representation or not, shall, on conviction before a Magistrate of the first class, be punishable with fine which may extend to one hundred thousand rupees or with imprisonment for a term which may extend to six months or with both. Any person found aiding and abetting him shall also be prosecuted and punished.

**Penalty of practicing without registration.**

28. (1) No person, other than a registered physiotherapist shall practice physiotherapy in Sindh.

(2) Any person who acts in contravention of the provisions of sub-section (1) shall be punishable with imprisonment for a term which may extend to two years but shall not be less than six months or with fine which may extend to two hundred thousand rupees but shall not be less than fifty thousand rupees or with both.

**Cognizance of offences.**

29. (1) No court shall take cognizance of any offence or matter under this Act except upon complaint in writing made by the authorized officer of the Council.

(2) Notwithstanding anything contained in the Code of Criminal Procedure, 1898 [Act V of 1898], it shall be lawful for any Magistrate of the first class to pass any sentence authorized by this Act even if such sentence exceeds his powers under section 32 of the said Code.

**Privileges of Registered Physiotherapist.**

30. (1) A registered physiotherapist shall have following privileges, namely:

- (a) valid registration shall be considered as a license to practice physiotherapy in the Province of Sindh and of a level mentioned by the Council in the registration certificate;
- (b) a registered physiotherapist having valid full



registration may take admission for an additional qualification course;

- (c) to hold any relevant administrative appointment in any physiotherapy institution or setup hospitals or clinic or related health institution;
- (d) to hold a commission as a Physiotherapist in the Armed Forces; and
- (e) only a registered Physiotherapist having valid registration is eligible to participate in the elections of the member of the Council.

[2] No person shall be entitled to recover any charge in any court of law for any advice until he can prove upon the trial that he is a registered physiotherapist having valid registration.

31. (1) Every registered physiotherapist shall notify any transfer of the place of his residence or practice to the Registrar within sixty days of such transfer, failing which his name is liable to be struck off from the register by order of Government either permanently or for such period as may be specified therein.

**Responsibilities of registered Physiotherapy Practitioner Physiotherapist.**

[2] Every registered Physiotherapist shall comply with the code of ethics prescribed by the Council.

32. (1) The Council, in its discretion, may direct the Registrar to remove altogether or for a specified period from the register the name of any registered practitioner who has been convicted by the disciplinary committee or by any other court of law of any such offence as implies in the opinion of the Council a defect of character defined in the code of ethics of practice or who, after an inquiry at which opportunity has been given to such person to be heard in person or through a pleader, has been convicted by the disciplinary committee of the Council as guilty of professional negligence or incompetence or who has shown himself to be unfit to continue in practice or on account of mental ill health or other grounds as prescribed in the regulations of code of ethics of practice.

**Removal of names of registered practitioner from the Register.**

[2] The Council may also direct that any name removed from the register under sub-section (1) shall be restored.

[3] For the purpose of an inquiry under sub-section (1), the disciplinary committee of the Council shall exercise all the powers of a civil court under the Code of Civil Procedure, 1908 (Act V of 1908) for summoning the witnesses, for compelling the production of documents and for issuing commissions with the help of law enforcing



authorities.

Physiotherapy Council  
Fund.

(4) The claim of professional negligence shall initially be established before the disciplinary committee of the Council before any other proceedings.

33. (1) There shall be established a Fund to be known as the Physiotherapy Council Fund.

(2) The Fund shall be utilized for meeting the expenditure and recurrent expenditure of the Council which may include furnishing of office premises, remuneration for its members, salaries and allowances of employees of the Council and exchange programs with foreign universities and World Health Organization to achieve the objectives of this Act.

(3) The sources of the Fund shall include the sum of money allocated by Government, grant-in-aid from Federal Government, Local Government, multi-lateral and bilateral donors, national or international organizations, civil society, or from any other source.

(4) The Council may, with the previous approval of Government, invest the Fund in any scheme including Government securities for raising funds.

Audit and accounts.

(5) The Fund shall be managed and operated in the manner as may be prescribed by regulations.

Power to make  
Regulations.

34. The Fund shall be maintained in accordance with the regulations and shall be auditable annually through Auditor or a firm to be appointed by the Council and the report of the audited accounts shall be presented to Government.

35. (1) The Council may, with the previous approval of Government, make regulations generally to carry out the purposes of this Act.

(2) Without prejudice to the generality of the foregoing power, such regulations may provide for all or any of the following:-

- (a) the management of the property of the Council and the maintenance and audit of its accounts;
- (b) the summoning and holding of meetings of the Council, the time and place where such meetings are to be held, the conduct of business thereof and the number of members necessary to constitute a quorum;
- (c) the powers and duties of the President and



Vice President:

- (d) the mode of appointment of the Executive Committee and other Committees, the summoning and holding of meetings, and the conduct of business of such Committees;
- (e) code of practice and ethics for the Physiotherapy practitioners;
- (f) the appointment, powers, duties and procedures of Physiotherapy inspectors;
- (g) the conditions and procedure for maintenance, completion and publication of the register of physiotherapy practitioners and of health care providing facilities and their minimum requirements and the fees to be charged for registration and, if necessary, for opening of sub-offices or branches for this purpose;
- (h) the procedure for any inquiry under sub-section (1) of section 32; and
- (i) any matter for which under this Act provision may be made by regulations.

(3) Notwithstanding anything contained in sub-section (2), the Council shall make regulations which may provide for-

- (a) prescribing a uniform minimum standard of courses of training for obtaining graduate and post-graduate physiotherapy qualifications to be included;
- (b) prescribing minimum requirements for the content and duration of courses of study as aforesaid;
- (c) prescribing the conditions for admission to courses of training as aforesaid;
- (d) prescribing minimum qualifications and experience of teachers for appointment in physiotherapy institutions;
- (e) prescribing the standards of examinations, methods of conducting the examinations and other requirements to be satisfied for securing recognition of physiotherapy qualifications under this Act;
- (f) prescribing the qualifications, experience and other conditions required for examiners for professional examinations in Physiotherapy;
- (g) granting of recognized physiotherapy and additional physiotherapy qualifications;
- (h) registration of physiotherapy students at any physiotherapy college or school or any university and the fees payable in respect of such registration;
- (i) laying down criteria including university affiliation, conditions and requirements for



recognition and continuation of recognition and for grant of status of a teaching institution of institutions and organizations under this Act and on all connected matters of inspection of physiotherapy institutions for recognition and continuation of recognition and inspection of examinations in these institutions and fee for such inspections;

- (j) terms and conditions of service for all employees appointed under section 10; and
- (k) election of members of the Council.

Information to be furnished by the Council and publication thereof

36. (1) The Council shall furnish such reports, copies of its minutes, abstracts of its accounts, and other information to Government as it may require.

(2) Government may publish in such manner as it may think fit, any report, copy, abstract or other information furnished to it under this Act.

Commission of inquiry.

37. (1) Whenever it appears to Government that the Council is not complying with any provisions of this Act, it may refer the particulars of the complaint to a commission of inquiry consisting of three persons two of whom shall be appointed by Government, including the Chairman being at least a Judge of a High Court of Sindh, and one member nominated by the Council after a resolution.

(2) Such commission shall proceed to inquire in a summary manner and to report to Government as to the truth of the matter charged in the complaint and in case of any charge of default or of improper action being found by the commission to have been established, the commission shall recommend the remedies, if any, which are in its opinion necessary.

(3) Government shall furnish the report of the commission of inquiry to the Council for implementation and for remedial actions, which shall submit to Government a detailed plan of remedial measures to be adopted by it and shall be considered as approved if no further orders are passed by Government in this regard within three months.

(4) All remedial actions shall be taken by the Council within a stipulated period of six months and the Council shall submit to Government a report of actions taken thereon.

(5) If the Council fails to comply with the remedial



measures forwarded to it by Government, Government may by itself amend the regulations of the Council or make such provisions or issue orders or take such other steps as may seem necessary to give effect to the recommendations of the commission.

(6) The commission of inquiry shall have power to administer oaths, to enforce the attendance of witnesses and the productions of documents and shall have other necessary powers for the purpose of any inquiry conducted by it as are exercised by a civil court under the Code of Civil Procedure, 1908 (Act V of 1908).

38. The provisions of this Act shall have effect notwithstanding anything to the contrary contained in any other law for the time being in force. **Over-riding provision**

39. If any difficulty arises in giving effect to any of the provisions of this Act, Government may make such order not inconsistent with the provisions of this Act for removing the difficulty. **Removal of difficulty.**

40. No suit, prosecution or other legal proceeding shall lie against Government, the Council or any committee thereof or any officer or servant of Government or the Council for anything which is in good faith done or intended to be done under this Act. **Indemnity.**

#### STATEMENT OF OBJECTS AND REASONS

After 18<sup>th</sup> Amendment in the Constitution of the Islamic Republic of Pakistan, 1973, the subject "health" has been devolved to the Provinces. In order to recognize the physiotherapy qualifications and regulate the Physiotherapy profession, Physiotherapy education and institutions in the Province of Sindh, it is expedient to enact a law on the subject matter.

The Bill seeks to achieve the above object.

MEMBER-IN-CHARGE



## (FIRST SCHEDULE)

## LIST OF RECOGNIZED UNIVERSITIES HAVING PHYSIOTHERAPY INSTITUTIONS IN SINDH

S. No.	PHYSIOTHERAPY INSTITUTE	CITY	RECOGNISED QUALIFICATIONS
1	Ziauddin College of Physiotherapy, Ziauddin University Karachi	Karachi	BPT, ABPT, DPT, ADPT, PPDPT, MPT, Mphil, Phd

## THE SECOND SCHEDULE

## Approved Physiotherapy Training Institution

S.#	Institute	Training	Duration
1	Ziauddin University Hospital	House Job	One Year

MEMBER-IN-CHARGE

G.M.UMAR FAROOQ  
SECRETARY  
PROVINCIAL ASSEMBLY OF SINDH