THE SINDH GOVERNMENT EDUCATIONAL AND TRAINING INSTITUTIONS ORDINANCE, 1960

SINDH ORDINANCE NO. XI OF 1960

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[06th April, 1960]

AN ORDINANCE to establish Boards of Governors or Government Educational and training institutions in [1][Sindh].

[2][*Omitted* ***] **Preamble.**

NOW, THEREFORE, in pursuance of the Presidential Proclamation of the seventh day of October, 1958, and in exercise of all powers enabling him in that behalf, the Governor of [1][Sindh] is pleased to make and promulgate the following Ordinance:—

1. (1) This Ordinance may be called the [1][Sindh] Government Educational and Training Institutions Ordinance, 1960. **Short title and application.**

(2) It shall apply [3]to such institutions and from such date as may be notified by Government.

2. In this Ordinance, unless the context otherwise requires, the following expressions shall have the meanings hereby respectively assigned to them, that is to say— **Definitions.**

(a) "Board" means the Board of Governors of an institution;

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

(c) "institution" means an educational or training institution notified by Government under sub-section (2) of section 1 and includes an establishment or organization attached thereto;

(d) "Government" means the Government of [1][Sindh];

(e) "Member" means a member of the Board;

(f) "prescribed" means prescribed by rules or regulations made under this Ordinance;

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[1] Substituted word "West Pakistan" to "Sind" by Sindh Adaptation of Law Order, 1975, dated 22nd July, 1975. Moreover substituted word **Sind** by **Sindh** wherever occurring by Sindh Act. No. XVIII of 2013, dated 19th March, 2013.

[2] Omitted preamble by Sindh Act No. XVII of 1975, dated 25th August, 1975.

[3] Applied to Government Cadet College, Hassan Abdal, with effect from 1st July, 1960, *see* Gazetted of West Pakistan, 1960, Part I, page 343.

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(g) "iPrincipal" means the principal officer-in-charge of an institution.

Incorporation.

3. [1][(1) Government may by notification establish a Board of Governors for efficient management and control of one or more Institutions.]

(2) The Board shall be a body corporate, shall have perpetual succession and a common seal, with power to enter into contracts and to acquire and hold property, movable and immovable, and shall in its corporate name sue and be sued.

Constitution of the Board.

[2][4. (1) The Board shall consist of such number of official and non-official members not exceeding sixteen as may be appointed, by Government.

(2) One of the member shall be appointed by Government to be the Chairman of the Board.

(3) An official member appointed by virtue of his office shall cease to be member on vacating such office.

(4) A non-official member shall hold office for a period of three years unless he resigns by addressing a letter to Government or is removed earlier

(5) A member appointed in a casual vacancy shall hold office for the un-expired portion of the term.]

Re-Constitution of the Board.

[3][5. Government may at any time after establishment of the Board reconstitute such Board or remove any member before the expiry of the term of his office.]

Secretary of the Board.

[4][6 (1) Government shall appoint any member or any other person as Secretary of the Board.

(2) The Secretary shall be entitled to such remuneration or other benefits as Government may determine.

(3) The Secretary shall exercise such powers as may from time to time be delegated by the Board.]

[1] Substituted sub-section by Sindh Ordinance No. XII of 1977, dated 15th December, 1977.
[2] Substituted section by *ibid.*
[3] Substituted section by *ibid.*
[4] Substituted section by *ibid.*

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7. The meetings of the Board shall be held at such times and at such places and in accordance with such procedure as may be prescribed. **Meetings of the Board.**

8. Subject to the other provisions of this Ordinance the Board shall have full powers to administer and manage an institution and in particular in respect of the following matters:— **General Powers of the Board.**

a. to acquire and dispose of property and generally to enter into contracts, in conformity with the purposes of this Ordinance;

b. recruitment and determination of the terms and conditions of service of the Principal and other members of the staff of the institution and of other officers and servants of the Board;

c. to formulate the budget of the institution for approval of Government;

d. to set up an Executive Committee and other Standing Committees as may be required for carrying out the purposes of this Ordinance;

e. to delegate powers to the Chairman, the Executive Committee, Standing Committee, the Principal, the staff of the institution and other offices and servants of the Board; and

f. to frame, subject to the approval of Government, regulations for the conduct of business of the Board.

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9. Any person serving in connection with the affairs of the Province, in an institution in any capacity immediately before the day notified under sub-section (2) of section 1, hereinafter referred to as the "said day", may be transferred by Government for service under the board on such terms and conditions as Government may determine; provided that such terms and conditions shall not be less favourable than those admissible to him under Government; provided further that no such person shall be dismissed, removed from service or reduced in rank by an authority subordinate to that by which he was appointed. **Transitional provisions regarding staff.**

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Property.

10. All property, movable or immovable, vesting in Government in connection with the affairs of the institution immediately before the said day shall vest in the Board. In the event of Government rescinding the notification made under sub-section (2) of section 1, the property vesting in the Board shall stand transferred to Government.

Board Fund.

11. (1) There shall be a fund to be known as "Board Fund" vested in the Board.

(2) The Board Fund shall consist of—

a. grants-in-aid made by Government;

b. loans obtained from Government;

c. loans raised by the Board with the special or general sanction of Government;

d. foreign aid and loans obtained by the Board with the sanction of and on terms and conditions approved by Government;

e. fees and other sums received by the Board.

(3) All moneys at the credit of the Board shall be kept in such custody as may be prescribed.

(4) The Board Fund shall be utilized by the Board in connection with its functions under this Ordinance, including the payment of salaries and other remunerations of the Principal and the staff of the institution and of officers and servants appointed under this Ordinance.

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Maintenance of accounts.

12. The Board shall maintain complete and accurate books of accounts in such form as may be prescribed.

Annual financial statement.

13. The Board shall submit a statement of estimated receipts and expenditure in respect of the next financial year to Government for approval, at such time and in such manner as may be prescribed and shall give effect to any modifications made therein by Government.

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Returns and statements.

14. (1) As soon as may be after the close of every financial year but not later than the last day of September next following, the Board shall submit to Government for approval a report on the conduct of the affairs of the Board for that year.

(2) Government may require the Board to furnish Government with—

a. any return, statement, estimate, statistics or other information or report regarding any matter under the control of the Board; or

b. a copy of any document in the charge of the Board,

and the Board shall comply with every such requisition.

Audit.

15. (1) The accounts of the Board shall be audited in such manner as may be prescribed.

(2) Copies of the audit report shall be sent to the Board and with the comments of the Board to Government.

(3) The Board shall carry out any directive issued by Government for rectification of an audit objection.

Chairman, Members and employees to be public servants.

16. The Chairman and the Members of the Board, the members of the Executive Committee and the Standing Committees constituted under this Ordinance, the offices and the servants of the institution and other officers and servants appointed under this Ordinance shall be deemed to be public servants within the meanings of section 21 of the Pakistan Penal Code.

Power to make rules.

17. (1) Government may make rules for carrying out the purposes of this Ordinance.

(2) In particular and without prejudice to the generality of the foregoing power, such rules may provide for—

a. the terms and conditions on which Government servants may be transferred to the Board;

b. the frequency of meetings of the Board and the procedure that shall be followed at such meetings;

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c. the forms and registers for keeping the accounts;

d. the manner in which and the time at which the annual financial statement shall be submitted to Government for approval;

e. the returns, statements, estimates, statistics, information or reports which may be submitted to Government;

f. the manner in which the accounts of the Board shall be audited;

g. the custody in which the Board Fund shall be kept;

h. any other matter required under the provisions of this Ordinance to be prescribed.

Regulations.

18. (1) The Board may, subject to the approval of Government, frame regulations not inconsistent with the provisions of this Ordinance and the rules made there under, to carry out the purposes of this Ordinance.

(2) In particular and without prejudice to the generality of the foregoing power, such regulations may provide for—

a. the notice on which an ordinary or special meeting may be convened;

b. the time and place at which meetings of the Board may be held;

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c. the manner in which the minutes shall be circulated and confirmed;

d. the manner in which an Executive Committee or a Standing Committee shall be constituted and the powers and functions that may be exercised and performed by the Committee;

e. the recruitment, tenure of office, terms and conditions of service of the officers and servants appointed by the Board;

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f. the delegation of administrative and financial powers to the Executive Committee, Standing Committee, or other offices and servants of the Board;

g. the manner in which the funds shall be disbursed;

h. any other matter required under any of the provisions of this Ordinance to be prescribed.

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