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PROVINCIAL ASSEMBLY OF THE PUNJAB NOTIFICATION

June 30, 2021

No. PAP/Legis-2(120)/2021/2582. The University of Child Health Sciences, Lahore Bill 2021, having been passed by the Provincial Assembly of the Punjab on June 4, 2021, and assented to by the Governor of the Punjab on June 25, 2021, is hereby published as an Act of the Provincial Assembly of the Punjab.

THE UNIVERSITY OF CHILD HEALTH SCIENCES, LAHORE ACT 2021

ACT XVIII OF 2021

[First published, after having received the assent of the Governor of the Punjab, in the Gazette of the Punjab (Extraordinary) dated June 30, 2021.]

An
Act

to provide for establishment of the University of Child Health Sciences, Lahore.

It is necessary to establish the University of Child Health Sciences, Lahore to provide child health services; to impart medical education and training to health professionals; to promote research and publications in the field of child health; and, to make provisions for the ancillary matters.

Be it enacted by Provincial Assembly of the Punjab as follows:

CHAPTER-I PRELIMINARY

1. **Short title and commencement.**— (1) This Act may be cited as the University of Child Health Sciences, Lahore Act 2021.

(2) It shall come into force at once.

2. **Definitions.**— In this Act:

- "Academic Council" means the Academic Council of the University;
- "Administrative Department" means the Specialized Healthcare and Medical Education Department;
- "Authority" means an Authority of the University;
- "affiliated college or institute" means a college or an institute affiliated to the University but not maintained and administered by the University;
- "Chairperson" means the head of a department;
- "Chancellor" means the Chancellor of the University;
- "constituent college or institute" means a college or an institute administered and maintained by the University;

- (h) "constituent hospital" means a hospital administered and maintained by the University;
- (i) "Controller of Examinations" means Controller of Examinations of the University;
- (j) "Dean" means the head of a Faculty or hospital of the University;
- (k) "department" means a teaching department maintained and administered by the University in the prescribed manner;
- (l) "Director" means the head of an affiliated or constituent institute;
- (m) "Faculty" means an academic and administrative unit of the University consisting of one or more departments, constituent colleges or institutes;
- (n) "Government" means Government of the Punjab;
- (o) "hospital" means the hospital declared by the Government to be a constituent hospital of the University for teaching purposes;
- (p) "officer" means an officer of the University;
- (q) "prescribed" means prescribed by the statutes, regulations or rules;
- (r) "Principal" means the head of an affiliated or constituent college;
- (s) "Pro-Chancellor" means Pro-Chancellor of the University;
- (t) "Professor Emeritus" means a retired professor working in a Faculty on honorary basis;
- (u) "Pro-Vice Chancellor" means Pro-Vice Chancellor of the University;
- (v) "Registrar" means Registrar of the University;
- (w) "statutes", "regulations" and "rules" respectively mean the statutes, regulations and rules made under this Act;
- (x) "Syndicate" means Syndicate of the University;
- (y) "teacher" includes a Professor, Associate Professor, Assistant Professor or Lecturer, Teaching Assistant, Demonstrator, Instructor and Tutor engaged whole time by the University and such other persons as may be prescribed;
- (z) "Treasurer" means Treasurer of the University;
- (aa) "University" means the University of Child Health Sciences, Lahore; and
- (bb) "Vice Chancellor" means Vice Chancellor of the University.

CHAPTER-II THE UNIVERSITY

3. Establishment and incorporation.— (1) The Administrative Department shall, by notification in the official Gazette, establish the University of Child Health Sciences, Lahore.

(2) The University shall be a body corporate having perpetual succession and a common seal with power to acquire, hold and dispose of property, movable and immovable, with the approval of the Government, and shall, by the aforesaid name, sue and be sued.

(3) The University may, with the approval of the Government, open and administer a sub-campus of the University.

(4) The University shall consist of the following:

- (a) Chancellor;
- (b) Pro-Chancellor;
- (c) Vice Chancellor;
- (d) Pro-Vice Chancellor;
- (e) Members of the Syndicate, the Academic Council and all other Authorities;
- (f) Deans, Directors, Principals and Chairpersons;
- (g) Teachers and students of the University; and
- (h) officers and members of the staff of the University.

(5) Consequent upon the notification issued under subsection (1), all properties, movable and immovable, rights and interests of whatever kind used, enjoyed, possessed, owned or vested in or held in trust by or for the Children Hospital & Institute of Child Health, Lahore and all liabilities legally subsisting against that Institute shall stand transferred to the University.

4. Constituent colleges, hospitals and institutes.— (1) The Children's Hospital, Lahore shall be the constituent hospital of the University.

(2) The Administrative Department, by notification in the official Gazette, shall establish a college to be known as the College of Pediatrics and Child Health, Lahore which shall be a constituent college of the University.

(3) The College of Nursing and the School of Allied Health Sciences, Children's Hospital & Institute of Child Health Lahore shall be notified as constituent colleges of the University in nursing and allied health sciences.

(4) The Institute of Genetics and Research; the Institute of Preventive Pediatrics, Nutrition and Social Pediatrics; the Institute of Foeto-maternal and Neonatal Medicine; and, the Institute of Advanced Technology and Telehealth shall be constituent institutes of the University.

5. Functions of the University.— (1) The University shall:

- (a) be a flagship research-based university with state-of-the-art facilities and international research-oriented Faculty which shall focus on research in basic and applied sciences aiming at marked improvement in child health sector;
 - (b) run graduate and post-graduate programs to produce consultants in various disciplines of child health;
 - (c) advise the Government on policy matters related to child health based on the indigenous research;
 - (d) fulfill major needs of the human resource in the field of child health;
 - (e) be responsible for teaching and training, research, publication, continuing professional development and continuing medical education of the Faculty and pediatricians;
 - (f) arrange for public awareness programmes and collaboration with the national and international organizations, institutes, universities and child health hospitals and institutions;
 - (g) establish, maintain and administer a department, constituent college or institute;
 - (h) establish and support other facilities for education, training and research; and, prescribe courses of studies;
 - (i) hold examinations in the prescribed manner and, if a person qualifies the examination, award degree, diploma, certificate and other academic distinction to such person;
 - (j) prescribe the terms and conditions of employment of the officers, teachers and other employees of the University;
 - (k) engage, where necessary, a person on contract for a specified duration and to specify the terms of such engagement;
 - (l) provide career counseling and job search services to the students and alumni; maintain linkages with alumni;
 - (m) provide and support the academic development of the Faculty;
 - (n) confer degree, diploma or certificate on a person who has successfully completed the prescribed requirements;
 - (o) institute Professorship, Associate Professorship, Assistant Professorship and Lectureship or any other post and may appoint a person on the post;
 - (p) create a post for research, administration or other related purposes and appoint a person to the post or grant extension, in the prescribed manner;
 - (q) maintain order, discipline and security in the University;
 - (r) demand and receive such fees and other charges as it may determine;
 - (s) prohibit any political activities, political organizations and other organizations which may obstruct the functions of the University in any manner; and
 - (t) perform any other prescribed or ancillary function.
- (2) The University may:
- (a) institute programs for the exchange of students and teachers between the University and any other university, educational institution or research organization;
 - (b) develop and implement fund-raising plans;

- (c) accept an examination and the period of study spent by a student of the University at any other university or place of learning equivalent to an examination or period of study of the University and may withdraw such acceptance;
- (d) cooperate with a public authority, university or private organization in the interest of child health in the prescribed manner;
- (e) make provisions for research, advisory or consultancy services and enter into arrangements with any other institution, public or private body, commercial or industrial enterprise in the prescribed manner;
- (f) receive and manage property, grants and contributions made to the University and invest any fund in such manner as may be prescribed;
- (g) print and publish research work;
- (h) establish teaching departments, schools, colleges, faculties, institutes, museums, mosques, grounds, sport centers/gymnasiums and centers of excellence including area study center and other centers of learning for the development of teaching and research and to make arrangements for their maintenance, management and administration;
- (i) institute and award financial assistance to students in need, fellowships, scholarships, bursaries, medals and prizes in the prescribed manner;
- (j) provide for residence to the students, establish and maintain halls of residence and to approve or license a hostel, lodging or boarding place;
- (k) promote extra-curricular and recreational activities for the students and make arrangements for promoting health and general welfare of the students; and
- (l) exercise any power ancillary to the above powers in such manner as may be prescribed.

6. Access to the University.— Subject to such reasonable restrictions as may be prescribed, the University shall be open to all persons of either sex and of whatever race, creed, religion, caste, class or colour and no person shall be denied the privileges of the University on any such grounds.

7. Increase in fee.— The University shall not, without approval of the Chancellor, increase any fee or charge in excess of ten per cent per annum.

8. Jurisdiction.—(1) The University shall exercise the powers conferred on it by or under this Act within the territorial limits in the Province of the Punjab and in respect of the constituent colleges and institutes:

provided that the Government may, in consultation with the University, by general or special order, modify the extent and scope of the aforesaid powers of the University with regard to such territorial limits, constituent colleges or institutes.

(2) The University may admit to its privileges under prescribed conditions, a medical institution falling within the territorial limits of another University with consent of such university and with the sanction of the Government.

9. Teaching in the University.— (1) All recognized teaching in various courses shall be conducted by the University and its affiliated or constituent colleges and institutes in the prescribed manner, and may include lectures, tutorials, discussions, seminars, demonstrations as well as practical work in laboratories, hospitals and workshops.

(2) The teaching in any prescribed course in the University, medical institutions and affiliated or constituent colleges and institutes shall be organized by such Authority, as may be prescribed.

(3) The courses and the curricula for teaching in the University, medical institutions and affiliated or constituent colleges and institutes shall be such as may be prescribed.

(4) A continuous evaluation shall be built into the system of studies.

(5) A degree, diploma or certificate shall not be awarded to a student unless he has passed the examination in the subjects, as may be prescribed.

10. Chancellor.— (1) Governor of the Punjab shall be the Chancellor of the University.

(2) The Chancellor or a nominee of the Chancellor shall preside at convocation of the University.

(3) The University may, subject to prior approval of the Chancellor, confer an honorary degree.

(4) Subject to this Act, the Chancellor may approve the draft statutes submitted by the Syndicate or refer the statutes back to the Syndicate for reconsideration.

(5) In the performance of functions under this Act, the Chancellor shall act and shall be bound in the same manner as the Governor of a Province under clause (1) of Article 105 of the Constitution of the Islamic Republic of Pakistan.

(6) The Chancellor may ask the Government for an external audit of the University or direct the Syndicate for a third party audit.

11. Revisional powers of the Chancellor.— The Chancellor may, on his own motion or otherwise, call for and examine the record of any proceedings in which an order has been passed by any Authority for the purpose of satisfying himself as to the correctness, legality or propriety of any finding or order and may pass such order as he may deem fit.

12. Inspection and inquiry.— (1) The Chancellor may direct inspection or inquiry into the affairs of the University.

(2) The Chancellor shall convey the views with regard to the result of the inspection or inquiry to the Syndicate and may, after ascertaining the views of the Syndicate, recommend any remedial action to the Syndicate.

(3) The Syndicate shall, within the time specified by the Chancellor, submit a report to the Chancellor about the action taken on the recommendation of the Chancellor.

(4) If the Syndicate fails to take action to the satisfaction of the Chancellor within the specified time, the Chancellor may issue such direction as the Chancellor deems appropriate and the Syndicate shall comply with such direction.

(5) The Chancellor may set aside a decision or action of the Syndicate, which, in the opinion of the Chancellor, is against the law, interest of academic excellence of the University, religious or cultural ideology, or national integrity.

13. Pro-Chancellor.— (1) Minister for Specialized Healthcare and Medical Education, Punjab shall be the Pro-Chancellor of the University.

(2) The Pro-Chancellor shall perform functions under this Act and exercise powers of the Chancellor as may be prescribed or assigned to the Pro-Chancellor by the Chancellor, except the powers under section 11.

CHAPTER-III OFFICERS OF THE UNIVERSITY

14. Officers of the University.— The following shall be the officers of the University:

- (a) Vice Chancellor;
- (b) Pro-Vice Chancellor;
- (c) Deans;
- (d) Directors and Principals;
- (e) Chairpersons;
- (f) Registrar;
- (g) Treasurer;
- (h) Controller of Examinations;
- (i) Auditor; and
- (j) such other persons as may be prescribed.

15. Vice Chancellor.— (1) A person who is eligible and who is not more than sixty-five years of age on the last date fixed for submission of applications for the post of Vice Chancellor may apply for the post.

(2) The Chief Minister shall, determine the qualifications, experience and other relevant requirements for the post of the Vice Chancellor.

(3) The Chief Minister shall constitute, for a term of two years, a Search Committee consisting of not less than three and not more than five members for making recommendations for appointment of the Vice Chancellor.

(4) The Search Committee shall follow such procedure and criteria for the search or selection of the panel for the post of the Vice Chancellor as the Government may, by notification, determine.

(5) The Search Committee shall recommend to the Chancellor, in order of alphabet, a panel of three persons who, in its opinion, are suitable for appointment as the Vice Chancellor.

(6) The Chancellor shall appoint a person as Vice Chancellor from the panel recommended under subsection (5) for a term of four years.

(7) The Chief Minister shall determine the terms and conditions of service of the Vice Chancellor.

(8) The incumbent Vice Chancellor shall not be allowed any extension in his tenure but subject to eligibility, he may again compete for the post of the Vice Chancellor in accordance with the procedure prescribed by or under this section.

(9) If the office of the Vice Chancellor is vacant or the Vice Chancellor is absent or is unable to perform the functions of the Vice Chancellor owing to any cause, the Pro-Vice Chancellor shall perform the functions of the Vice Chancellor but, if at any time, the office of Pro-Vice Chancellor is also vacant or the Pro-Vice Chancellor is absent or is unable to perform the functions of the Vice Chancellor owing to any cause, the Chancellor shall make such temporary arrangements for the performance of the duties of the Vice Chancellor as he may deem fit.

(10) . The Pro-Vice Chancellor or any other person acting as Vice Chancellor under subsection (9) shall not, in any case, perform the functions of the Vice Chancellor for the period of more than three months and the Chancellor shall, within that period, ensure appointment of the Vice Chancellor under this section.

16. Powers of Vice Chancellor.— (1) The Vice Chancellor shall be the chief executive officer, chief academic officer and principal accounting officer of the University and shall ensure that the provisions of this Act, statutes, regulations and rules are faithfully observed and shall have all the powers necessary for this purpose including administrative control over all officers, teachers and other employees of the University and its constituent colleges, institutes and hospitals.

(2) The Vice Chancellor may attend a meeting of any Authority or body of the University.

(3) Subject to such conditions as may be prescribed, the Vice Chancellor may, in an emergency, take an action which is not otherwise in the competence of the Vice Chancellor but is within the competence of any Authority.

(4) The Vice Chancellor shall, within seven days of taking an action under subsection (3), submit a report of the action taken to the Pro-Chancellor and to the members of the Syndicate and the Syndicate shall, within twenty one days of such an action of the Vice Chancellor, pass such order as the Syndicate deems appropriate.

(5) Subject to the general supervision and control of the Syndicate, the Vice Chancellor may:

- (a) direct a teacher, officer or other employee of the University to take up an assignment in connection with examination, administration or any other activity in relation to the University;
- (b) sanction by re-appropriation an amount for an unforeseen item not provided for in the budget of the University;
- (c) make appointments of such categories of employees of the University and in such manner as may be prescribed;
- (d) create and fill temporary posts for a period not exceeding six months;
- (e) take disciplinary action against a teacher, officer or any other employee of the University in the prescribed manner;
- (f) delegate, subject to such conditions as may be prescribed, any of his powers to a teacher or officer of the University;

- (g) appoint paper setters and examiners for all examinations of the University after receiving panels of names from the relevant authorities; and
- (h) exercise such other powers as may be prescribed or as may be assigned by the Syndicate.

(6) The Vice Chancellor shall prepare an annual report containing information as regards the preceding academic year including disclosure of all relevant facts pertaining to academics, research, administration and finances of the University.

(7) The Vice Chancellor shall, within three months of the end of an academic year, submit the annual report of the University to the Syndicate.

17. Pro-Vice Chancellor.— (1) The Chancellor shall nominate the Pro-Vice Chancellor of the University from amongst top three senior most Professors of the University for a term of three years.

(2) The Pro-Vice Chancellor shall perform such functions as may be assigned to him under this Act, statute or regulations.

(3) The Syndicate or the Vice Chancellor may assign any function to the Pro-Vice Chancellor in addition to his duties as Professor.

18. Registrar.— (1) The Syndicate may, on the recommendation of the Selection Board, appoint a Registrar in such manner and on such terms and conditions as may be prescribed.

(2) The Syndicate shall not appoint a person as Registrar unless he possesses the prescribed qualification and minimum five years' experience of administration.

(3) The Registrar shall be a full-time officer of the University and shall:

- (a) be the administrative head of the secretariat of the University and be responsible for the provision of secretarial support to the Syndicate and the Vice Chancellor;
- (b) be the custodian of the common seal and the academic records of the University;
- (c) maintain a register of the students and graduates in the prescribed manner;
- (d) supervise the process of election, appointment or nomination of a member to an Authority or a body of the University in the prescribed manner; and
- (e) perform such other duties as may be prescribed or assigned to him by the Syndicate.

(4) The Registrar shall hold office for a term of three years.

19. Treasurer.— (1) The Syndicate shall appoint a Treasurer, on the recommendation of the Selection Board, in such manner and on such terms and conditions as may be prescribed.

(2) The Syndicate shall not appoint a person as Treasurer unless he possesses the prescribed professional qualification and experience in the field of accounts or finance.

(3) The Treasurer shall be the chief financial officer of the University and shall:

- (a) manage the assets, liabilities, receipts, expenditures, funds and investments of the University;
- (b) prepare the annual and revised budget estimates of the University and present the estimates to the Syndicate;
- (c) ensure that the funds of the University are spent according to the budget or any other special arrangement;
- (d) ensure that the accounts of the University are audited annually and are available for submission to the Syndicate within six months of the end of a financial year; and
- (e) perform such other functions as may be prescribed or assigned to him by the Syndicate.

(4) The Treasurer shall hold office for a term of three years.

20. Controller of Examinations.— (1) The Syndicate shall, on the recommendation of the Selection Board, appoint a Controller of Examinations in such manner and on such terms and conditions as may be prescribed.

(2) The Syndicate shall not appoint a person as Controller of Examinations unless he possesses the prescribed qualification and experience.

(3) The Controller of Examinations shall be a full-time officer and shall be responsible for all matters connected with the conduct of examinations and shall perform such other duties as may be prescribed or assigned by the Syndicate.

(4) The Controller of Examinations shall hold office for a term of three years.

21. Internal Auditor.— The Syndicate shall appoint an internal auditor in the prescribed manner on such terms and conditions as it may determine.

22. Appointments.— The University may appoint such persons in its service as may be necessary in such manner and on such terms and conditions as may be prescribed.

CHAPTER-IV AUTHORITIES OF THE UNIVERSITY

23. Authorities of the University.— The following shall be the Authorities of the University:

- (a) Syndicate;
- (b) Academic Council;
- (c) Board of Faculty;
- (d) Board of Studies;
- (e) Selection Board;
- (f) Advanced Studies and Research Board;
- (g) Performance Audit and Vigilance Committee;
- (h) Finance and Planning Committee;
- (i) Disciplinary Committee; and
- (j) such other Authority as may be prescribed.

24. Syndicate.— (1) The Syndicate shall consist of:

- (a) Pro-Chancellor who shall be its chairperson;
 - (b) Vice Chancellor;
 - (c) Secretary to the Government, Specialized Healthcare and Medical Education Department or his nominee not below the rank of an Additional Secretary;
 - (d) Secretary to the Government, Law and Parliamentary Affairs Department or his nominee not below the rank of an Additional Director;
 - (e) Secretary to the Government, Finance Department or his nominee not below the rank of an Additional Secretary;
 - (f) Secretary to the Government, Higher Education Department or his nominee not below the rank of an Additional Secretary;
 - (g) one senior most Dean of the Faculties;
 - (h) three members including at least one woman member of Provincial Assembly of the Punjab, to be nominated by the Speaker;
 - (i) two retired Principals or Professors of the University to be nominated by the Chief Minister;
 - (j) two financial experts or bankers to be nominated by the Chief Minister;
 - (k) two philanthropists or representatives of civil society to be nominated by the Chief Minister;
 - (l) Deans of the constituent colleges and hospitals of the University;
 - (m) two Vice Chancellors, one from public sector university and one from a private sector university, to be nominated by the Chancellor.
- (2) The Registrar shall be the Secretary of the Syndicate.
- (3) The Pro-Chancellor may nominate a member of the Syndicate to preside over a meeting of the Syndicate in the absence of the Pro-Chancellor.
- (4) The members of the Syndicate, other than ex-officio members and members from Provincial Assembly of the Punjab, shall hold office for a period of three years.

(5) Fifty percent of the total number of members of the Syndicate shall constitute the quorum for a meeting of the Syndicate, a fraction being counted as one.

(6) The Vice Chancellor shall, with the approval of the Pro-Chancellor, summon a meeting of the Syndicate.

(7) The Syndicate shall take decisions by majority of the votes of the members present and voting, and the Registrar shall clearly reflect the dissent, if any, along with the reasons of such dissent.

25. Powers and duties of Syndicate.— (1) The Syndicate shall be the executive body of the University and shall, subject to the provisions of this Act and the statutes, take effective measures to raise the standard of medical teaching, research, technological development, publication and other academic pursuits and exercise general supervision over the affairs of the University and management of the property of the University.

(2) Without prejudice to the generality of the foregoing powers and subject to the provisions of this Act, the Syndicate may:

- (a) hold, control and administer the property and funds of the University;
- (b) govern and regulate, with due regard to the advice of the Finance and Planning Committee in this behalf, the finances, accounts and investments of the University and, for that purpose, appoint such agents as it may deem fit;
- (c) consider and approve the annual report, the annual and revised budget estimates and to re-appropriate funds from one major head of expenditure to another;
- (d) transfer or accept transfer of movable or immovable property on behalf of the University;
- (e) enter into, vary, carry out or cancel contracts on behalf of the University;
- (f) cause proper books of account to be kept for all sums of money received and expended by the University and for the assets and liabilities of the University;
- (g) invest any money belonging to the University including any unapplied income in any of the securities described in section 33 of the Punjab Trusts Act 2020 (XXI of 2020), or in the purchase of immovable property or in such other manner, as it may determine, with the like power of varying such investments;
- (h) receive and manage any property transferred, grants, bequests, trusts, gifts, donations, endowments and other contributions made to the University;
- (i) determine the form, custody and regulation of the use of the common seal of the University;
- (j) provide buildings, libraries, premises, furniture, apparatus, equipment and other means required for carrying out the work of the University;
- (k) establish and maintain halls of residence and hostels or approve or license hostels or lodgings for the residence of students;
- (l) arrange for the inspection of the academic departments;
- (m) institute Professorships, Associate Professorships, Assistant Professorships, Lectureships and other posts and to suspend or abolish such posts;
- (n) create, suspend or abolish such administrative, technical, research, extension or other posts as may be necessary;
- (o) appoint teachers and other officers on the recommendation of the Selection Board for teaching and managerial posts;
- (p) confer, with prior approval of the Chancellor, an honorary degree;
- (q) prescribe the duties of officers, teachers and other employees of the University and of those working in the University on deputation or on contract;
- (r) appoint members to the various Authorities, committees and bodies in the prescribed manner;

- (s) remove any person from the membership of any Authority if such person has accepted any assignment, which involves absence from the University for a continuous period of six months or more;
- (t) regulate, determine and administer all other matters concerning the University, and for that purpose exercise all necessary powers not specifically mentioned in this Act and statutes but not inconsistent with the provisions of this Act and statutes;
- (u) appoint Professor Emeritus on such terms and conditions as may be prescribed;
- (v) suspend, punish and remove from service, in the prescribed manner, those officers, teachers and employees, it is empowered to appoint;
- (w) approve draft statutes and recommend such draft statutes, for approval of the Chancellor, which pertain to the terms and conditions of service of employees of the University;
- (x) approve regulations recommended by the Academic Council;
- (y) delegate any of its powers to an Authority or officer or a committee or sub-committee; and
- (z) perform such other functions as may be assigned to it under this Act and the statutes.

26. Academic Council.— (1) The Academic Council shall consist of the Vice Chancellor who shall be the chairperson of the Academic Council and the following members:

- (a) Pro-Vice Chancellor;
- (b) Deans of the Faculties and the constituent colleges and hospital;
- (c) Principals and Directors of the constituent colleges and institutes;
- (d) Chairpersons of all teaching departments;
- (e) five members representing the departments, constituent colleges and institutes to be nominated by the Syndicate;
- (f) two Professors Emeritus, to be nominated by the Syndicate;
- (g) Registrar;
- (h) Controller of Examinations;
- (i) two academicians of eminence including at least one woman to be nominated by the Syndicate;
- (j) two experts including at least one woman in the field of medical education to be nominated by the Syndicate; and
- (k) Librarian of the University.

(2) The members of the Academic Council, other than ex-officio members, shall hold office for a term of three years, and the vacancy, if any, shall be filled for the remaining period in the prescribed manner.

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

(4) The Academic Council shall meet at least quarterly on dates to be fixed by the Vice Chancellor.

27. Powers and duties of Academic Council.— (1) The Academic Council shall be the academic body of the University and may lay down proper standards of instruction, research, publication and examination to regulate and promote the academic life of the University.

(2) In particular and without prejudice to the generality of the foregoing provision, the Academic Council may:

- (a) advise the Syndicate on academic matters;
- (b) regulate teaching, research and examinations;
- (c) regulate the admission of students to the courses of studies and examinations of the University;
- (d) regulate the award of studentships, scholarships, medals and prizes;
- (e) regulate the conduct and discipline of students of the University;
- (f) propose to the Syndicate schemes for the constitution and organization of Faculties, institutes and other academic bodies;

- (g) propose regulations on the recommendations of the Boards of Faculties and the Boards of Studies for consideration and approval of the Syndicate;
- (h) propose for each academic year, on the recommendations of the Boards of Studies, regulations prescribing the courses of studies, the syllabi and the outlines of tests for all examinations, but if the recommendations are not received by the prescribed date, the Academic Council may, subject to the approval of the Syndicate, permit such regulations to continue for the following year;
- (i) nominate members of the Authorities in accordance with the provisions of this Act; and
- (j) perform such other functions as may be prescribed by the statutes.

28. **Faculties.**- The University shall have the following Faculties:

- (a) Paediatric Medicine and Allied specialties including foeto-maternal and neonatal Medicine;
- (b) Paediatric Surgery, Dentistry and Allied Specialties including Anesthesia;
- (c) Basic Medical Sciences and Radiology;
- (d) Research, Genetics and Bio-medical Sciences;
- (e) Nursing; and
- (f) Allied Health Sciences.

29. **Board of Faculty.**- (1) There shall be a Board of Faculty for each Faculty which shall consist of:

- (a) Dean of the Faculty;
- (b) Chairperson, Directors, and Professors in the Faculty;
- (c) two teachers to be nominated by the Academic Council on the basis of their specialized knowledge of the 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;
- (d) two experts in the field from outside the University to be nominated by the Vice Chancellor; and
- (e) one Associate Professor and one Assistant Professor to be appointed by rotation in order of seniority from each department of the Faculty.

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

(3) The quorum for meeting of Board of Faculty shall be fifty percent of the total number of members.

(4) A Board of Faculty, subject to the general control of the Syndicate and Academic Council, may:

- (a) co-ordinate the teaching and research work in the subjects assigned to the Faculty;
- (b) scrutinize the recommendations of the Board of Studies comprising the Faculty with regard to the appointment of paper setters and examiners for graduate and postgraduate examinations and to forward the panels of suitable paper setters and examiners for each examination to the Vice Chancellor;
- (c) consider any other academic matter relating to the Faculty and to submit its report to the Academic Council;
- (d) prepare a comprehensive annual report regarding the performance of each department, constituent college or institute comprising the Faculty for presentation to the Academic Council; and
- (e) perform such other functions as may be prescribed by the statutes.

30. **Teaching department.**- (1) There shall be a teaching department or institute for each subject or a group of subjects, as may be provided under the regulations and each teaching department or institute shall be headed by a Chairperson or Director, as the case may be.

(2) The Chairperson or the Director shall be appointed by the Syndicate for a term of three years from amongst the first three senior most teachers in the department or institute, as the case may be.

(3) The Chairperson or the Director, as the case may be, shall plan, organize and supervise the work of the department or institute and shall be responsible to the Dean for the work of his respective department or institute.

31. Board of Advanced Studies and Research.— (1) The Board of Advanced Studies and Research shall consist of the Vice Chancellor who shall be the Chairperson and the following members:

- (a) all Deans;
- (b) Directors/Principals of the constituent colleges and institutes;
- (c) Controller of Examinations;
- (d) one Professor from each Faculty to be nominated by the Syndicate;
- (e) three members from the relevant field, research organizations or the Government, to be nominated by the Syndicate;
- (f) three professors other than Deans to be nominated by the Syndicate; and
- (g) Registrar (Secretary).

(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 fifty percent of the total number of members.

32. Functions of Board of Advanced Studies and Research.— The Board of Advanced Studies and Research shall:

- (a) advise an Authority on all matters connected with the promotion of advanced studies and research publication in the University;
- (b) consider and report to an Authority with regard to clinical and research degrees of the University;
- (c) propose regulations regarding the award of a research degree;
- (d) appoint supervisors for a postgraduate research student and to approve title and synopsis of the thesis/dissertation;
- (e) recommend panel of examiners for evaluation of clinical and research examinations; and
- (f) perform such other functions as may be prescribed by the statutes.

33. Selection Board.— (1) The Selection Board shall consist of the Vice Chancellor who shall be the chairperson of the Board and the following members:

- (a) Pro-Vice Chancellor;
- (b) representative of Specialized Healthcare and Medical Education Department not below the rank of a Deputy Secretary;
- (c) Dean of the Faculty concerned;
- (d) Chairperson of the department concerned; and
- (e) an eminent medical professor/practitioner or scientist in the relevant field to be nominated by the Syndicate.

(2) The members of the Selection Board shall hold office for a period of three years.

(3) Three members including at least one expert shall constitute the quorum for a meeting of the Selection Board.

(4) The member who himself or whose relative is a candidate for a post to which selection is to be made, shall not take part in the whole proceedings of the Selection Board.

(5) In selection of candidates for the post of Professor or Associate Professor, the Selection Board shall co-opt or consult two experts in the relevant subject and in selecting candidates for any other teaching post, two experts in the subject, to be nominated by the Vice Chancellor from a standing list of experts for each subject approved by the Syndicate.

(6) The Syndicate may approve or revise the standing list of experts of a subject on the recommendation of the Selection Board.

34. Functions of Selection Board.— The Selection Board shall:

- (a) recommend to the Syndicate, suitable applicants for appointment to teaching and other posts, along with the pay package, if not already prescribed; and
- (b) consider all cases of promotion or selection of officers of the University and recommend suitable officers for such promotion or selection to the Syndicate.

35. Finance and Planning Committee.— (1) The Finance and Planning Committee shall consist of the Vice Chancellor who shall be the chairperson of the Committee and the following members:

- (a) Pro-Vice Chancellor;
- (b) representative of Specialized Healthcare & Medical Education Department not below the rank of a Deputy Secretary;
- (c) all Deans;
- (d) Directors/Principals of the constituent colleges and institutes;
- (e) one member of the Syndicate to be nominated by the Syndicate;
- (f) Chairman Planning and Development Board of the Government or his nominee not below the rank of a member;
- (g) Director Planning or any other nominee of the Higher Education Commission;
- (h) Registrar;
- (i) Treasurer (member/secretary).

(2) A member other than an ex officio member shall hold office for a period of three years.

(3) Five members of the Finance and Planning Committee shall constitute the quorum for a meeting of the Committee.

36. Functions of Finance and Planning Committee.— The Finance and Planning Committee shall:

- (a) prepare the annual statement of accounts and propose annual budget estimates and make recommendations to the Syndicate;
- (b) periodically review the financial position of the University;
- (c) advise the Syndicate on all matters relating to finance, investments and accounts of the University; and
- (d) perform such other functions as may be prescribed by the statutes.

37. Performance Audit and Vigilance Committee.— The Performance Audit and Vigilance Committee shall consist of:

- (a) Vice Chancellor (chairperson);
- (b) Dean of the constituent hospital;
- (c) Dean of respective Faculty;
- (d) two retired Deans, Directors or Professors of the constituent colleges, hospitals or institutes to be nominated by the Syndicate; and
- (e) Internal Auditor.

38. Functions of Performance Audit and Vigilance Committee.— The Performance Audit and Vigilance Committee shall:

- (a) lay down parameters for performance audit and efficiency of the teachers with the approval of the Syndicate;
- (b) lay down parameters for performance audit and efficiency of the constituent colleges and hospitals with the approval of the Syndicate;
- (c) recommend to the Syndicate cases of repatriation, promotions including, accelerated promotions, grant of special pay, and removal from service of teachers; and
- (d) perform such other functions as may be assigned by the Syndicate.

- 39. Disciplinary Committee.**— (1) The Disciplinary Committee shall consist of:
- (a) four Professors including its chairperson to be nominated by the Vice Chancellor; and
 - (b) officer in-charge of students' affairs by whatever name called who shall be the Secretary of the Committee.
- (2) The term of office of the members of the Disciplinary Committee, other than ex-officio members, shall be three years.
- (3) The quorum for a meeting of the Committee shall be three members including the chairperson.
- 40. Functions of Disciplinary Committee.**— The Disciplinary Committee shall:
- (a) decide cases of indiscipline in the University;
 - (b) propose regulations to the Academic Council relating to the conduct and discipline of University students;
 - (c) recommend to the Vice Chancellor, the suspension, expulsion or rustication of students, residents, trainees, officers or teachers on the basis of inquiry conducted under the rules or the regulations; and
 - (d) perform such other functions as may be prescribed.
- 41. Clinical Governance Committee.**— The Clinical Governance Committee shall consist of:
- (a) two professors including one of them as its chairperson to be nominated by the Vice Chancellor;
 - (b) head of Infectious Diseases Department of the University;
 - (c) head of Infection Control Committee of the University; and
 - (d) head of Nursing Department of the University.
- 42. Functions of Clinical Governance Committee.**— The Clinical Governance Committee shall be responsible for:
- (a) clinical audit;
 - (b) risk management including patient safety;
 - (c) patient focus and public involvement;
 - (d) evaluation of mortality and morbidity; and
 - (e) such other functions as may be prescribed.
- 43. Appointment of Committees by Authorities.**— An Authority may constitute such standing, special or advisory committees as it may deem fit.

CHAPTER-V

STATUTES, REGULATIONS AND RULES

- 44. Statutes.**— (1) The Syndicate may make statutes to provide for and regulate all or any of the following matters:
- (a) scales of pay, method of recruitment and other terms and conditions of service of officers, teachers and other employees of the University and the constitution of their pension, insurance, gratuity, provident fund and benevolent fund;
 - (b) conduct and discipline of the officers, teachers and other employees of the University;
 - (c) constitution, powers and duties of the Authorities and conduct of elections of such Authorities and related matters;
 - (d) establishment of institutes, Faculties, constituent colleges/institutes, departments and academic divisions;
 - (e) powers and duties of officers, teachers and employees of the University;
 - (f) conditions for appointment of Professors Emeritus;
 - (g) conditions on which the University may enter into arrangements with public bodies or other organizations for purposes of research and advisory services;
 - (h) general scheme of studies including the duration of courses, the system of examinations and the number of subjects and papers for examinations;

- (i) award of an honorary degree;
- (j) maintenance of register of students and of registered graduates;
- (k) conduct of elections for membership of Authorities and related matters; and
- (l) all other matters which are to be or may be prescribed or regulated by the statutes.

(2) Subject to the provisions of this Act, the Syndicate shall recommend statutes under clauses (a) and (b) of subsection (1) to the Chancellor who may approve them with or without any amendment or may refer them back to the Syndicate for reconsideration, or may reject them.

45. Regulations – (1) Subject to the provisions of this Act and the statutes, the Syndicate may, on the recommendation of the Academic Council, frame regulations in respect of all or any of the following matters:

- (a) courses of study for degrees, diplomas and certificates of the University;
- (b) manner and method of teaching conducted in the University;
- (c) admission of students to the University and conditions under which they are admitted or allowed to take courses and examinations of the University and become eligible for the award of degrees, diplomas and certificates;
- (d) fees and other charges to be paid by students for admission to the courses of studies and the examinations of the University;
- (e) conduct of examinations;
- (f) conduct and discipline of students of the University;
- (g) conditions of residence of the students of the University including the levying of fees for residence in halls of residence and hostels and approval of hostels and lodgings for students;
- (h) conditions for acquiring clinical and research degrees;
- (i) institution of fellowships, scholarships, medals and prizes;
- (j) institution of stipends and free and half-free studentships;
- (k) academic costumes;
- (l) use of the library;
- (m) formation of teaching departments and Boards of Studies; and
- (n) all other matters which under this Act or the statutes are to be or may be prescribed by regulations.

(2) The Academic Council shall prepare and submit the regulations to the Syndicate and the Syndicate may approve them with or without amendments or refer them back to the Academic Council for reconsideration, or reject them.

46. Rules – (1) An Authority or a body of the University may make rules consistent with this Act, statutes and regulations, to regulate the conduct of its business.

(2) The Syndicate may direct any Authority or body of the University to amend or repeal any rules made by that Authority or body.

CHAPTER-VI FINANCIAL PROVISIONS

47. University Fund – (1) There shall be a Fund to be known as the University of Child Health Sciences Fund which shall vest in the University, and to which shall be credited all sums including endowment fund received by the University.

(2) The University may accept donation in the form of land, vehicle, equipment or any other items or fund that may facilitate the functioning of the University and all such donations shall be used, maintained and disposed of by the University in the prescribed manner.

48. Budget, audit and accounts – (1) The budget of the University shall be approved and its accounts shall be maintained and audited in such manner as may be prescribed by the Syndicate.

(2) The Syndicate may approve the budget of the University, appropriation of accounts of the University and may settle an audit para relating to the audit of the University.

(3) The Syndicate may delegate the power of appropriation or re-appropriation of funds to an officer of the University subject to *post facto* approval of the Syndicate as to each instance of exercise of such delegated power.

CHAPTER-VII MISCELLANEOUS PROVISIONS

49. Opportunity of showing cause.— Except as otherwise provided in this Act, no officer, teacher or other employee of the University shall be reduced in rank, or removed or compulsorily retired from service, unless he has been given a reasonable opportunity of showing cause against the action proposed to be taken against him.

50. Filling of vacancies in Authorities.— Any casual vacancy among the elected, appointed or nominated members of any Authority shall be filled as soon as conveniently possible, by the person or the body who appointed or nominated the member whose place has become vacant, and the person elected appointed or nominated to the vacancy shall serve such Authority for the residue of the term of the outgoing member.

51. Validity of proceedings of Authorities.— No act, proceeding, 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 such Authority.

52. Appeal and review.— (1) Where an order is passed punishing an officer, other than the Vice Chancellor, teacher or other employee of the University, or altering or interpreting to his disadvantage the prescribed terms or conditions of his service, he shall, where the order is passed by the Vice-Chancellor or any other officer or teacher, have the right to appeal to the Syndicate against the order, and where the order is passed by the Syndicate, have the right to apply to the Syndicate for review of that order

(2) The appeal or application for review shall be submitted to the Vice Chancellor who shall lay it before the Syndicate with his views along with the record of the case.

(3) No order in appeal or review shall be made unless the appellant or the applicant, as the case may be, has been given an opportunity of being heard.

(4) Where no provision for appeal in respect of an order passed by an Authority, body or officer of the University, other than the Chancellor, exists in the statutes or the regulations, the aggrieved person may prefer an appeal against that order to the Syndicate.

(5) The Syndicate may constitute a committee of its members to hear and dispose of any appeal on behalf of the Syndicate.

(6) If a member of the Syndicate is also the member of the Authority or the officer who passed the order, such member of the Authority or the officer shall not hear the appeal as member of the Syndicate or committee constituted by it to hear and dispose of the appeal.

53. Removal of difficulties.— If any difficulty arises in giving effect to any of the provisions of this Act, the Government may give such directions, not inconsistent with this Act, as it may consider necessary for the removal of such difficulty.

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