

NATIONAL ASSEMBLY SECRETARIAT

REPORT OF THE STANDING COMMITTEE ON FEDERAL EDUCATION AND PROFESSIONAL TRAINING ON THE TECHNICAL EDUCATIONAL INSTITUTIONS, MEDICAL EDUCATIONAL INSTITUTIONS AND UNIVERSITIES (REGULATION OF FEE) BILL, 2016

I, Chairman of the Standing Committee on Federal Education and Professional Training, have the honor to present this report on the Bill to provide for the regulation of fee in technical educational institutions, medical educational institutions and universities and for matter connected therewith or incidental thereto [The Technical Educational Institutions, Medical Educational Institutions and Universities (Regulation of Fee) Bill, 2016], (Private Member's Bill), referred to the Committee on 27th September, 2016.

2. The Committee comprises the following members: -

1)	Col. (Rtd) Dr. Amirullah Marwat	Chairman
2)	Mr. Muhammad Nazir Khan	Member
3)	Dr. Zulfiqar Ali Bhatti	Member
4)	Mr. Shahab ud Din Khan	Member
5)	Mr. Waheed Alam Khan	Member
6)	Ms. Shaista Pervaiz	Member
7)	Ms. Asyia Naz Tanoli	Member
8)	Ms. Rida Khan	Member
9)	Ms. Amra Khan	Member
10)	Ms. Phyllis Azeem	Member
11)	Chudhary Hamid Hameed	Member
12)	Ms. Surriya Asghar	Member
13)	Ms. Surriya Jatoi	Member
14)	Dr. Shazia Sobia	Member
15)	Ms. Shahida Rehmani	Member
16)	Dr. Imran Khattak	Member
17)	Dr. Nikhat Shakeel Khan	Member
18)	Ms. Shahida Akhtar Ali	Member
19)	Sardar Kamal Khan Bangulzai	Member
20)	Dr. Khalid Maqbool Siddiqui	Member
21)	Engr. Muhammad Baligh ur Rehman, Minister of State for Federal Education and Professional Training.	Ex-officio Member

3. The Committee considered the Bill on 18th January, 2017. The Committee recommends that the Bill placed at Annexure-A may not be passed by the Assembly.

Sd/-

(ABDUL JABBAR ALI)

Secretary

Islamabad, the 24th February, 2017

Sd/-

(COL. (RTD) DR. AMIRULLAH MARWAT)

Chairman

Standing Committee on Federal Education
and Professional Training

[AS REPORTED BY THE STANDING COMMITTEE]

A
BILL

to provide for the regulation of fee in technical educational institutions, medical educational institutions and universities and for matters connected therewith or incidental thereto.

1. Short title and commencement.- (1) This Act may be called the Technical Educational Institutions, Medical Educational Institutions and Universities (Regulation of Fee) Act, 2016.

- (2) It extends to the whole of Pakistan.
- (3) It shall come into force at once.

2. In this Act, unless the context otherwise requires,-

- (a) "Council" means the National Council for Educational Cost and Prices established under section 3;
- (b) "Fee" means any amount demanded or charged or collected, directly or indirectly, for, or, on behalf of any institution, or paid by any person in consideration for admitting any person as student in an institution;
- (c) "Institution" means a technical educational institution or medical educational institution or any such institution recognized as such by the appropriate statutory authority or a university and includes an institution deemed to be a university under section 3 of the Act or under any other law for the time being in force; and
- (d) "Prescribed" means prescribed by rules made under this Act.

3. As soon as may be, but not later than thirty days after the commencement of this Act, the federal government shall, by notification in the Official Gazette, establish, a Council to be known as the National Council for Educational Cost and Prices.

4. The Council shall consist of-

- (i) The Minister of Federal Education and Professional Training, or any other Minister appointed by the Federal Government, - Chairman;
- (ii) Chairpersons of the National Assembly and Senate Standing Committee on Federal Education and Professional Training;
- (iii) Three representatives of major technical educational institution or medical educational institution or any such institution recognized as such by the appropriate statutory authority or a university and includes an institution;
- (iv) Three representatives of the non-governmental organization in the education sector; and
- (v) The government may, if it considers necessary, co-opt a person having special knowledge in the field of higher education, public affairs or administration in educational matters and at least twenty-five years of experience in the field, as ex-officio member.

(2) The Federal Government shall provide the Council such assistance as may be necessary for the efficient functioning of the Committee, including the nature and categories of the officers and other employees required to assist the Council in the discharge of its functions.

(3) The Federal Government shall determine salaries and allowances payable to, and the other terms and conditions of service of the Chairperson, members, officers and other employees of the Council.

5. The Council shall meet at such time and places, and shall observe such rules of procedure in regard to the transaction of its business, including the quorum at such meetings, as may be prescribed by the Federal Government.

6. (1) The Council shall advise and recommend to the federal government on matters relating to fixation of fee to be charged by various institutions for a particular course of study;

(2) The Council shall examine complaints of the violations of this Act; and pass such orders, as may deem proper;

(3) The Council shall review aforesaid fees after every 1 year:

Provided that the government may have power to ask the council to review the aforesaid fees, as a whole, or any part thereof, whenever it fits necessary.

7. The federal Government shall prescribe the maximum amount of fee that can be charged by an institution on the basis of the recommendations of the Council.

8. Any institution, which demands or accepts any fee or donation, in any manner whatsoever, in violation of the provisions of section 7, shall, without prejudice to proceedings for prosecution under the provisions of this Act or any other law for the time being in force, be liable to a penalty which may extend to ten hundred thousand rupees.

9. The aggrieved party of any decision of the Council may, within thirty days of the decision, may appeal to the respective High Court, in which jurisdiction, the institution is situated.

10. (1) The Council shall prepare an annual report at the end of the financial year and may at any time prepare special reports on any matter which in its opinion is of particular urgency or importance.

(2) The Federal Government shall cause the annual report and the special reports to be laid before the Majlis-e-Shoora (Parliament) within thirty days, from the date of their receipt alongwith a memorandum indicating the action taken or proposed to be taken on the recommendations of the Committee and reasons for non-implementation of the recommendations, if any.