

NATIONAL ASSEMBLY SECRETARIAT

REPORT OF THE STANDING COMMITTEE ON CABINET SECRETARIAT ON THE SHAHEED ZULFIQAR ALI BHUTTO MEDICAL UNIVERSITY, ISLAMABAD (AMENDMENT) BILL, 2014 (moved by Major (Retd.) Tahir Iqbal, MNA)

I Chairman of the Standing Committee on Cabinet Secretariat have the honour to present report on the Bill further to amend the Shaheed Zulfiqar Ali Bhutto Medical University Islamabad Act, 2013 (XV of 2013) [the Shaheed Zulfiqar Ali Bhutto Medical University Islamabad (Amendment) Bill, 2014](Private Member's Bill), referred to the Committee on 25th February, 2014.

2. The Committee comprises the following members:

1)	Rana Muhammad Hayat Khan	Chairman
2)	Malik Ibrar Ahmad	Member
3)	Syed Javed Ali Shah	Member
4)	Sardar Muhammad Irfan Dogar	Member
5)	Sardar Mansab Ali Dogar	Member
6)	Ms. Parveen Masood Bhatti	Member
7)	Ms. Nighat Parveen Mir	Member
8)	Ms. Shahnaz Saleem	Member
9)	Ms. Seema Mohiuddin Jameeli	Member
10)	Ms. Farhana Qamar	Member
11)	Mr. Rasheed Ahmed Khan	Member
12)	Rana Muhammad Qasim Noon	Member
13)	Dr. Mahreen Razaque Bhutto	Member
14)	Pir Shafqat Hussain Shah Jilani	Member
15)	Mr. Roshan Din Junejo	Member
16)	Mr. Asad Umar	Member
17)	Ms. Nafeesa Inayatullah Khan Khattak	Member
18)	Moulvi Agha Muhammad	Member
19)	Syed Ali Raza Abidi	Member
20)	Dr. Khalid Maqbool Siddiqui	Member
21)	<i>Dr. Tariq Fazal Chudhary,</i> <i>Minister of State for CA&DD</i>	<i>Ex-officio Member</i>

3. The Committee considered the Bill on 27th March, 2014, 10th March, 2015, 3rd April, 2015, 30th March, 2016, 29th June, 2016, 27th July, 2016, 26th August, 2016, 29th September, 2016 and 15th February, 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 14th March, 2017

sd/-
(RANA MUHAMMAD HAYAT KHAN)

Chairman

Standing Committee on Cabinet Secretariat

AS REPORTED BY STANDING COMMITTEE

A

BILL

to amend the Shaheed Zulfiqar Ali Bhutto Medical University Islamabad Act, 2013

WHEREAS it is expedient to amend the Shaheed Zulfiqar Ali Bhutto Medical University Islamabad Act, 2013 (XV of 2013), for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. **Short title and commencement.**- (1) This Act may be called the Shaheed Zulfiqar Ali Bhutto Medical University Islamabad (Amendment) Bill, 2014.

(2) It shall come into force at once.

2. **Amendment of section 2, Act, XV of 2013.**- In the Shaheed Zulfiqar Ali Bhutto Medical University Islamabad Act, 2013 (No. XV of 2013) hereinafter referred to as the said Act, in section 2,-

(a) for paragraph (i), the following shall be substituted, namely:-

"(i) Hospital" means a hospital attached with University for clinical teaching purpose, maintained and administered by CA & DD/ Administrative Government of Pakistan";

(b) after paragraph "j", the following new paragraph, shall be inserted, namely:-

"(ji) "Pro Chancellor" means the pro Chancellor appointed by the chancellor on the recommendation of the Government;";

(c) for paragraph, (k), the following shall be substituted, namely:-

"(k) Pro-Vice Chancellor" means the Pro-Vice Chancellor appointed by the Chancellor on the recommendation of the Government and in consultation with the Vice Chancellor from amongst the Professors of the University and shall hold office for a term not exceeding three years;";

(d) for paragraph l, the following shall be substituted, namely:-

"(r) Schedule" means Schedule to this Act as may be amended from time to time by an order of the Senate";

3. **Amendment of section 3, Act, XV of 2013.**- In the said Act, in section 3,-
- (i) for sub-section (5), the following shall be substituted namely:-
- “(5) All those public sector hospitals notified by specific orders by the Federal Government shall be the affiliated hospitals of the University for teaching purpose”;
- (ii) sub-section (6), shall be deleted; and
- (iii) sub-section (7), shall be deleted;
4. **Insertion of new section 11A, Act, XV of 2013.**- In the said Act, after section 11, the following new section shall be inserted, namely:-
- “11A **Pro Chancellor.** (1) The Minister or in his absence, the Secretary, CADD/Secretary of the Administrative Ministry/Division shall be the Pro Chancellor of the University.
- (2) The Pro Chancellor shall perform such duties and functions and exercise such powers as may be assigned or delegated to him by the Chancellor”
5. **Amendment of section 12, Act, XV of 2013.**- In the said Act, in section 12, sub-section(1) shall be omitted and the remaining sub-sections shall be re-numbered, accordingly.
6. **Amendment of section 15, Act, XV of 2013.**- In the said Act, in section 15, for sub-section (1), the following shall be substituted, namely:-
- “(1) The Registrar shall be appointed by the Vice Chancellor on the recommendation of the Selection Board on such terms and conditions as may be prescribed in the statutes”.
7. **Amendment of section 16, Act, XV of 2013.**- In the said Act, in section 16, for sub-section (1), the following shall be substituted, namely:-
- “(1) The Controller of the Examinations shall be appointed by the Vice Chancellor on the recommendation of the Selection Board on such terms and conditions as may be prescribed in the statutes.”
8. **Amendment of section 17, Act, XV of 2013.**- In the said Act, in section 17, for sub-section (1), the following shall be substituted, namely:-
- “(1) The Treasurer shall be appointed by the Vice Chancellor on the recommendation of the Selection board on such terms and conditions as may be prescribed in the statutes”.

9. **Amendment of section 19, Act, XV of 2013.**- In the said Act, in section 19.-
(i) sub-sections (2), shall be deleted; and
(ii) sub-section (3), shall be deleted.
10. **Amendment of section 21, Act, XV of 2013.**- In the said Act, in section 21.-
(1) after paragraph (a), the following new paragraph shall be inserted, namely:-
 “(aa) The Pro Chancellor”
(b) after paragraph (f), the following new paragraph shall be inserted, namely:-
 “(ff) The Secretary CADD/ the Secretary of the Administrative Division/Ministry”.
(2) for sub-section (6), the following shall be substituted, namely:-
 “(6) The quorum of the meeting of the Senate shall be one-half of the total number of its member, a fraction being counted as one”.
11. **Amendment of section 24, Act, XV of 2013.**- In the said Act, in section 24, for sub-section (3), the following shall be substituted, namely:-
 “(3) The quorum of the meeting of the Syndicate shall be one-half of the total number of its member, a fraction being counted as one”.
12. **Amendment of section 25, Act, XV of 2013.**- In the said Act, in section 25, paragraph (x) shall be deleted, and paragraph (y), shall be re-numbered as (x).
13. **Amendment of section 26, Act, XV of 2013.**- In the said Act, in section 26, in sub-section (1) for paragraph (h), the following shall be substituted, namely:-
 “(h) Two senior most associate professors to be nominated by the Vice Chancellor;
14. **Amendment of section 34, Act, XV of 2013.**- In the said Act, in section 34,-
(a) sub-section (1), shall be deleted; and
(b) sub-section (2), shall be deleted.

15. Amendment of section 42, Act, XV of 2013.- In the said Act, for section 42, the following shall be substituted, namely:-

"42. Removal of difficulties. If any difficulty arises in giving effect to any provision of this Act, the Chancellor may, on the recommendation of the Vice Chancellor through Syndicate, issue such orders or directions as may not be inconsistent therewith for removing such difficulties",

16. Amendment of Schedule, Act, XV of 2013.- In the said Act, in the schedule -

- (i) in section (9), for sub-section (g), the words "The Secretary of the Administrative Division/Ministry or his nominee not below the rank of Additional Secretary; and
- (ii) in section (9), sub-section (h), the words "Chairman Federal Public Service Commission or his nominee not below the status of a Member"
- (iii) in section (9), for sub-section (3), the words "The quorum of the Selection Board shall be seven out of eight members of the Board"
- (iv) in section (11), for sub-section (b), the words "The Executive Director or administrator of the Hospital; and"
- (v) in section (13), for sub-section (j), the words " The Executive Director or Administrator of the attached hospitals"
- (vi) in section (15), for sub-section (a), the words " Four Professors including its Chairman to be nominated by the Vice Chancellor, and" shall be substituted.

STATEMENT OF OBJECTS AND REASONS

In normal practice, either the university is established as a new or a Medical College is upgraded to the status of university. A number of examples can be cited in this regard, King Edward Medical University, Lahore was established by upgrading the King Edward Medical College, DOW University of Health Sciences was established by upgrading DOW Medical College / Sindh Medical College. The Khyber Medical University was established as new. The Liaquat Medical and Health Sciences was established by upgrading the Liaquat Medical College. The public sector hospitals are attached as teaching hospitals with the University but are administered and maintained by the respective provincial health departments.

In the case of Shaheed Zulfiqar Ali Bhutto Medical University, the PIMS, a tertiary level hospital was upgraded to become a University which is an anomaly. This anomaly in the Act has caused a great resentment in the three thousand strong work force of PIMS and public at large. The entire workforce is apprehensive about the hospital becoming a university. They are of the view that their status as a civil servant will be endangered which is detrimental to their interest.

Furthermore, PIMS is a public sector tertiary level hospital providing quality health services at very affordable cost not only to the public of ICT area but also to the people of the adjoining districts as well as from GB, AJK, FATA, KPK etc. This hospital has a patient turnover of around 13,21,645 per year and the Government is spending around 5 billion rupees annually on this hospital and its services. The up-gradation of PIMS to the status of the university will make PIMS as an autonomous corporate body that will have serious repercussions for the general public. This hospital/university shall not be able to provide the general public health care services at such cheap costs.

Many sections/sub-sections/ clauses of the Act of SZABMU are conflicting to the Higher Education Commission / federal university ordinance which is the guiding force behind the establishment of any new university. This Bill, therefore, seeks to remove the above stated anomalies in order to bring this Act at par with the HEC Federal Universities Ordinance, 2002 and other public sector medical universities.

Sd/-
Maj. (Retd) Tahir Iqbal,
Member, National Assembly