

الجامعة الإسلامية العالمية



IIU ORDINANCE-1985

INTERNATIONAL ISLAMIC UNIVERSITY, ISLAMABAD (PAKISTAN)

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EXTRAORDINARY

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ISLAMABAD, SUNDAY, MARCH 31, 1985

PART I

**Acts, Ordinances, President's Orders and Regulations including Martial Law
Orders and Regulations**

GOVERNMENT OF PAKISTAN
MINISTRY OF JUSTICE AND PARLIAMENTARY AFFAIRS
(Justice Division)

Islamabad, the 31st March, 1985

No.17(1)85-Pub. The following Ordinance made by the President on 8th March, 1985, is hereby published for general information:-

ORDINANCE NO. XXX OF 1985

AN

ORDINANCE

To reconstitute and re-organize the Islamic University

WHEREAS it is expedient to establish an international seat of Islamic learning in Pakistan so as to provide every opportunity for an all round and harmonious development of individuals and society and reconstruction of human thought in all its form on the foundations of Islam;

AND WHEREAS the Islamic University, Islamabad, working to achieve these objectives, has now reached a stage when it can be reconstituted to become an autonomous International Islamic University in order to encourage and promote education, training and research in Islamic learning, social, natural, applied and communication sciences and other branches of learning to ensure the Muslim Ummah's ideological, moral, intellectual, social, economic and technological development in accordance with the values, ideals, principles and norms of Islam;

AND WHEREAS the President is satisfied that circumstances exist which render it necessary to take immediate action;

NOW, THEREFORE, in pursuance of the Proclamation of the fifth day of July, 1977, and in exercise of all powers enabling him in that behalf, the President is pleased to make and promulgate the following Ordinance:

CHAPTER I

THE PRELIMINARY

1. Short title and commencement.— (1) This Ordinance may be called the International Islamic University Ordinance, 1985.

(2) It shall come into force at once.

2. Definitions.— In this Ordinance, unless there is anything repugnant in the subject or context,

- (a) "Academic Council" means the academic Council of the University;
- (b) "Academy" means an Academy of the University;
- (c) "Authority" means an authority of the University as specified in this Ordinance;
- (d) "Board of Trustees" means the Board of Trustees referred to in this Ordinance;
- (e) "Board of Governors" means the Board of Governors of the University;
- (f) "Chancellor" means the Chancellor of the University;
- (g) "Dean" means the head of a faculty or other teaching, research or training unit of the University;
- (h) "Director" or "Director General" means the head of an Academy, Institute or Centre;
- (i) "Government" means the Federal Government;
- (j) "Institute" means a constituent self-governing Institute maintained and administered by the University;
- (k) "Prescribed" means prescribed by Statutes, Regulations or Rules;
- (l) "President" means the President of the University;
- (m) "Pro-Chancellor" means the Pro-Chancellor of the University;
- (n) "Rector" means the Rector of the University;
- (o) "Statutes" "Regulations" and "Rules" mean the Statutes, Regulations and Rules made or deemed to have been made under this Ordinance;
- (p) "Trust" means the International Islamic University Trust established in Pakistan or abroad to support the University;
- (q) "Teachers" include whole time Professors, Associate Professors, assistant Professors and research staff engaged by the University for teaching at the University and such other persons as may be recognized to be teachers by the Board of Governors;
- (r) "University" means the International Islamic University as constituted under this Ordinance; and
- (s) "Vice-President" means Vice-President of the University.

CHAPTER II

THE UNIVERSITY

4. Establishment of the University.—(1) On the commencement of this Ordinance, the Islamic University established under the Islamic University Ordinance, 1980 (LIII of 1980), shall be re-constituted and re-named as the International Islamic University with its principal seat at Islamabad.

(2) The University shall consist of:-

- (i) the Chancellor, the Pro-Chancellor, the Rector, the President, the Directors-General, the Vice-Presidents, the Deans, and the Directors;
- (ii) members of the Board of Trustees, the Board of Governors, the Academic Council and other Authorities;
- (iii) Teachers; and
- (iv) such other officers as may be prescribed.

(3) The University shall be a body corporated by the name of the International Islamic University having perpetual succession and a common seal and shall, by the said name, sue and be sued.

(4) The University shall be competent to acquire and hold property, both movable and immovable, and to lease, sell or otherwise transfer any movable and immovable property which may have vested in it or acquired by it in and outside Pakistan.

(5) The University shall be the custodian of the Faisal Mosque, Islamabad, and the buildings attached to the Mosque and shall be responsible for its supervision, control and maintenance.

5. Powers and Functions of the University.— (1) The University shall make arrangements for the promotion and dissemination of knowledge and for instruction, training and research in such fields as the University may determine.

(2) The University shall produce skilled manpower for effective implementation of Islamic laws and management of Islamic Institutions in Pakistan and the rest of the Muslim World.

(3) The University shall be a fully autonomous body with freedom to govern its academic functions in order to achieve its objectives.

(4) The University shall have the powers to:-

- (a) admit, teach and examine students;
- (b) award degrees, diplomas, certificates and other academic distinctions;
- (c) determine and prescribe courses of study in such branches of learning as the University may determine;
- (d) provide for instruction, training and research in such branches of learning and at such levels, as it may determine;
- (e) decide teaching methods and strategies in order to ensure the most effective educational and other programmes;
- (f) institute Professorships, Associate Professorships, Assistant Professorships, Research Associateships and any other positions, and to appoint persons thereto under prescribed conditions;
- (g) create posts for teaching, research, extension, administration and other related purposes and to appoint persons thereto under prescribed conditions;

- (h) institute and award fellowships, scholarships, exhibitions, bursaries, medals and prizes and prescribe conditions for their dispensation;
 - (i) establish Academies, Institutes, Faculties, Departments, Research and Training Centres, Libraries, Laboratories, Workshops, Museums and such other establishments as may be necessary from time to time, and other centers of learning for the development of teaching and research and to make such arrangements for their maintenance, management and administration as it may determine;
 - (j) establish and control the residences of the students, scholars and trainees of the University and to institute and maintain halls of residence;
 - (k) confer in the manner prescribed, honorary degrees, Emeritus Professorships or other distinctions on persons approved for the purpose;
 - (l) confer degrees on persons who have conducted independent research under prescribed condition;
 - (m) determine the equivalence of the examinations passed, and the periods of study spent, by students of the University at other Universities and places of learning and to review such equivalence, if necessary;
 - (n) supervise and control the discipline of students of the University, promote co-curricular and recreational activities of such students, and make arrangements for promoting their health, Islamic personality, morality and general welfare in accordance with Islamic values;
 - (o) demand and receive such fees and other charges as it may determine from time to time;
 - (p) make provisions for research, training and advisory services and with these objectives to enter into arrangements with other institutions or with public bodies under prescribed condition;
 - (q) enter into, execute, vary or cancel agreements, contracts and other arrangements with governments, organizations, institutions, bodies and individuals for the purpose of carrying out its functions and activities; and
 - (r) receive and manage properties, grants, donations, endowments, bequests, trusts, gifts and other contributions in Pakistan and abroad and administer, transfer or invest the funds so received and apply as much of its income to the maintenance and development of the University and its constituent establishments as it may deem fit.
- (5) Without prejudice to the generality of the above provisions, all powers not allocated to any other body of the University shall vest in the University to conduct its affairs and it may do all such other acts and things, as may be requisite in order to further the objects of the University.

6. University open to all classes, creeds, etc.— The University shall be open to all persons of either sex of whatever religion, race, creed, class or colour who desire to receive higher education with Islamic orientation and no such person shall be denied the privileges of the University on the ground only of sex, religion, race, caste, creed, class, colour or domicile.

7. Teaching in the University.— (1) All recognized teaching in various courses shall be conducted by the University in the prescribed manner.

(2) The objective of all teaching at the University shall be to lay emphasis on the seeking of knowledge rather than on examinations and degrees, and therefore, in addition to formal education, the University may organize as many non-degree courses, classes, seminars, colloquia and workshops as possible.

(3) The authority responsible for organizing recognized teaching shall be such as may be prescribed.

(4) The courses and the curricula shall be such as may be prescribed.

CHAPTER III

OFFICERS OF THE UNIVERSITY

8. Officers of the University.— The following shall be the officers of the University, namely:—

- (i) the Chancellor;
- (ii) the Pro-Chancellor;
- (iii) the Rector;
- (iv) the President;
- (v) the Directors-General of Academies;
- (vi) the Vice-President(s);
- (vii) the Deans;
- (viii) Directors; and
- (ix) such other persons as may be prescribed by Regulations to be the officers.

9. Chancellor.— (1) The President of the Islamic Republic of Pakistan shall be the Chancellor of the University.

(2) The Chancellor shall, when present, preside at the convocation of the University and the meeting of the Board of Trustees.

(3) If the Chancellor is satisfied that any regulation or rule, or proceedings of any Authority are not in accordance with the provisions of this Ordinance, the Statutes, the Regulations or the Rules, he may refer them to the Board of Trustees for reconsideration.

(4) Every proposal to confer an honorary degree shall be subject to confirmation by the Chancellor.

(5) The Chancellor may remove any person from the membership of any Authority, if such person:—

- (i) has become of unsound mind; or
- (ii) has become subject to an incapacity which prevents him from functioning as a member of such Authority; or
- (iii) has been convicted by a court of law of an offence involving moral turpitude; or
- (iv) has been found involved in activities detrimental to the interests of the University.

10. Visitation.— (1) The Chancellor or the Pro-Chancellor may cause an inspection or inquiry to be made in respect of any matter connected with the affairs of the University and shall, from time to time, appoint such person or persons as he may deem fit for the purpose of carrying out inspection of:-

- (i) the University, its buildings, laboratories; libraries, museums, workshops and equipment;
- (ii) any institution or hostel maintained by the University;
- (iii) the teaching, research and other work conducted by the University; and
- (iv) the conduct of examinations held by the University.

(2) The Chancellor or the Pro-Chancellor shall give notice to the Board of Governors of his intention to cause an inspection or inquiry to be made under sub-section (I) and the Board of Governors shall be entitled to be represented thereat.

(3) The Chancellor or the Pro-Chancellor shall communicate to the Board of Governors his views with regard to the results of an inspection or inquiry made under sub-section (I) and shall, after ascertaining the views of the Board of Governors thereon, advise the Board of Governors on the action to be taken by it.

(4) The Board of Governors shall, within such time as may be specified, communicate to him such action, if any, as has been taken or may be proposed to be taken upon the results of an inspection or inquiry communicated to it under subsection(3).

(5) If the Board of Governors does not, within the specified time, take action to the satisfaction of the Chancellor or the Pro-Chancellor, he may, after considering any explanation furnished or representation made by the Board of Governors, issue such directions as he thinks fit, and the Rector shall comply with such directions.

11. Pro-Chancellor. — (1) The Chancellor shall appoint a scholar of international repute or an educationist of distinction as Pro-Chancellor for such period and on such terms and conditions as he may determine.

(2) The Pro-Chancellor shall, in the absence of the Chancellor, preside at the convocation of the University and at any meeting where business of the University is being considered.

(3) The Pro-Chancellor shall perform such functions as the Chancellor may delegate to him from time to time.

12. Rector.— (1) The Chancellor shall appoint a scholar of international repute or an educationist of distinction as Rector for such period and on such terms and conditions as he may determine.

(2) The Rector, in the absence of the Chancellor and the Pro-Chancellor, shall preside at the convocation of the University and the meetings of the Board of Trustees and when present, he shall preside over the meetings of the Authorities.

(3) The Rector shall exercise general control and supervision over the affairs of the University and shall ensure that the provisions of this Ordinance, the Statutes, the Regulations, the Rules, policies and directions of the Board of Trustees are properly executed.

(4) The Rector shall submit the plans of work, the budget, as approved by the Board of Governors, and a report on the activities of the University to the Board of Trustees.

(5) The Rector shall perform such other functions as may be entrusted to him by the Chancellor, the Pro-Chancellor or the Board of Trustees.

13. President.— (1) The President shall be appointed by the Board of Trustees, out of a panel to be recommended by the Rector, on such terms and conditions as the Board of Trustees may determine and shall hold office during the pleasure of the Board of Trustees for a term not exceeding four years.

(2) At any time when the office of the President is vacant or the President is absent or is unable to perform the functions of his office due to illness or some other cause, the Rector shall, so far as may be, in consultation with the President, appoint one of the Vice-Presidents to perform the duties of the President.

(3) The President shall have the following powers and duties, namely:-

(a) The president shall be the academic and administrative officer of the University and shall have, subject to the provisions of this Ordinance, Statutes, Regulations and Rules, such powers and duties as may be determined by the Board of Trustees from time to time.

(b) He may, in an emergency, which in his opinion requires immediate action, take such action as he may consider necessary and shall, as soon thereafter as possible, report his action to the authority or other body which in the ordinary course would have dealt with the matter.

(c) He shall have the power to create and fill posts temporarily for a period not exceeding six months, and shall, with the approval of the Rector, secure the services of experts on the basis of contract for a period not exceeding two years and shall report all such cases to the Board of Governors.

(d) He shall have the power to detail any employee on any duty commensurate with his status, qualifications and experience or transfer any employee to an equivalent post and report his action for information to the Board of Governors.

(e) He shall authorize expenditure in accordance with the budget and other guidelines laid down by the Board of Governors from time to time.

- (f) He shall promote general efficiency and good order of the University and shall have all powers necessary to exercise control and enforce discipline over all Teachers, employees, research workers, students, scholars and trainees of the University.
- (g) He may delegate any of his powers to Vice-Presidents or any Teacher, officer or a committee and exercise such other powers as may be delegated to him by the Board of Trustees or the Board of Governors.

14. Vice-Presidents.— (1) There may be one or more Vice-Presidents of the University.

(2) The Vice-President shall be appointed by the Board of Governors on the recommendation of the President on such terms and conditions as may be determined by the Board of Governors and exercise such powers as may be delegated to him by the President in consultation with the Rector.

(3) The Vice-President shall perform such duties and functions as assigned by the President from time to time.

15. Other Officers.— Subject to the provisions of this Ordinance, the terms and conditions of service and powers and duties of other officers of the University shall be such as may be prescribed.

CHAPTER IV

AUTHORITIES OF THE UNIVERSITY

16. Authorities.— The following shall be the Authorities, namely:-

- (i) the Board of Trustees;
- (ii) the Board of Governors;
- (iii) the Academic Council;
- (iv) the Board of Studies;
- (v) the Selection Board;
- (vi) the Finance and Planning Committee;
- (vii) the University Discipline Committee; and
- (viii) such other authorities as may be prescribed by the Statutes.

17. Board of Trustees.— (1) There shall be a Board of Trustees consisting of the following ex-officio members, namely:-

- (i) Chancellor*Chairman*
- (ii) Pro-Chancellor
- (iii) Rector
- (iv) President
- (v) Sheikh of AI-Azhar, Cairo.

- (vi) Secretary-General, Rabita al-Alam-al-Islami.
 - (vii) Chairman, International Islamic Charitable Foundation, Kuwait.
 - (viii) Chief Justice, Supreme Court of Pakistan.
 - (ix) Chief Justice, Federal Shariat Court, Pakistan.
 - (x) Chairman, University Grants Commission, Pakistan.
 - (xi) Director-General, ISESCO, Rabat.
 - (xii) Secretary, Federal Ministry of Education, Government of Pakistan.
 - (xiii) Rector, Ummul Qura University, Makkah.
 - (xiv) Rector, International Islamic University, Malaysia.
 - (xv) Rector, Cairo University.
 - (xvi) Rector, AI-Azhar University.
 - (xvii) Rector, Muhammad Ibn Saud University Riyadh.
 - (xviii) Such other *ex-officio* members as may be elected by the Board of Trustees.
- (2) The following shall be the Founder Members of the Board of Trustees, namely:-
- (i) General Mohammad Zia-ul-Haq (Pakistan).
 - (ii) Sh. Abdul Aziz ben Baz (Saudi Arabia).
 - (iii) Dr. Abdullah Omer Nasif (Saudi Arabia).
 - (iv) Dr. Mohammad Afzal (Pakistan).
 - (v) Sheikh Yusuf Jasim Al-Hijji (Kuwait).
 - (vi) Dr. Ahmed Mohammad Ali (Saudi Arabia).
 - (vii) Dr. Hussain Hamid Hassan (Egypt).
 - (viii) Prof. Khurshid Ahmad (Pakistan).
 - (ix) Maulana Zafar Ahmad Ansari, (Pakistan).
 - (x) Dr. Ishaq Farhan (Jordan).
 - (xi) Dr. Ahmad Amin Faud, (Egypt).
 - (xii) Dr. Muhammad Abdur Rahman al Bakr (U.A.E.)
 - (xiii) Mr. Ahmed Bazi Yasin (Kuwait).
 - (xiv) Dr. Tayyib Zainul Abidin (Sudan).
 - (xv) Dr. Omar Jah (Gambia).
 - (xvi) Prof. Dr. Sabhuddin Zaim (Turkey).
 - (xvii) Sheikh Mohammad Al-Gazali Al Sakka (Algeria).
 - (xviii) Mr. Abdullah Ali Al-Mutawa, (Kuwait).

- (xix) Maulana Abu Hassan al Nadvi (India).
- (xx) Dr. Muhammad Hamid Ullah (Paris).
- (xxi) Mr. Ibrahim Afandi (Saudi Arabia).
- (xxii) Mr. Saleh Kamil (Saudi Arabia).

(3) The ordinary members of the Board of Trustees may elect outstanding scholars as ordinary members.

(4) Whenever there is a vacancy in the list of Founder Members, the Board of Trustees shall elect an ordinary member in his place who shall hold office for three years from the date of his appointment.

(5) One of the Vice-Presidents shall act as Secretary of the Board of Trustees who shall be appointed by the Rector in consultation with the President.

(6) Subject to the provisions of this Ordinance, the Board of Trustees shall be the supreme authority of the University in all matters and its decisions shall be final and binding.

(7) Without prejudice to the generality of the provisions of sub-section (6), the Board of Trustees shall exercise and perform the powers and functions hereinafter specified, namely:-

- (a) to formulate or approve the principal policies and the plans governing the activities of the University;
- (b) to review and approve the creation of any component of the University, such as faculties, colleges, programmes, institutes, standing committees, councils and other administrative bodies necessary to assist or improve the working of the University;
- (c) to consider annual reports and budget, submitted by the Rector, relating to the activities of the University and the execution of the plans of work and to direct the Rector to submit reports relating to any matter specified by the Board of Governors;
- (d) to make arrangements for the financial stability of the University, for ensuring effectiveness of its future operations, the continuity and preservation of the autonomy of the University and academic freedom of the faculties in their educational and research activities;
- (e) to create a Trust or Trusts for meeting developmental and recurring requirements of the University;
- (f) to appoint from amongst its members such committees or sub-committees as may, in the opinion of the Board of Trustees, lead to its more efficient and effective operation;
- (g) to approve the recommendations of the Board of Governors on all affiliations and other similar arrangements through which institutions or individuals may become associated with the University;
- (h) to appoint professors emeritus, to confer honorary degrees and other academic distinctions with the approval of the Chancellor;

- (i) to take such initiatives as it may consider necessary or desirable for the efficient and effective management and functionings of the University so as to make the University an effective and intellectual instrument for educational advancement of the Ummah.

(8) No act or proceeding of the Board of Trustees shall be invalid by reason only of the existence of a vacancy in, or defect in the constitution of, the Board of Trustees.

18. Meetings of the Board of Trustees.— (1) The Board shall meet at least once during a year for regular or scheduled meetings and may meet at any other time at which a special meeting thereof may be called by the Chancellor or requisitioned in writing by not less than five members of the Board of Trustees.

(2) Not less than ten clear days' notice of a special meeting shall be given to the members of the Board of Trustees and the agenda of the meeting shall be restricted to the matters specified in the agenda to be annexed to such notice.

(3) The quorum for a meeting of the Board of Trustees shall be one-third of its members, a fraction being counted as one.

(4) The decisions of the Board shall be based on the majority vote of the members present and voting.

(5) In the case of equality of votes, the Chairman shall have a second or casting vote.

19. Board of Governors.— (1) The Board of Governors shall have the following members, namely:-

- (i) Rector..... *Chairman*
- (ii) President..... *Vice-Chairman*
- (iii) Chief Justice of the Federal Shariat Court or a Judge of the said Court nominated by the Chief Justice..... *Member*
- (iv) Secretary, Ministry of Education, Government of Pakistan... *Member*
- (v) Chairman, University Grants Commission, or his nominee not below the rank of a permanent Member of the Commission... *Member*
- (vi) One Vice-Chancellor of a Pakistani University to be nominated by the Chancellor..... *Member*
- (vii) Three scholars of international repute in the domain of Islamics to be nominated by the Pro-Chancellor in consultation with the Rector..... *Members*
- (viii) Three nominees of the Board of Trustees..... *Members*
- (ix) One Vice-President appointed by the Rector in consultation with the President..... *Secretary*

(2) The members other than ex-officio members, shall hold office for two years.

20. Meetings of the Board of Governors.– (1) The Board shall ordinarily meet once in three months but a special meeting may be called by the Rector at any time.

(3) Not less than ten clear days' notice of a special meeting shall be given to the members of the Board of Governors.

(4) The quorum for a meeting of the Board of Governors shall be one-half of its members, a fraction being counted as one.

(5) The decisions of the Board of Governors shall be based on the majority vote of the members present and voting.

21. Powers of the Board of Governors.– (1) The Board of Governors shall function under the overall guidance of the Board of Trustees and shall have the powers to execute the policies laid down by it.

(2) Without prejudice to the generality of the provisions of sub-section (1), The Board of Governors shall exercise and perform the powers and functions hereinafter specified, namely:-

- (a) to hold, control and administer the property, funds and resources of the University;
- (b) to act as custodian of the University assets, properties and funds, other than that of the Trust;
- (c) to regulate and govern the finances, accounts, investments, funds, loans, donations and appoint agents for financial purposes;
- (d) to consider and approve, on the advice of the finance and Planning Committee of the University, the annual budget estimates and the revised budget estimates and to reappropriate funds from one head of the budget to the other, and to lay down guidelines or rules of business dealing with financial disbursement;
- (e) to approve, vary or cancel contracts;
- (f) to initiate or approve schemes for the realization of the objectives of the University;
- (g) to determine the form, provide for custody and regulate the use of common seal of the University;
- (h) to institute Professorships, Associate and Assistant Professorships, research fellowships, and other teaching, research and administrative posts or to suspend or abolish them or convert them into other posts;
- (i) to appoint Teachers, researchers and officers on the recommendations of the Selection Board.
- (j) to suspend, punish and remove from service the University employees whom it is empowered to appoint, in the manner prescribed after due enquiry and defence;
- (k) to propose Statutes for submission to the Board of Trustees;
- (l) to approve Regulations and Rules on the recommendations of the appropriate bodies;

- (m) to appoint such individuals, committees or sub-committees and delegate such powers and assign such functions as may, in the opinion of the Board of the Governors, lead to its more efficient and effective operation; and
- (n) to determine, regulate and administer all other matters concerning the University and to this end exercise all necessary powers not specifically mentioned in this Ordinance or the Statutes, the Regulations and the Rules.

22. Academic Council.— (1) The Academic Council shall consist of:-

- (i) the President, who shall be its Chairman;
- (ii) the Vice-Presidents;
- (iii) Directors-General;
- (iv) the Deans;
- (v) the Directors of Institutes;
- (vi) the University Professors and Professors Emeritus;
- (vii) two teachers to be appointed by the Rector in consultation with the President; and
- (viii) two eminent scholars to be nominated by the Board of Governors

(2) One of the Deans or a Director appointed by the President act as Secretary of the Academic Council.

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

23. Powers and duties of the Academic Council.— (1) The Academic Council shall be the academic body of the University and shall, subject to the provisions of this Ordinance and the Statutes have the power to lay down proper standards of instruction, research and examinations and to regulate and promote the academic life of the University.

(2) The Academic Council shall advise the Board of Governors on academic matters and shall exercise such powers and perform such duties as may be assigned to it by the Board of Governors and those prescribed by the Statutes.

24. Constitution, functions and powers of other Authorities.— Subject to the provisions of this Ordinance, the constitution, functions and powers of the authorities for which no specific provision or insufficient provision has been made in this Ordinance shall be such as may be prescribed by the Statutes.

25. Appointment of Committees by the Authorities.— The Board of Trustees, the Board of Governors and the Academic Council and any other Authority may, from time to time, appoint such standing, special or advisory committees as it may deem fit, and may also appoint to such committees persons who are not its members.

26. The academic and administrative staff.— The academic and administrative staff of the University shall be selected with a view to achieve its stated objectives and the basic criteria for their selection shall be the highest standards of intellectual competence, integrity, efficiency and commitment to Islam.

27. Academic freedom.— The academic staff of the University shall enjoy freedom of expression in their research and educational work in accordance with the objectives of the University.

CHAPTER V

STATUTES, REGULATIONS AND RULES

28. Statues.— (1) Subject to the provisions of this Ordinance, Statutes may be made to regulate or prescribe all or any of the following matter namely:-

- (a) creation of institutes and faculties;
- (b) service, pension and fringe benefits for University employees and terms and conditions of their service;
- (c) conditions of appointment of Professors Emeritus and award of honorary degrees;
- (d) efficiency and discipline of the University employees; and (e) all other matters required to be regulated under the Statutes.

(2) Draft of the Statues shall be proposed by the Board of Governors for approval by the Board of Trustees which may approve them or refer them back for reconsideration.

(3) No Statute shall be valid until it has been approved by the Board of Trustees.

29. Regulations.— (1) Subject to the provisions of this Ordinance and the Statutes, Regulations may be made for all or any of the following matters, namely:-

- (a) schemes of studies and research including the duration of courses, number of subjects or papers for examination;
- (b) syllabi and courses of study and research programmes leading to degrees, diplomas or certificate;
- (c) conduct and supervision of examinations, appointment of examiners and scrutiny and tabulation of results;
- (d) determination of fees and other charges for admission to various courses;
- (e) maintenance of discipline among students and schemes for their welfare;
- (f) institution of fellowships scholarships, prizes and medals, honorarium and other financial assistance to students and research scholars;
- (g) conduct of convocations and form of academic costumes; and
- (h) all other academic matters which are to be or may be prescribed by Regulations.

(2) The draft regulations shall be approved by the Board of Governors in consultation with the Academic Council.

(3) No regulation shall be valid until it has been approved by the Board of Governors.

30. Rules.— The Board of Governors may prescribe rules for implementation of Statutes or Regulations where so required under the Statutes and the Regulations or make rules to regulate any matter relating to the affairs of the University which under this Ordinance are not specifically required to be provided for by the Statutes or the Regulations.

CHAPTER VI

THE UNIVERSITY FUND

31. University Fund.— (1) There shall be a University fund to which shall be credited income from any source including transfers from the Trust, fees, donations, bequests, endowments, contributions and grants.

(2) The Board of Governors may establish special funds for specific institutions or projects.

32. Payments.— All payments from the University fund shall be made in accordance with the approved budget or funds for services rendered to, or supplies received by, the University.

33. Accounts.— The accounts of the University shall be maintained and audited once a year under financial rules to be prescribed by the Board of Governors in consultation with the Finance and Planning Committee.

34. Audit.— All payments shall be made after pre-audit by a resident Audit Officer to be appointed by the Board of Governors.

35. Annual statement of accounts.— The President shall submit each year a statement of expenditure and receipts of the University, duly audited by an external auditor appointed by the Board of Governors, with his comments for consideration by the Board of Governors.

CHAPTER VII

GENERAL PROVISIONS

36. Retirement from service.— An officer, Teacher or other employee of University shall retire from service:-

- (i) on such date, after he has completed twenty five years of service qualifying for pension or other retirement benefits as the competent authority may direct; or
- (ii) where no direction is given under clause (I), on the completion of sixty years of his age.

Explanation.— In this section 'competent authority' means the appointing authority or a person duly authorized by the appointing authority in that behalf, not being a person lower in rank to the officer, Teacher or other employee concerned.

37. Opportunity to show cause.— Except as otherwise provided, no officer, teacher or other employee of the University holding a permanent post shall be reduce 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.

38. Appeal to, and review by, the Board of Governors.— (1) Where an order is passed punishing any officer (other than President). 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 President of any other officer or Teacher of the University, have the right to appeal to the Board of Governors, against the order, and, where the order is made by the Board have the right to apply to that Authority for review of that order.

(2) The appeal or application for review shall be subject to the President who shall lay it before the Board of Governors with his views.

39. Pension, insurance, gratuity, provident fund and benevolent fund.— The University shall constitute for the benefit of its officers, teachers and other employees in such manner and subject to such conditions as may be Prescribed such pension, insurance, gratuity, provident fund and benevolent fund schemes as it may deems fit.

40. Commencement of term of office of members of Authorities.— When a member of a newly constituted Authority is appointed or nominated his term of office as fixed under this Ordinance shall commence from such date as may be prescribed.

41. Filling of casual vacancies in Authorities.— Any casual vacancy among the appointed or nominated member of any Authority shall be filled, as soon as conveniently may be, by the person or the body who appointed or nominated the member whose place has become vacant and the person appointed or nominated to the vacancy shall be a member of such Authority for the residue of the term for which the person whose place he fills would have been a member.

42. Filling of vacancies in Authorities in certain circumstances.— Where a vacancy in the membership of an Authority other than the Board of Trustees cannot be filled because of:-

- (a) the office the holder whereof, was to be a member of the Authority ex-efficio having ceased to exist;
- (b) the organization, institution or other body, other than the University, having either ceased to exist or to function; or
- (c) the occurrence of other circumstances in which it has become impracticable to fill the vacancy.
- (d) the vacancy shall be filled in such manner as the Rector may direct.

43. Disputes about membership of Authorities, etc.— (1) Notwithstanding anything contained in this Ordinance, a person nominated or appointed to any Authority shall cease to be a member of such Authority as soon as he ceased to hold the position by virtue of which he was nominated or appointed.

(2) If a question arises whether any person is entitled to be a member of any Authority, the matter shall be referred to a committee consisting of the President, a member of the Board of Governors and a nominee of the Rector and the decision of this committee shall be final and binding.

44. Proceeding of Authorities not invalidated by vacancies.— No act, proceedings, resolution or decision of any Authority shall be invalid by reason only of any vacancy in or any defect in the constitution of, or in the appointment or nomination of any member of, the Authority.

45. First Statutes.— Notwithstanding anything contained in this Ordinance, the Statutes set out in the Schedules shall be deemed to be the Statutes framed under section 28 and shall remain in force until they are amended or replaced by new Statutes framed in accordance with this Ordinance.

46. Bar of Jurisdiction.— No court shall have jurisdiction to entertain any proceeding, grant any injunction or make any order in relation to anything done in good faith or purported to have been done or intended to be done under this Ordinance.

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

48. Transitional provisions.— Notwithstanding anything contained in this Ordinance, the Board of Governors shall start functioning immediately after the promulgation of this Ordinance.

49. Repeal and savings.— (1) The Islamic University Ordinance, 1980 (LIII of 1980) is hereby repealed.

(2) Notwithstanding the repeal of the said Ordinance:-

- (a) everything done, action taken, obligations or liabilities incurred, rights and assets acquired persons appointed or authorized, jurisdiction or powers conferred, endowments, bequests, funds or trusts created, donations of grants made, scholarships, studentships. or exhibitions instituted, affiliations or privileges granted and orders issued under any of the provisions of the said Ordinance or the Statutes, the Regulations and the Rules made or deemed to have been made there under, shall, if not inconsistent with the provisions of this Ordinance or the Statutes, the Regulations or the Rules made under this Ordinance, be continued and, so far as may be, be deemed to have been authorized, conferred, created, made, instituted, granted and issued under this Ordinance.
- (b) any Statutes, Regulations or Rules made or deemed to have been made under the said Ordinance, shall, if not inconsistent with the provisions of this Ordinance, be deemed to be Statutes, Regulations or Rules made under this Ordinance having regard to the various matters which by this Ordinance have to be regulated or prescribed by Statutes, Regulations or Rules respectively, and shall continue to be in force, until they are repealed, rescinded or modified in accordance with the provisions of this Ordinance.

50. Trust.— (1) The Board of Trustees shall create a Trust with sufficient endowment in Pakistan and abroad in collaboration with International Islamic organizations with similar objectives to provide for financial back up and stability of the University.

(2) The administration and management of the Trust shall vest in the Board of Trustees.

(3) The accounts of the Trust shall be jointly operated by the Rector and the President.

(4) The objectives of the Trust shall be:-

- (i) to provide financial support to the University;
- (ii) to create an endowment for meeting the recurring and developmental expenditure of the University;
- (iii) to encourage and receive donations, grants, bequests, gifts and contributions for attaining the objectives of the University; and
- (iv) to adopt measures for promotion and development of the University and to do all such other things and acts as may be necessary.

51. Removal of difficulties.— If any difficulty arises as to the first constitution or reconstitution of any Authority upon coming into force of this Ordinance or otherwise in giving effect to the provisions of this Ordinance. The Chancellor may, on the recommendation of the Rector, give appropriate directions to remove such difficulty.