GOVERNMENT OF KHYBER PAKHTUNKHWA

# The Khyber Pakhtunkhwa Universities ACT, 2012

(Khyber Pakhtunkhwa Act No. X of 2012)

**(As Amended till 2024)**

# THE KHYBER PAKHTUNKHWA UNIVERSITIES ACT, 2012.

**(KHYBER PAKHTUNKHWA ACT NO. X OF 2012, *Amended In 2024*)**

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# THE KHYBER PAKHTUNKHWA UNIVERSITIES ACT, 2012.

## (KHYBER PAKHTUNKHWA ACT NO. X OF 2012)

## CONTENTS

*[first published after having received the assent of the Governor of the Khyber Pakhtunkhwa in the Gazette of Khyber Pakhtunkhwa (Extraordinary),dated the 18th May, 2012].*

## AN ACT

*to reconstitute and reorganize the Universities established or to be established by the Government of the Khyber Pakhtunkhwa.*

WHEREAS it is expedient to reconstitute and reorganize the Universities established or to be established by the Government of the Khyber Pakhtunkhwa to further improve their governance and management by ensuring accountability, transparency and giving due representation to all stakeholders in decision making, so as to enhance the quality of higher education in the Province of the Khyber Pakhtunkhwa.

It is hereby enacted as follows:

## CHAPTER -I
## PRELIMINARY

**1. Short title, application and commencement.**---(1) This Act may be called the Khyber Pakhtunkhwa Universities Act, 2012.

(2) The provisions of this Act shall come into force with respect to the Universities listed in the Schedule on such date as may be specified by Government by notifications published in the official Gazette as the date of repeal of the Act or Ordinance constituting each of the University specified in the Schedule.

(3) This Act shall apply to all Universities established by Government after the commencement of this Act.

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

(a) "Academic Council" means the Academic Council of the University;

[1][(a-i) Academic Search Committee" means the Academic Search Committee constituted by the Chancellor under sub-section(2) of section 12;

[1] Inserted vide Khyber Pakhtunkhwa Act No. XI of 2016.

(a-ii) "administrative officer" means an officer other than the teaching and research staff, working in the administration of the University in BPS-17 and above, duly appointed by Syndicate;]

(b) "affiliated college" or "affiliated institution" means a college or institution affiliated to the University, but not maintained or administered by it;

(c) "Authority" means any of the Authorities of the University specified in section 18;

(d) "Chairperson" means the head of a Teaching Department;

(e) "Chancellor" means the Chancellor of the University;

(f) "college" means a constituent college or an affiliated college;

(g) "Commission" means the Higher Education Commission set up by the Higher Education Commission Ordinance, 2002 (LIII of 2002);

(h) "constituent college" or "constituent institution" means a college or institution, maintained and administered by the University;

(i) "Dean" means the head of a Faculty;

(j) "Director" means the head of an institute established as constituent institution by the University by Statutes or Regulations in terms of the powers delegated by this Act;

(k) "Faculty" means an administrative and academic unit of the University consisting of one or more Teaching Departments, as prescribed;

(l) "Government" means the Government of the Khyber Pakhtunkhwa;

(m) "institution" means a constituent institution or an affiliated institution;

(n) "Officer" means an Officer of the University;

(o) "prescribed" means prescribed by Statutes, Regulations or Rules made under this Act;

(p) "Principal" means the head of a college;

(q) "Pro-Chancellor" means Pro-Chancellor of the University;

[1][(q-i) "Pro-Vice-Chancellor" means the Pro-Vice-Chancellor of the University;]

[2][(r) "Professor Emeritus" means a retired Professor working in a Faculty in the capacity of an Emeritus Professor;]

[3][(s) "Schedule" means the Schedule appended to this Act;]

[4][Deleted]

(u) "Senate" means the Senate of the University;

[1] Inserted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[2] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[3] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[4] Deleted vide Khyber Pakhtunkhwa Act No. XI of 2016.

(v) "Statutes", "Regulations" and "Rules" mean respectively the Statutes, Regulations and Rules made under this Act;

[1][(v-i) "Student" means any person enrolled in the University or its constituent college or constituent institution as a learner for any academic degree, certificate, diploma or any other programme and includes students of affiliated colleges or affiliated institutions, private students and students of distant education duly registered in the University.]

(w) "Syndicate" means the Syndicate of the University;

[2][(x) "Teaching Department" means a Teaching Department maintained and administered, or recognized by the University in the manner as may be prescribed by Statutes;]

(y) "Teachers" include Professors, Associate Professors, Assistant Professors, Lecturers and Research staff engaged whole time by the University for teaching degree, honours or post-graduate classes, and such other persons as may be declared to be teachers by the Regulations;

(z) "University" means any University specified in the Schedule to which this Act has been made applicable through notification in the official Gazette or any other university which is added in the list of universities mentioned in the Schedule; and

(aa) "Vice-Chancellor" means the Vice-Chancellor of the University.

## CHAPTER -II
## THE UNIVERSITY

**3. Establishment and Incorporation of the University.**---(1) The universities listed in the Schedule shall, from the dates of publication in the official Gazette of notifications in this behalf, stand reconstituted in accordance with the provisions of this Act.

(2) The Government may set up such universities as are considered appropriate by making an amendment in the Schedule through appropriate legislation and the provisions of this Act shall apply to each University set up after the commencement of this Act [3][:]

[4][Provided that the Government may set up a University in place of campus or sub-campus of any University listed in the Schedule and transfer all assets, liabilities, employees and students of such campus or sub-campus to such University.]

[5][(3) The University shall consist of-

(a) the Chancellor, the Pro-Chancellor, the Vice-Chancellor, Pro-Vice-Chancellor, the Deans, the Principals of the constituent colleges, the

[1] Inserted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[2] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[3] Replaced vide Khyber Pakhtunkhwa Act No. XIII of 2012.
[4] Added vide Khyber Pakhtunkhwa Act No. XIII of 2012.
[5] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.

Directors, the Chairpersons, the Registrar, the Controller of Examinations, the Treasurer, the Teachers and students of the University, the Librarian, the Auditor and such other officers as may be prescribed by Statutes; and

(b) the members of the Senate, Syndicate, the Academic Council, Board of Studies, the Board of Faculties, constituent colleges, constituent institutions and other Authorities of the University.]

(4) The University shall be a body corporate by such name as may be notified and shall have perpetual succession and a common seal, and may sue and be sued by the existing name:

Provided that universities set up prior to the commencement date shall, continue to be described by the existing names unless changed in accordance with any law for the time being in force.

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

(6) Notwithstanding anything contained in any other law for the time being in force, the University shall have academic, financial and administrative autonomy, including the powers to employ Officers, Teachers and other employees on such terms and conditions as may be prescribed.

(7) All properties, rights and interests of whatever kind, used, enjoyed, possessed, owned or vested in or held in trust by or for any of the universities listed in the Schedule and liabilities legally subsisting against such universities shall pass to the University reconstituted under this Act.

[1]**[4. Jurisdiction of the University.---**The University shall exercise the powers conferred on it by or under this Act within the territorial limits notified by Government from time to time:

Provided that Government may, by general or special order, modify scope of the aforesaid powers of the University with regards to the territorial limits:

Provided further that the University may, subject to conditions prescribed by Statutes, admit to its privileges, colleges or institutions, within the territorial limits of other University, whether inside or outside Pakistan; provided that the consent of such other University is first obtained.]

[2][**5. University open to all.---**The University shall be open to all persons irrespective of gender, religion, creed, caste, race, class, colour or domicile, who are academically qualified for admission to the courses of study offered by the University, and no such person shall be denied the privileges of the University on the ground of gender, religion, creed, caste, race, class, colour or domicile:

[1] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[2] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.

Provided that the admission policy for persons outside the Province and FATA shall be such as may be prescribed by Regulations.]

[1][**5A. * * * *]**

**6.** **Powers of the University.**---The University shall have the powers to-

(i) provide for education and scholarship in such branches of knowledge as it may [2][determine], and to make provision for research, service to society and for the application, advancement and dissemination of knowledge in such manner as it may determine;

(ii) prescribe [3][by Regulations] courses of studies to be conducted by it, colleges and [4][institutions];

(iii) hold examinations and to award and confer degrees, diplomas certificates and other academic distinctions to and on persons who have been admitted to and have passed its examinations under [5][conditions as may be prescribed by Regulations];

(iv) prescribe [6][by Statutes] the terms and conditions of employment of the Officers, Teachers and other employees of the University and to lay down terms and conditions that may be different from those applicable to Government servants in general;

(v) engage, where necessary, persons on contracts of specified duration and to specify the terms of such engagement [7][:]

[8][Provided that the University may engage superannuated or retired teachers for teaching and research in the manner as may be prescribed by Statutes;]

[9][(vi) confer honorary degrees or other distinctions on approved persons in the manner as may be prescribed by Statutes;]

[10][(vii) provide for such instruction and trainings for persons not being students of the University as may be prescribed by Regulations and to grant certificates and diplomas to such persons;]

(viii) institute programmes for the exchange of students and teachers between the University and other universities, educational institutions and research organizations, inside as well as outside Pakistan;

[1] Deleted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[2] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[3] Inserted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[4] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[5] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[6] Inserted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[7] Replaced vide Khyber Pakhtunkhwa Act No. XI of 2016.
[8] Added vide Khyber Pakhtunkhwa Act No. XI of 2016.
[9] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[10] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.

(ix) provide career counseling and job search services to students and alumni;

(x) maintain linkages with alumni;

(xi) develop and implement fund-raising plans;

[1][(xii) provide and support the academic and professional development of the Faculty and other employees;]

(xiii) confer degrees on persons who have carried on independent research under [2][conditions prescribed by Regulations;]

(xiv) affiliate and disaffiliate educational institutions under [3][conditions as may be prescribed by Statutes;]

(xv) inspect colleges and institutions affiliated or seeking affiliation with it;

(xvi) accept the examinations passed and the period of study spent by students of the University at other universities and places of learning equivalent to such examinations and periods of study in the University, [4][as prescribed by Regulations], and to withdraw such acceptance;

(xvii) co-operate with other universities, public authorities or private organizations, inside as well as outside Pakistan, in such manner and for such purposes [5][as may be prescribed by Statutes;]

(xviii) institute Professorships, Associate Professorships, Assistant Professorships and Lecturerships and any other posts and to appoint persons thereto;

(xix) create posts for teaching, research, extension, administration and other related purposes and to appoint persons thereto;

(xx) recognize selected members of the teaching staff of affiliated colleges or affiliated institutions admitted to the privileges of the University or such other persons as it may deem fit, as University teachers;

[6][(xxi) institute and award financial assistance to students for fellowships, scholarships, medals and prizes under conditions as may be prescribed by Regulations;]

[7][(xxii) establish departments, schools, colleges, faculties, institutes, laboratories, campuses, museums and centers for teaching and research and to make such arrangements for their maintenance, management and administration as may be prescribed by Statutes;]

[1] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[2] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[3] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[4] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[5] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[6] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[7] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.

[1][(xxiii) provide residences for the students of the University;]

(xxiv) maintain order, discipline and security on the campuses of the University, constituent colleges and constituent institutions;

[2][(xxv) promote co-curricular and recreational activities for students and to make arrangements for promoting their health and welfare;]

[3][(xxvi) demand and receive such fees and other charges as may be prescribed by Regulations;]

[4][(xxvii) make provision for research, advisory or consultancy services and with these objects enter into arrangements with public or private bodies in such a manner as may be prescribed by Statutes;]

(xxviii) enter into, carry out, vary or cancel contracts;

[5][(xxix) receive, transfer, invest and manage property, grants and contributions, bequests, trusts, gifts, donations, endowments made to the University, in such a manner as may be determined by Syndicate;]

(xxx) provide for the printing and publication of research and other works;
[6][Deleted]

(xxxi) to do all such other acts and things, whether incidental to the powers aforesaid or not, as may be requisite or expedient in order to further the objectives of the University as a place of education, learning, and research [7][;]

[8][(xxxii) establish a grievance redressal mechanism in such a manner as may be prescribed by Statutes; and

(xxxiii) undertake or engage in such commercial activities, for the purpose of earning revenue, as it may deem appropriate.]

[9]**[7. Teaching and Examinations.**---(1) All recognized teaching in various courses in the University, affiliated colleges and affiliated institutions shall be conducted in such a manner as may be prescribed by Regulations, and it may include lectures, tutorials, discussions, seminars, demonstrations, distance learning and other methods of instructions as well as practical work in laboratories, hospitals, workshops and fieldwork.

(2) The teaching in any prescribed course in University, college and institution shall be organized by such Authority as may be prescribed by Regulations.

(3) The courses and the curricula for teaching in the University, colleges and institutions shall be such as may be prescribed by Regulations.]

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[1] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[2] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[3] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[4] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[5] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[6] Deleted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[7] Replaced vide Khyber Pakhtunkhwa Act No. XI of 2016.
[8] Added vide Khyber Pakhtunkhwa Act No. XI of 2016.
[9] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.

## CHAPTER -III
## OFFICERS OF THE UNIVERSITY

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

(a) the Chancellor;
(b) the Pro-Chancellor;
(c) the Vice-Chancellor;
[1][(c-i) the Pro-Vice-Chancellor;]
(d) the Deans;
(e) the Directors;
[2][(f) the Chairpersons of Teaching Departments;]
(g) the Registrar;
(h) the Treasurer;
(i) the Controller of Examinations;
(j) the Provost;
(k) the Principals of constituent colleges;
(l) the Librarian; and
(m) such other persons as may be prescribed [3][by Statutes] to be officers of the University.

**9. Chancellor and Pro-Chancellor.**---(1) The [4] [Chief Minister] of the Khyber Pakhtunkhwa Province shall be the Chancellor of the University and the Chairperson of the Senate.

(2) The Chancellor shall, when present, preside at the meetings of the Senate and the Convocation of the University.

(3) The Minister of the relevant Administrative Department of Government, shall be the Pro-Chancellor of the University and shall aid and advise the Chancellor in such manner as may be required by the Chancellor. The Pro-Chancellor shall, in the absence of the Chancellor, preside at the Convocation of the University.

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

(5) If the Chancellor is satisfied that serious irregularity or mismanagement with respect to the affairs of the University has occurred, he may-

(a) as regards proceedings of the Senate, direct that specified proceedings be reconsidered and appropriate action taken within one month of the direction having been issued:

Provided that if the Chancellor is satisfied that either no reconsideration has been carried out or that the reconsideration has failed to address the concern expressed, he may, after calling upon the

[1] Inserted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[2] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[3] Inserted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[4] Substituted vide Khyber Pakhtunkhwa Act No. XXV of 2024.

Senate to show cause why such proceedings should not be annulled by order in writing, annul the proceedings; and

(b) as regards proceedings of any Authority or with respect to matters within the competence of any Authority other than the Senate, direct the Senate to exercise powers under section 20.

(6) The Chancellor shall have the powers to assent to such Statutes as are required by this Act to be submitted to him by the Senate or refer them back for reconsideration.

[1][(7) * * * *]

[2]**[10. Removal from the Senate---[**[3](1) The Chancellor shall,-

(i) upon the recommendations of the Senate, remove the members of the Senate other than the ex-officio members, from the membership of the Senate, on account of allegations of gross misconduct, in-efficiency, corruption, moral turpitude or physical or mental incapacity, after a resolution passed with simple majority by the Senate:

Provided that before giving recommendation for such removal, the member shall be given an opportunity to show cause against such removal; or

(ii) in case of substantiated allegation of gross misconduct, in-efficiency, corruption, moral turpitude, remove a member from the membership of the Senate other than the ex-officio members, at his own discretion, after giving him an opportunity to show cause against such removal:

Provided that the Chancellor may constitute an inquiry committee to substantiate such allegations.]

(2) The member so removed, shall not be eligible to serve in any Committee, constituted by the Senate and shall not participate to election to any Authority of the University.

(3) Any vacancy created due to removal of a member, shall be filled in accordance with the procedure as provided in this Act.]

[4]**[11. Vice-Chancellor.**---(1) There shall be a Vice-Chancellor of a University who shall be a person of eminence having proven ability and leadership skills, and has made significant contribution to higher education as teacher, researcher and academic administrator and shall possess such qualification and shall be appointed in accordance with the procedure as provided in the Schedule-II.

(2) The Vice-Chancellor shall be the Chief Executive and Principal Accounting Officer of the University responsible for all administrative, academic and financial functions of the University and for ensuring that the provisions of this Act, Statutes, Regulations and Rules are faithfully observed in order to promote the general efficiency and good order of the University. The Vice-Chancellor shall have all powers prescribed by Statutes, Regulations and Rules for this purpose, including administrative control over the Officers, Teachers and

[1] Deleted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[2] Substituted vide Khyber Pakhtunkhwa Act No. XXII of 2015.
[3] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[4] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.

other employees of the University excluding those mentioned in [1][clauses (a), (b) and (c) of] section 8 of this Act.

(3) The Vice-Chancellor may, in emergency that in his opinion require immediate action not in the competence of the Vice-Chancellor, take such action as he may deem appropriate and shall report the action so taken to the Syndicate in its next immediate meeting for permanent decision:

Provided that the action taken by the Vice-Chancellor in emergency shall not include -

(i) framing of Statutes, Regulations, Rules or any other legislative act;

(ii) making any kind of appointments;

(iii) taking actions which required out of budget implications;

(iv) imposing any penalty against employees in BPS-17 and above; and

(v) exercising powers of Senate.

(4) The Vice-Chancellor shall, if present, attend any meeting of any Authority or body of the University.

(5) The Vice-Chancellor shall also have the powers to-

(a) direct Officers, Teachers and other employees of the University to take up such assignments in connection with examination, administration and such other activities in or for the University as he may consider necessary for the purposes of the University;

(b) sanction by re-appropriation an amount not exceeding an amount prescribed by the Senate for an unforeseen item not provided for in the budget and report it to the Senate in the next meeting;

(c) sanction all expenditures provided for in the approved budget and re-appropriate funds from one head of expenditure to another within the approved budget and report such re-appropriation to the Syndicate at the time of its consideration of revised budget estimates:

Provided that such powers to sanction expenditure out of budget allocated to unit designated as independent cost centre shall rest with the head of such cost centre.

(d) create and fill temporary posts for a period not exceeding one year after which the posts shall stand abolished;

(e) appoint employees on contract basis against the properly created budgeted posts for a period not exceeding three years on the recommendations of a Selection Committee constituted by the Syndicate;

Provided that no extension shall be admissible beyond the period of three years:

[1] Inserted vide Khyber Pakhtunkhwa Act No. XXV of 2024.

Provided further that the Vice-Chancellor may renew contract of those employees whose contract was terminated before promulgation of the Khyber Pakhtunkhwa Universities (Amendment) Act, 2016, for a period not exceeding three years, subject to thorough scrutiny of all academic documents and eligibility of these employees and availability of properly created budgeted posts, in the best interest of the University:

(f) make appointments in BPS-16 and below in such manner as may be prescribed by the Statutes. All such appointments shall be reported to Syndicate during its next meeting:

Provided that appointments in BPS 1 to 5 after the commencement of the Khyber Pakhtunkhwa Universities (Amendment) Act, 2016, shall be made from persons living within the territorial jurisdiction of the University under section 4 of this Act, while the appointments in BPS 6 to 16 shall be made from persons living in the division where university is situated. In case there is no eligible candidate available within the territorial jurisdiction/division, as the case may be, candidate from adjoining places may be appointed in a manner as may be prescribed by Statutes:

Provided further that the Selection Committee for recommendations of suitable candidates for appointment in BPS-16 and below shall be constituted by the Syndicate in manner as may be prescribed by Statutes;

(g) suspend, punish, remove and dismiss from service university employees in BPS 1 to 16 in such manner as may be prescribed by Statutes;

(h) delegate, subject to such conditions as may be determined, any of his powers under this Act to an officer of the University;

(i) appoint examiners or reviews and paper setters for all examinations of the University on the recommendations of the relevant Board of Studies of Department and constituent institutions;

(j) appoint foreign and local referees for evaluation of candidates for faculty positions from the panel of names recommended by the Syndicate; and

(k) exercise and perform such other powers and functions as may be prescribed by Statutes.

(6) The Vice-Chancellor shall preside at the convocation of the University in the absence of the Chancellor and the Pro-Chancellor.

(7) The Vice-Chancellor shall present an annual report before the Senate within three months of the closure of the academic year. The annual report shall present such information as regards the academic year under review as may be prescribed by Statutes, including disclosure of all relevant facts pertaining to the following namely:

(a) academics;

(b) research;

(c) administration; and

(d) finances including audited statement of accounts and management letter.

(8) The Vice-Chancellor's annual report shall be made available, prior to its presentation before the Senate to all Officers and Teachers and shall be published in such numbers as are required to ensure its wide circulation and uploaded on the University website.

(9) The Vice-Chancellor shall be responsible to the Senate for implementation of powers of the University and its authorities.]

[1]**[12. Appointment and Removal of the Vice-Chancellor**.--- [2][(1)The Vice-Chancellor shall be appointed by the Chancellor, from a panel of three candidates, recommended by the Academic Search Committee:

Provided that the panel shall be in alphabetic order without any preference.]

(2) An Academic Search Committee, for the recommendation of persons suitable for appointment as Vice-Chancellor, shall be constituted by the Chancellor [3][* * * *] and shall consist of-

[4][(a) an academician of national/international level with at least fifty (50) publications in Commission's recognized journals and ten (10) years of administrative experience, who shall be the Chairman and convener of the Academic Search Committee;

(b) two of the most eminent educationists of Pakistan with minimum thirty (30) research papers in Commission's recognized journals, having academic and administrative experience as Chairman, Dean or Vice Chancellor etc.]

(c) one eminent academician or researcher [5][* * * *] with additional experience of working with any industry or Government agencies;

(d) Secretary to Government, Higher Education Department shall act as the Secretary of the Academic Search Committee:

Provided that no member of the Academic Search Committee shall be a candidate for the position of Vice-Chancellor, during period of his membership; and

[6][(e) two persons from society at large being persons of eminence on recommendation of the Higher Education Department.]

[1] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[2] Substituted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[3] Deleted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[4] Substituted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[5] Deleted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[6] Substituted vide Khyber Pakhtunkhwa Act No. XXV of 2024.

(3) The process of selection of a new Vice-Chancellor shall be initiated six months prior to the expiration of the existing term of the incumbent.

(4) The Academic Search Committee shall remain in existence for a period of two years from the date of its constitution.

(5) The Academic Search Committee shall adopt the procedure as provided in Schedule-II for the recommendation of the panel of up to three suitable candidates.

[1][(6) The Vice-Chancellor shall be appointed by the Chancellor for a maximum period of four years as per salary package determined by Government which shall also be extended to the current incumbent.]

[2][(6A) The Vice-Chancellor shall, three months before completion of two years of his four years tenure, submit his performance report against the key performance indicators set by Government, to the Higher Education Department for evaluation by the Committee constituted by Government.

(6B) If the performance of the Vice Chancellor, under sub-section (6A), is satisfactory against the key performance indicators, he may be allowed by the Chancellor to complete his remaining tenure:

Provided that in case, the performance of a Vice-Chancellor is below sixty five percent (65%), the Chancellor may terminate his tenure on completion of second year.]

(7) The Vice-Chancellor shall hold office during the pleasure of the Chancellor:

Provided that before removing a Vice-Chancellor from his position, the Chancellor may grant an opportunity of personal hearing to the Vice-Chancellor.

(8) The Chancellor may send the Vice Chancellor on forced leave for ninety (90) days extendable once if the circumstances so demands for reasons to be recorded.]

[3]**[12A. Pro-Vice-Chancellor**.--- [4][(1) There shall be a Pro-Vice-Chancellor of a University, to be appointed by the Chancellor from amongst the three senior most Professors, for a period of three (03) years, to act as officiating Vice-Chancellor or Acting Vice-Chancellor, as the case may be, in accordance with this section:

Provided that, the Professor, who is serving or has been served as a Dean, shall be eligible for appointment as Pro-Vice-Chancellor:

Provided further that, if the number of Professors in a University is less than three, the Pro-Vice-Chancellor shall be appointed from amongst the available Professors:

Provided also that, in case of non-availability of Professor, the Higher Education Department may assign the charge of the Vice-Chancellor of the University to the Vice-Chancellor of any other public sector University of the Province.]

[1] Substituted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[2] Inserted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[3] Inserted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[4] Substituted vide Khyber Pakhtunkhwa Act No. XXV of 2024.

(2) The Pro-Vice-Chancellor shall be deemed to be the officiating Vice-Chancellor to look after the office of the Vice-Chancellor only when the regular Vice-Chancellor is on leave for an academic visit abroad or any other purpose, duly granted by the Chancellor or when the post is vacant due to any reason which does not require appointment of regular Vice-Chancellor.

(3) The Pro-Vice-Chancellor shall be deemed to be the Acting Vice- Chancellor to perform all the functions and powers of the Vice-Chancellor, in case of expiration of the tenure of the regular Vice-Chancellor or any other case which requires appointment of regular Vice-Chancellor. The Acting Vice-Chancellor shall remain in office till appointment of regular Vice-Chancellor under this Act.

**12B Dean.---** (1) There shall be a Dean of each Faculty, who shall be the Chairman and Convener of the Board of Faculty constituted in such manner as may be prescribed by Statutes.

(2) The Dean of each Faculty, shall be appointed by the Chancellor from amongst the three senior most Professors in the Faculty for a period of three years as per the criteria provided in Schedule-III:

Provided that where Professor is not available in the respective Faculty, Professor from another Faculty may be appointed as Dean till the appointment of Professor of the respective Faculty.

(3) The Dean shall present candidates for admission to degree, except honorary degrees, in the courses falling within the purview of the Faculty.

(4) The Dean shall exercise such other powers and perform such functions as may be prescribed by Statutes.]

[1][**13. Registrar.**---(1)There shall be a Registrar of the University, who shall be the administrative head of the University.

(2) The Registrar shall be posted by the Chancellor from amongst the three senior most administrative officer of the University. In case of non-availability of suitable administrative officer within the University, the Chancellor may post a suitable civil servant of the Administrative Cadre not below the rank of BPS-19 as Registrar:

Provided that the Registrar shall not be posted for a period of more than three years.

(3) The Registrar shall,-

(a) act as Secretary of the Senate, Syndicate, Academic Council, Selection Board and such other authorities, bodies and committees as may be prescribed by or under this Act;

(b) subject to the decision of authorities, shall have the power to enter into agreements, MoU, sign documents and authenticate records on

[1] Substituted vide Khyber Pakhtunkhwa Act No. XXV of 2024.

behalf of the University in accordance with the relevant provisions of the Act, Statutes, rule and regulations made there under;

(c) be the custodian of records, the common seal and such other property of the University as the Syndicate may assign to his charge;

(d) conduct elections to various authorities in a manner as may be prescribed by Statutes;

(e) to prepare and update the Handbook of Statutes, Regulations and Rules approved by authorities, bodies or committees from time to time, and make them available to public, all respective members of the authorities and officers of the University.]

**14. Treasurer.**---[[1](1) There shall be a Treasurer of the University to be appointed on regular basis by the Syndicate from panel of upto three candidates recommended by the Selection Board in order of merit. The Treasurer shall be appointed on such qualification and terms and conditions as may be prescribed by Statutes:

Provided that the Treasurer shall not be appointed from the superannuated persons:

Provided further no member of the teaching faculty shall be assigned the duties of the Treasurer on acting or dual charges basis beyond the period of three months extendable once for further three months.]

(2) The experience and the professional and academic qualifications necessary for appointment to the post of the Treasurer shall be such as may be prescribed.

(3) The Treasurer shall-

(a) manage the assets, liabilities, receipts, expenditures, funds and investments of the University;

(b) prepare the annual and revise budget estimates of the University and present them to the Syndicate or a committee thereof for approval and incorporation in the budget to be presented to the Senate;

(c) ensure that the funds of the University are expended on the purposes for which they are provided;

(d) have the account of the University audited annually so as to be available for submission to the Senate within six months of the close of the financial year; and

[2][(e) perform such other duties as may be determined by the Syndicate.]

[3][(4) * * * *]

**15. Controller of Examinations.**---[[4](1)There shall be a Controller of Examinations of the University to be appointed on regular basis by the Syndicate from panel of upto three

[1] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[2] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[3] Deleted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[4] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.

candidates recommended by the Selection Board in order of merit. The Controller of Examinations shall be appointed on such qualification and terms and conditions as may be prescribed by Statutes:

Provided that the Controller of Examinations shall not be appointed from the superannuated persons:

Provided further that no member of the teaching faculty shall be assigned the duties of the Controller of Examinations on acting or dual charge basis beyond the period of three months.

(2) The Controller of Examinations shall be a full time officer of the University and shall be responsible for all matters connected with the conduct of examinations and perform such other duties as may be determined by the Syndicate.]

[1][(3) * * * *]

[2]**[16 Auditor**.---(1) There shall be an Auditor of the University responsible for pre-auditing of all bills and documents for all payments to be made by the University and to carry out internal audit of all units including constituent institutions, administrative sections and developmental projects.

(2) The Internal Auditor shall be appointed on regular basis by the Syndicate on recommendation of the Selection Board from amongst the candidates with relevant professional qualification and experience and on such terms and conditions as may be prescribed by Statutes.

[3][(3) * * * *]

[4]**[16A. Pre-audit by the Government Auditor.**---(1)There shall be a Government Auditor to supervise and verify pre-audit carried out by the Auditor under section 16 of this Act.

(2) The Government Auditor shall be posted by transfer by the Finance Department of Government.

(3) The Government Auditor shall be responsible to report, functionally to the Vice-Chancellor and administratively to the Finance Department of Government .]

[5]**[17. Other Officers.**---Subject to the provisions of this Act, the terms and conditions of service and the powers and duties of other officers including but not limited to Deans, Chairpersons, Principals, Provost and Librarian of the University shall be such as may be prescribed by Statutes.

**17A.** All administrative positions in universities shall be filled by the Administrative Officers of the University on regular basis and in no case teachers and officials other than the Administrative Officers shall be posted on these positions. In case suitable candidate is not

[1] Deleted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[2] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[3] Deleted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[4] Inserted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[5] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.

available from amongst the Administrative Officers, the University shall ensure immediate appointment on such posts in the prescribed manner.]

## CHAPTER -IV
## AUTHORITIES OF THE UNIVERSITY

**18. Authorities.**---(1) The following shall be the Authorities of the University-

(a) Authorities established by this Act,-

(i) The Senate;

(ii) The Syndicate;

(iii) The Academic Council; and

(b) Authorities to be established by Statutes-

(i) Boards of Faculties;

(ii) Boards of Studies;

(iii) Selection Board;

(iv) Advance Studies and Research Board;

(v) Finance and Planning Committee;

(vi) Affiliation Committee;

(vii) Discipline Committee for Students; and

(viii) such other authorities as may be prescribed [1][by Statutes].

[2]**[19. Senate.**---(1) The Senate shall consist of the following:

(a) the Chancellor who shall be the Chairperson of the Senate;

(b) the Pro-Chancellor;

(c) the Vice-Chancellor;

[3][Deleted]

(e) one member of the Provincial Assembly of the Khyber Pakhtunkhwa to be nominated by the Speaker of the said Assembly;

[4][(f) a retired judge to be nominated by Chief Justice of Peshawar High Court];

(g) Secretary of the relevant Administrative Department of Government or his nominee not below the rank of an Additional Secretary;

(h) the Secretary to Government, Higher Education Department, or his nominee not below the rank of an Additional Secretary[5][:]

[1] Added vide Khyber Pakhtunkhwa Act No. XI of 2016 (sub-section-(2) mistakenly mentioned in the Gazetted copy).
[2] Substituted vide Khyber Pakhtunkhwa Act No. XXII of 2015.
[3] Deleted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[4] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[5] Replaced vide Khyber Pakhtunkhwa Act No. XXV of 2024.

[1][Provided that if the Additional Secretary is not available, the Secretary may nominate an officer not below the rank of Deputy Secretary;]

(i) the Secretary to Government, Finance Department, or his nominee not below the rank of an Additional Secretary;

(j) the Secretary to Government, Establishment Department, or his nominee not below the rank of an Additional Secretary;

(k) the Chairman, Higher Education Commission or his nominee not below the rank of Director General;

(l) [2][one] eminent or distinguished graduates of the University who are not its employees to be nominated by the Chancellor;

(m) [3][two] persons from the academic community of the Province of the Khyber Pakhtunkhwa or the country, other than an employee of the University, at the level of professor or Principal, to be appointed by the Chancellor;

(n) four University Teachers, including one Professor, one Associate Professor, one Assistant Professor and one Lecturer to be elected by teachers of their respective cadres from amongst themselves; [4][and]

(o) four persons from society at large being persons of distinction in the fields of administration, management, education, academics, law, accountancy, medicine, fine arts, architecture, industry, agriculture, science, technology and engineering with a view to create diversity and balance across the various fields, to be nominated by the Chancellor [5][.]

[6][Deleted]

[7][Deleted]

[8][Deleted]

[9][Deleted]

[10][(t) one University Administrative Officer to be elected from amongst all the Administrative Officers in the prescribed manner.]

(2) Members of the Senate, other than ex-officio members, shall hold office for three years.

(3) The Senate shall meet at least twice in a calendar year.

[1] Inserted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[2] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[3] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[4] Inserted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[5] Replaced vide Khyber Pakhtunkhwa Act No. XI of 2016.
[6] Deleted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[7] Deleted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[8] Deleted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[9] Deleted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[10] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.

(4) In the absence of the Chancellor, meetings of the Senate shall be presided over by such member of the Senate other than employee of University, as the Chancellor may, from time to time, nominate. The member so nominated shall be the convener of the Senate.

(5) Unless otherwise described by this Act, all decisions of the Senate shall be taken on the basis of the opinion of majority of the members present. In the event of the members being evenly divided on any matter, the person presiding over the meeting shall have a casting vote.

[1][(6) The quorum for a meeting of the Senate shall be two-third of its total members a fraction being counted as one excluding the vacant categories, wherever applicable.]

[2][(7) At least three members of the Senate shall be female.]

**20. Powers and functions of the Senate.**---(1) The Senate shall have the power of general supervision over the University and shall hold the Vice-Chancellor and the Authorities accountable for all the functions of the University. The Senate shall have all powers of the University not expressly vested in an Authority or Officer by this Act and all other powers not expressly mentioned in this Act that are necessary for the performance of its functions.

(2) Without prejudice to the generality of the foregoing powers, the Senate shall have the powers to-

[3][Deleted]

[4][Deleted]

(c) institute schemes, directions and guidelines for the terms and conditions of appointment of all Officers, Teachers and other employees of the University;

(d) to make appointments of members of the Syndicate, Academic Council, other than ex-officio members, in accordance with the provision of this Act;

[5][(e) approve the proposed annual plan of work, including key performance indicators to be set up by the University, the annual and revised budgets, the annual report and the annual statement of account;]

(f) [6] [review] the quality and relevance of the University's academic programmes and to review the academic affairs of the University in general;

(g) approve strategic plans;

(h) approve financial resource development plans of the University;

(i) consider the drafts of Statutes proposed by the Syndicate and deal with them in the manner as provided for in section 28;

[1] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[2] Added vide Khyber Pakhtunkhwa Act No. XI of 2016.
[3] Deleted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[4] Deleted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[5] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[6] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.

Provided that the Senate may frame a Statutes or Regulations on its own initiative and approve it after calling for the advice of the Syndicate or the Academic Council, as the case may be;

(j) recommend to the Chancellor removal of any member of the Senate in accordance with the provisions of this Act;

(k) appoint Emeritus Professors and Meritorious Professors on such terms and conditions as may be prescribed; [1][Deleted]

(l) to recommend to the Chancellor removal of any person, except the Vice-Chancellor, from the membership of any Authority, if such person-

(i) has become of unsound mind; or

(ii) has become incapacitated to function as member of such Authority; or

(iii) has been convicted by a court of law for an offence involving moral turpitude; and

(iv) has been proven guilty of misconduct under the Statutes made for ensuring efficiency and discipline in the University; [2][Deleted]

(m) annul by order in writing the proceedings of any Authority or officer, if the Senate is satisfied that such proceedings are not in accordance with the provisions of this Act, Statutes or Regulations, after calling upon such Authority or officer to show cause why such proceedings should not be annulled [3][;]

[4][(n) suspend, punish and remove from service Deans and teachers of the University in BPS-22 in a manner as may be prescribed by Statutes; and

(o) to determine the form, provide for the custody and regulate the use of the common seal of the University.]

(3) The Senate may, subject to the provisions of this Act, delegate all or any of its powers and functions, to any Authority, committee, Officer at its additional campus, if any, for the purpose of exercising such powers and performing such functions in relation to such peripheral campuses, and for this purpose the Senate may create new posts or positions at the peripheral campuses.

**21. Visitations.**---(1) The Senate may, in accordance with the terms and procedures [5][as determined by it], cause an inspection to be made in respect of any matter connected with the University.

(2) The Chancellor may also cause an inspection or inquiry to be made in respect of any matter directly or indirectly concerned with the University and, from time to time,

[1] Deleted vide Khyber Pakhtunkhwa Act No. XXII of 2015.
[2] Deleted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[3] Replaced vide Khyber Pakhtunkhwa Act No. XI of 2016.
[4] Added vide Khyber Pakhtunkhwa Act No. XI of 2016.
[5] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.

appoint such expert or experts [1][as deem appropriate], for purposes of carrying out the inspection of various matters connected with the University.

(3) The Chancellor shall communicate the Senate his views with regards to the results of such inspection or inquiry and shall, after ascertaining the views thereon of the Senate, advise the Senate on action to be taken.

(4) The Senate shall communicate to the Chancellor such action, if any, as has been taken or may propose action to be taken upon the results of the inspection or inquiry.

**22. Syndicate.**---(1) The Syndicate shall consist of,-

(a) the Vice-Chancellor, who shall be its Chairperson;

[2][(b) a retired judge to be nominated by Chief Justice of Peshawar High Court;]

[3][(c) one senior most Dean of the University;]

[4][(d) Secretary of the relevant administrative Department or his nominee not below the rank of an Additional Secretary[5][:]]

[6][Provided that if the Additional Secretary is not available, the Secretary may nominate an officer not below the rank of Deputy Secretary;]

[7][(e) the Secretary to Government, Higher Education Department, or his nominee not below the rank of a Deputy Secretary;]

(f) the Secretary to Government, Establishment Department, or his nominee not below the rank of Additional Secretary[8][:]

[9][Provided that if the Additional Secretary is not available, the Secretary may nominate an officer not below the rank of Deputy Secretary;]

(g) the Secretary to Government, Finance Department, or his nominee not below the rank of Additional Secretary[10][:]

[11] [Provided that if the Additional Secretary is not available, the Secretary may nominate an officer not below the rank of Deputy Secretary;]

[12][(h) Director Higher Education or his nominee not below the rank of BPS-19]

[1] Substituted vide Khyber Pakhtunkhwa Act No. XXII of 2015.
[2] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[3] Substituted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[4] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[5] Replaced vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[6] Inserted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[7] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[8] Replaced vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[9] Inserted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[10] Replaced vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[11] Inserted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[12] Substituted vide Khyber Pakhtunkhwa Act No. XXV of 2024.

[1][(h-i) one Principal of the affiliated colleges, to be nominated by the Higher Education Department, for a period of three years;]

[2][(i) one Professor, one Associate Professor, one Assistant Professor and one Lecturer of the University to be elected by teachers of their respective cadres in the manner as may be prescribed by Statutes;]

[3][(j) * * * *]

[4][(k) one administrative officer to be elected from amongst themselves in a manner as may be prescribed by Statutes;]

[5][(l) Registrar;]

[6][(m) Treasurer;]

[7][(n) one nominee of the Commission not below the rank of an advisor or member;]

[8][(o) one person of eminence to be nominated by the Chancellor;] and

[9][(p) * * * *]

(2) The members of the Syndicate, other than ex-officio members, shall hold office for three years.

[10][(3) The quorum for a meeting of the Syndicate shall be two-third of its total members a fraction being counted as one excluding the vacant categories, wherever applicable.]

[11][(3A) At least three members of the Syndicate shall be female.]

(4) The Syndicate shall meet at least once in each quarter of the year.

[12][(5) Any decision, opposed by one-third of votes, shall be ratified by the Senate prior to its implementation.]

**23. Powers and functions of the Syndicate.**---(1) The Syndicate shall be the executive body of the University and shall, subject to the provisions of this Act and the Statutes, exercise general supervision over the affairs and management of the University.

(2) Without prejudice to the generality of the foregoing powers, and subject to the provisions of this Act, the Statutes, the Syndicate shall have the powers to-

[13][(a) consider the annual report, the annual plan of work including key performance indicators to be set up by the University, the statements of

[1] Inserted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[2] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[3] Deleted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[4] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[5] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[6] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[7] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[8] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[9] Deleted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[10] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[11] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[12] Added vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[13] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.

Accounts, the annual and revised budget estimates and to submit these to the Senate;]

[1][(a-i) hold, control and lay down policy for the administration of the property, funds and investments of the University, including the approval of the sale and purchase or acquisition of movable and immovable property;]

[2][(b) transfer and accept transfer of movable and immovable property on behalf of the University;]

(c) enter into, vary, carry out and cancel contracts on behalf of the University;

(d) 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;

(e) invest any money belonging to the University including any unapplied income in any of the securities described in section 20 of the Trusts Act, 1882 *(Act II of 1882)*, or in the purchase of immovable property or in such other manner, as it may prescribe, with the like power of varying such investments;

(f) receive and manage any property transferred, and grants, bequests, trust, gifts, donations, endowments, and other contributions made to the University;

(g) administer any funds placed at the disposal of the University for specified purposes;

(h) provide the buildings, libraries, premises, furniture, apparatus, equipment and other means required for carrying out the affairs of the University;

(i) establish and maintain halls of residence and hostels, as [3][far] as possible;

(j) affiliate or disaffiliate educational institutions;

(k) arrange for the inspection of colleges, institutions and the Teaching Departments;

(l) institute Professorships, Associate Professorships, Assistant Professorships, Lecturer ships, and other teaching posts or to suspend or abolish such posts;

[4][(m) subject to this Act, appoint Teachers, officers and other employees on the recommendation of the Selection Board in BPS-17 and above in accordance with the prescribed Statutes;]

[1] Inserted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[2] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[3] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[4] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.

[1][(m-i) suspend, punish, remove and dismiss from service, the Officers and Teachers of the University in Basic Pay Scale 17 to 21 in accordance with the prescribed Statutes]

[2][(m-ii) promote the officers of the administrative cadre to the next higher scale on such terms and conditions in accordance with the prescribed statutes.]

(n) create, suspend or abolish such administrative or other posts as may be necessary;

[3][(o) prescribe powers and duties of officers, teachers and other employees of the university;]

(p) report to the Senate on matters with respect to which it has been asked to report;

(q) propose drafts of Statutes for submission to the Senate;

(r) regulate the conduct and discipline of the students of the University;

(s) take actions necessary for the good administration of the University in general and to this end exercise such powers as are necessary;

(t) delegate any of its powers to any Authority or Officer or a committee; [4][Deleted]

[5][(t-i) prescribe conditions under which the University may enter into agreements with other institutions for with public bodies for purposes of research and advisory services; and]

(u) perform such other functions as have been assigned to it by the provisions of this Act or the Statutes made thereunder.

**24. <u>Academic Council.</u>**---(1) The Academic Council shall consist of-

(a) the Vice-Chancellor who shall be its Chairperson;

[6][(b) the Chairpersons of Teaching Departments or Directors of academic institutes/units;]

(c) the Deans;

[7][(d) all Professors including Emeritus and Meritorious Professors;]

[8][(e) six university teachers including two Associate Professors, two Assistant Professors and two lecturers to be elected from amongst themselves in the manner prescribed by Statutes;]

[1] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[2] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[3] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[4] Deleted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[5] Inserted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[6] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[7] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[8] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.

[1][(f) two Principals, preferably one female, of affiliated colleges, one each from public and private sector, to be nominated by the relevant administrative Secretary of the Government department;]

[2][Deleted]

(h) one Principal of the constituent college, to be nominated by the Senate;

(i) the Director Admissions;

(j) the Controller of Examinations; and

(k) the Registrar, who shall be its member-cum-secretary.

(3) Members of the Academic Council, other than ex-officio, shall hold office for three years.

(4) The Academic Council shall meet at least once in six months.

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

**25. Powers and duties of the Academic Council.**---(1) The Academic Council shall be the principal academic body of the University and shall, subject to the provisions of this Act and the Statutes, have the powers to lay down proper standards of instruction, research and examinations and to regulate and promote the academic life of the University, colleges and institutions.

(2) Without prejudice to the generality of the foregoing powers, and subject to the provisions of this Act and the Statutes, the Academic Council shall have the powers to-

(a) advise the Syndicate on academic matters;

(b) to regulate and lay down standards for the conduct of teaching, research, examinations and students discipline;

(c) propose to the Syndicate schemes for the constitution and organization of Faculties, Teaching Departments and Boards of Studies;

(d) institute programmes for the continued professional development of University Teachers at all levels;

(e) recognize the examinations of other universities or examining bodies as equivalent to the corresponding examinations of the University;

(f) regulate the award of studentships, scholarships, exhibitions, medals and prizes;

(g) make Regulations on the recommendations of the Board of Faculties, Advance Studies and Research Board and the Board of Studies, prescribing the schemes of studies, the syllabi and mode of examinations:

Provided that if the recommendations of the Board of a Faculties or Board of Studies or Advanced Studies and Research Board

[1] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[2] Deleted vide Khyber Pakhtunkhwa Act No. XI of 2016.

are not received by the prescribed date, the Academic Council may, subject to the approval of the Syndicate, permit the existing Regulations to continue for the following year;

(h) prepare an annual report on the academic performance of the University;

(i) appoint member to various authorities in accordance with the provisions of this Act; and

(j) perform such other functions as may be prescribed by Regulations.

**26. Constitution, function and powers of other Authorities.**---The constitution, functions and powers of other Authorities for which no specific provisions, or insufficient provisions, have been made in this Act shall be such as may be prescribed by the Statutes.

**27. Appointment of Committees by certain Authorities.**---The Senate, the Syndicate, the Academic Council and other Authorities may, from time to time, appoint such standing, special or advisory committees, as they may deem fit, and may place on such committee persons who are not members of the Authorities appointing the committees.

## CHAPTER -V
## STATUTES, REGULATIONS AND RULES

**28. Statutes.**---(1) Subject to the provisions of this Act, Statutes, may be made, to regulate or prescribe all or any of the following matters, namely:

(a) the contents of and the manner in which the annual report to be presented by the Vice-Chancellor before the Senate shall be prepared;

(b) the University fees and other charges;

(c) the constitution of any pension, insurance, gratuity, provident fund and benevolent fund for University employees;

(d) the scales of pay and other terms and conditions of service of officers, Teachers and other employees of University;

[1][(d-i) the terms and conditions of contract employees;]

(e) the maintenance of the register of registered graduates;

(f) affiliation and disaffiliation of educational institutions and related matters;

(g) the conduct of elections for membership of the Authorities of the University and related matters;

(h) admission of educational institutions to the privileges of the University and the withdrawal of such privileges;

(i) the establishment of Faculties, Teaching Departments, constituent institution, constituent colleges and other academic divisions;

[1][Deleted]

[1] Inserted vide Khyber Pakhtunkhwa Act No. XI of 2016.

[2][Deleted]

(l) conditions for appointment of Emeritus Professors and Meritorious Professors, award of honorary degrees;

(m) constitution of emergency committee or other committees as may be required;

(n) efficiency and discipline of University employees;

(o) constitution, functions and powers of the Authorities of the University; and

(p) all other matters which by this Act are to be or may be prescribed or regulated by Statutes.

(2) The draft of Statutes shall be proposed by the Syndicate to the Senate which may approve or pass it with such modifications as the Senate may deem fit or may refer back to the Syndicate, as the case may be, for reconsideration of the proposed draft:

Provided that Statutes concerning any of the matters mentioned in clauses (a) and (n) of sub-section (1) shall be initiated and approved by the Senate, after seeking the views of the Syndicate:

Provided further that the Senate may initiate Statutes with respect to any matter in its power or with respect to which a Statute may be framed in terms of this Act and approve such Statutes after seeking the views of the Syndicate [3][:]

[4][Provided also that the draft of Statutes concerning any of the matters mentioned in clauses (c) and (d) of sub-section (1), shall be forwarded to the Chancellor and shall not be effective until it has been approved by the Chancellor.]

**29. Regulations.**---(1) Subject to the provisions of this Act and the Statues, the Academic Council may make Regulations, for all or any of the following matters-

(a) the courses of study for degrees, diplomas and certificates of the University;

(b) the manner in which the teaching referred to in sub-section (1) of section 7 shall be organized and conducted;

(c) the admission, registration and expulsion of students to and from the University;

(d) the consideration under which students shall be admitted to the courses and the examinations of the University and shall become eligible for the award of degrees, diplomas and certificates;

(e) the conduct of examinations;

(f) conditions under which a person may carry on independent research to entitle him to a degree;

[1] Deleted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[2] Deleted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[3] Replaced vide Khyber Pakhtunkhwa Act No. XXII of 2015.
[4] Added vide Khyber Pakhtunkhwa Act No. XXII of 2015.

(g) the institution of fellowships, scholarships, exhibitions, medals and prizes;

(h) the use of the Library;

(i) the formation of Faculties, Teaching Departments and Board of Studies; and

(j) all other matters which by this Act or the Statutes made there under are to be or may be prescribed by Regulations.

(2) Regulations shall be proposed by the Academic Council and shall be submitted to the Syndicate which may approve them or withhold approval or refer them back to the Academic Council for reconsideration. Regulations proposed by the Academic Council shall not be effective unless these are approved by the Syndicate.

**30. Amendment and repeal of Statutes and Regulations.**---The procedure for adding to, amending or repealing the Statutes and Regulations shall be the same as prescribed respectively for framing or making Statutes and Regulations.

[1]**[31. Rules**---(1) The Authorities and other bodies of the University may make Rules, consistent with this Act, the Statutes or the Regulations, to regulate the conduct of their business and the time and place of meetings and related matters:

Provided that the Syndicate may direct the amendment or the annulment of any Rules made by another Authority or body except the Senate:

Provided further that if such Authority or body is dissatisfied with such direction, it may appeal to the Senate whose decision in the matter shall be final.

(2) The Syndicate may make Rules to regulate any matter relating to the affairs of the University which have not been specifically provided for by this Act, Statutes or Regulations.]

[2][(3) Without prejudice to sub-sections (1) and (2), Government may make rules, in matters where decision making power rests with Government under this Act.]

**32. Affiliation of educational institution.**---(1) [3][Subject to international standards an educational institution] seeking affiliation to the University shall satisfy that the-

(a) educational institution is under the management of Government or a regularly constituted governing body;

(b) financial resources of the educational institution are sufficient to ensure its continued maintenance and efficient working;

(c) strength and qualifications and the terms and conditions of service of the teaching and other staff of the educational institution are satisfactory for the purpose of teaching the prescribed courses;

(d) educational institution has framed proper rules governing the conduct and discipline of its employees;

[1] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[2] Added vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[3] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.

(e) building of the educational institution is suitable and commodious for its requirements;

(f) educational institution has or can make a provision in the prescribed manner, [1][as far as possible], for the residence of students not residing with their parents or guardians, and their supervision and physical and general welfare;

(g) educational institution has a provision for a library and adequate library services;

(h) educational institution has properly equipped laboratories, museums and other places of practical work required for courses of studies taught therein; and

(i) educational institution has or can make provisions for residence of its Heads and other members of the teaching staff.

(2) The application for affiliation shall further contain an undertaking by educational institution that after it is affiliated, any changes in management or teaching staff shall forthwith be reported to the University and that the teaching staff shall possess such qualification as are, or may be, prescribed.

(3) The Syndicate shall after considering the recommendations of the Affiliation Committee, dispose of the application for affiliation in accordance with such procedure as may be prescribed and may grant or refuse affiliation; provided that affiliation shall not be refused, unless the educational institution has been given an opportunity of making a representation against the proposed decision.

[2][(4) The application for affiliation of the private sector educational institution, imparting higher education shall be preceded with provisional registration of the institute concerned with Higher Education Regulatory Authority (HERA) as per requirements of Commission.]

**33. Extension of Affiliation.**---When an affiliated educational institution desires to alter or expand the courses of studies, number of seats and fee structure in respect of which it is granted affiliation, the procedure prescribed for affiliation of college shall, [3][as far as possible], be followed.

**34. Inspection and Reports.**---(1) Every affiliated educational institution shall furnish such reports, returns and other information as the University may require to enable it to judge the efficiency of the educational institution.

(2) The University may call upon any affiliated educational institution to take, within a specified period, such action in respect of any matter mentioned in sub-section (1) as the University may deem fit.

**35. Disaffiliation.**--- [4][(1) If an educational institution affiliated to the University has failed to fulfill any requirement of this Act or has failed to observe any of the conditions of

[1] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[2] Added vide Khyber Pakhtunkhwa Act No. XXII of 2015.
[3] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[4] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.

affiliation or its affairs are conducted in a manner prejudicial to the interest of education, the Syndicate may, in accordance with the prescribed Statutes, and after considering any representation that the educational institution may wish to make, modify or withdraw all or any of the privileges conferred on the educational institution by the affiliation.]

(2) Where any educational institution has been refused affiliation or all or any of the privileges conferred on any educational institution by affiliation have been modified or withdrawn under sub-section (1), it may, within the prescribed period, apply for review to the Syndicate against such refusal and the application shall be disposed of in such manner as may be prescribed.

## CHAPTER -VI
## UNIVERSITY FUND

**36. University Fund.**--- [1][(1)]There shall be a Fund of the University to be called the University Fund to which shall be credited all money received by it from fees, donations, trusts, bequests, endowments, contributions, grants and other sources.

[2][(2) The Fund shall be utilized for such purposes as may be prescribed by Statutes.]

**37. Recovery of University Dues.**---All dues of the University shall be recoverable as arrears of land revenue.

**38. Audits and accounts.**---(1) The Accounts of the University shall be maintained and audited in such form and in such manner as may be prescribed.

(2) The Teaching Departments and all other bodies designated as such by the Syndicate in terms of Statutes shall be independent cost centers of the University with authority vested in the head of each cost centre to sanction expenditure out of the budget allocated to it:

Provided that re-appropriation from one head of expenditure to another may be made by the head of a cost centre in accordance with and to the extent prescribed by the Statutes.

(3) All funds generated by a Teaching Department, constituent colleges or other [3][units] of the University through consultancy, research or other provision of service shall be credited to the University fund:

Provided that the Teaching Department, constituent college or other unit concerned may be allowed enhanced budget allocation equivalent to a part of the funds generated in accordance with prescribed [4][Rules].

(4) No expenditure shall be made from the funds of the University, unless a Bill for its payments has been issued by the head of the cost centre concerned in accordance with the Statutes and the Treasurer has verified that the payment is provided for in the approved budget of the cost centre, subject to the authority to re-appropriate the fund available to the head of the cost centre.

(5) Provision shall be made for an internal audit of the finances of the University.

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[1] Re-numbered vide Khyber Pakhtunkhwa Act No. XXII of 2015.
[2] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[3] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[4] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.

[1][(6) The University shall cause to carry out audit of its accounts by the Auditor-General of Pakistan:

Provided that the observations of the Auditor General of Pakistan, if any, together with such annotations as the Treasurer may make, shall be considered by the Syndicate and shall be placed before the Senate within six months of closing of the financial year:

Provided further that the University shall also cause to carry out its yearly academic, administrative and financial audit by a third party of national or international repute:

Provided also that the Government shall have the power to carry out financial and performance audit of all activities carried out by the Universities out of the funds provided by National and Provincial exchequer, grants and loans whether local or foreign. The Government shall notify the procedure for such audit.]

## CHAPTER -VII
## GENERAL PROVISIONS

**39. Opportunity to show cause.**---Except otherwise provided by law, no Officer, Teacher or other employee of the University, holding a permanent post, shall be reduced in rank, or removed or compulsorily retired from service for cause arising out of any act or omission on the part of the person concerned, unless he has been given a reasonable opportunity of showing cause against the action proposed to be taken.

**40. Appeal.**---Where an order is passed punishing any 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 of the University, have the right to appeal to the Syndicate against the order, and where the order is passed by the Syndicate, have the right to appeal to the Chancellor.

Provided that such appeal shall be submitted to the Vice Chancellor, who shall place it before the next meeting of the Syndicate or the Chancellor, as the case may be, with his views.

Provided further that no order shall be passed on the said appeal unless the person concerned is given an opportunity of being heard.

[2][Provided further that when the Syndicate is considering the appeal of an employee punished by the Vice Chancellor, the Vice Chancellor should not be a part of the proceedings and the meeting of the Syndicate shall be chaired by a senior member of the Syndicate instead of the Vice Chancellor.]

**41. Service of the University.**---(1) All persons employed by the University in accordance with the terms and conditions of service prescribed by Statutes shall be persons in the service of Pakistan for the purposes of any court or tribunal set up by law in terms of Article 212 of the Constitution of the Islamic Republic of Pakistan:

Provided that any provision as regards the terms and conditions of employment of persons in the service of Pakistan in general or in comparable employment notwithstanding

[1] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[2] Inserted vide Khyber Pakhtunkhwa Act No. XXII of 2015.

the service of persons employed by the University shall be entirely governed by the terms and conditions prescribed by the relevant Statutes.

[1][(2) An Officer, Teacher or other employee of the University shall retire from service on attainment of such age or tenure of service as prescribed by Statutes.]

**42. Benefits and Insurance.**---(1) The University shall constitute for the benefit of its officers, teachers and other employees schemes, as may be prescribed [2][by Statutes], for the provision of post-employment benefits as well as health and life insurance while in service.

(2) Where any provident fund has been constituted under this Act, the provisions of the Provident Funds Act, 1925 (XIX of 1925), shall apply to such funds as if it were the Government Provident Fund.

**43. Commencement of term and termination of membership of Authority.**---(1) When a member of a newly constituted Authority is elected, appointed or nominated, his term of office, as fixed under this Act, shall commence from the date of notification.

(2) Where a member who has accepted any other assignment which necessitate his absence from the University for a period of six months or more, or absents himself from two consecutive meetings without the leave of such authority, he shall be deemed to have resigned and vacated his seat.

**44. Filling of casual vacancies in Authorities.**---Any casual vacancy among the members of any Authority shall be filled in the same manner and by the same person or Authority that had appointed the member whose place has become vacant and the person appointed 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.

**45. Flaws in the constitution of Authorities.**---Where there is a flaw in the constitution of an Authority, as constituted by this Act, the Statutes or the Regulations on account of the abolition of a specified office under Government or because an organization, institution or other body outside the University has been dissolved or has ceased to function, or because of some other similar reason, such flaw shall be removed in such manner as the Senate may direct.

**46. Proceedings of Authorities not invalidated by the vacancies.**---No act, resolution or decision of any Authority shall be invalid by reason of any vacancy on the Authority doing, passing, or making it or by reason of any want of qualification or invalidity in the election, appointment or nomination of any de-facto member of the Authority, whether present or absent.

[3]**[46A. Bar on membership.**---No Vice-Chancellor of a provincial public sector University shall be a member of more than one Senate, one Syndicate, one Academic Council and one Selection Board of other Public Sector Universities including membership as an expert or person of eminence.]

[1] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[2] Inserted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[3] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.

[1]**[46B Model Statutes.**---Notwithstanding anything contained in section 28, the Chancellor shall soon after the commencement of this Act, constitute a Committee, to Frame Model Statutes for the purposes of this Act and all the Universities listed in the Schedule-I shall approve the same within a period of sixty days from the Senate and shall be deemed as Statutes made under section 28 of this Act:

Provided that if a University fails to approve the same from the Senate within sixty days, the Model Statutes shall be deemed to be the Statutes of the University:

Provided further that until the Model Statutes are approved, the Statutes of the University of Peshawar shall be applicable to the Universities which do not have their own approved Statutes:

Provided also that Rules and Regulations of University of Peshawar shall be applicable to the Universities who do not have their own Rules and Regulations immediately after the commencement of the Khyber Pakhtunkhwa Universities (Amendment) Act, 2016, till framing of their own approved Rules and Regulations within one month of the approval of Statutes:

Provided also that the Chancellor's office shall circulate Model Statues to all the Universities listed in Schedule-I for proper approval from the competent authorities as specified in section 28.]

**47. Removal of Difficulties.**---(1) If any question arises as to the interpretation of any of the provisions of this Act or giving effect to the same, it shall be placed before a committee constituted by the Chancellor.

(2) Where this Act makes any provision for anything to be done, but no provision or insufficient provision has been made in respect the authority by whom, or the time at which, or the manner in which, it shall be done, by such authority, at such time, or in such manner as shall be prescribed by the Statutes.

**48. Repeal and Savings.**---(1) The Acts, Ordinances or other legislative instruments constituting the universities listed in the Schedule shall stand repealed from such dates as may be notified by the Government in the official Gazette:

Provided that Government may save, through appropriate provision in the repealing notifications, such parts of the Acts, Ordinances or other legislative instruments constituting the universities listed in the Schedule as are necessary for preservation of such specific features that are essential given the nature of the University and are not in conflict with the management and governance structure laid down by this Act or for continuation of the legal status of an institute, college or other constituent unit of the University as on the date of the notification in the official Gazette.

(2) Notwithstanding the repeal envisaged by sub-section (1),-

(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 or grants made, scholarships, studentship, or exhibitions instituted, affiliations or privileges granted and orders issued under any

[1] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.

of the provisions of the repealed Acts, Ordinances, other legislative instruments 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 the Act or the Statutes, the Regulations or the Rules made under this Act, be continued and, so far as may be, be deemed to have been respectively done, taken, incurred, acquired, appointed, authorized, conferred, created, made, instituted, granted and issued under this Act, and any documents referring to any of the provisions of the repealed Acts, Ordinances, other legislative instruments or the Statutes, the Regulations and the Rules first referred shall, so far as may be, be considered to refer to the corresponding provisions of the Ordinance or the Statutes, the Regulations and the Rules made under this Act;

(b) all institutes, colleges or other constituent units of the University functioning in terms of the provisions of the repealed Acts, Ordinances or other legislative instruments shall continue to function in terms of the relevant repealed provisions till such time that the Senate through Statutes have prescribed otherwise; [1][* * *]

(c) any Statutes, Regulations, or Rules made or deemed to have been made under the repealed Acts, Ordinances or other legislative instruments shall, if not inconsistent with the provisions of this Act, be deemed to be Statutes, Regulations or Rules made under the Act having regard to the various matters which by this Act have to be regulated or prescribed by Statutes, Regulations and Rules respectively and shall continue to be in force until they are repealed, rescinded or modified in accordance with the provisions of this Act [2][;] [3][and]

[4][(d) the Vice Chancellors of the Universities at Serial Nos. 25, 26 and 27 of the Schedule-I, appointed under their respective Regulations shall continue their services till expiry of their notified tenure.

**Explanation:** For the purpose of this section "other legislative instruments" mean and includes the Regulations promulgated under the repealed Article 247 of the Constitution, repealed by the Constitution (Twenty-fifth Amendment) Act, 2018) (Act No. XXXVII of 2018).]

[5]**[49. Deleted]**

[6]**[50. Deleted]**

[7]**[51. Deleted]**

[1] Deleted vide Khyber Pakhtunkhwa Act No.XVI of 2020.
[2] Substituted vide Khyber Pakhtunkhwa Act No. XVI of 2020.
[3] Inserted vide Khyber Pakhtunkhwa Act No. XVI of 2020.
[4] Added vide Khyber Pakhtunkhwa Act No. XVI of 2020.
[5] Deleted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[6] Deleted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[7] Deleted vide Khyber Pakhtunkhwa Act No. XXII of 2015.

## SCHEDULE- [1][I]

*(See sub-section (2) of section 1)*

List of existing Universities to which this act may be applied through notification in the official Gazette.

1. The Gomal University.
2. The [2][Deleted] University of Engineering & Technology, Peshawar.
3. [3][The University of Agriculture, Peshawar].
4. The Hazara University.
5. The Kohat University of Science and Technology.
6. The Shaheed Benazir Bhutto Women University.
7. The University of Science and Technology Bannu.
8. The Islamia College, Peshawar.
9. The Abdul Wali Khan University, Mardan.
10. The Khyber Medical University.
11. The Bacha Khan University Charsadda.
12. The University of Haripur.

[4][13. The Khushal Khan Khattak University, Karak.]

[5][14. The University of Swabi.]

[6][(15) Shuhada-e-Army Public School University of Technology, Nowshera;]

[7][(16) The University of Peshawar;]

[8][(17) Women University, Swabi;]

[9][(18) Abbottabad University of Science and Technology;

(19) Women University, Mardan.]

[10][(20) The University of Lakki Marwat.

(21) The University of Agriculture Dera Ismaeel Khan.

(22) The University of Engineering & Technology, Mardan.]

[11][(23) The University of Buner.

(24) The University of Chitral.]

[1][(25) The University of Malakand.

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1 Re-numbered vide Khyber Pakhtunkhwa Act No. XXII of 2015.
2 Deleted vide Khyber Pakhtunkhwa Act No. XIII of 2012.
3 Substituted vide Khyber Pakhtunkhwa Act No. XIII of 2012.
4 Added vide Khyber Pakhtunkhwa Act No. XIII of 2012.
5 Added vide Khyber Pakhtunkhwa Act No. VII of 2013.
6 Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
7 Added vide Khyber Pakhtunkhwa Act No. XXII of 2015.
8 Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
9 Added vide Khyber Pakhtunkhwa Act No. XXII of 2015.
10 Added vide Khyber Pakhtunkhwa Act No. IX of 2018.
11 Added vide Khyber Pakhtunkhwa Act No. XXI of 2019.

(26) The University of Swat.
(27) The Shaheed Benazir Bhutto University, Sheringal.
(28) The FATA University FR Kohat.]
[2][(29) The University of Agriculture Swat.]
[3][(30) The University of Engineering and Applied Sciences, Swat.]
[4][(31) The University of Veterinary and Animal Sciences, Swat.]
[5] [(32) The University of Shangla.]

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GOVERNMENT OF KHYBER PAKHTUNKHWA

[1] Added vide Khyber Pakhtunkhwa Act No. XVI of 2020.
[2] Added vide Khyber Pakhtunkhwa Act No. L of 2020.
[3] Added vide Khyber Pakhtunkhwa Act No. XXIII of 2021.
[4] Added vide Khyber Pakhtunkhwa Act No. XXVII of 2021.
[5] Added vide Khyber Pakhtunkhwa Act No. XXXII of 2022.
[6] Appended vide Khyber Pakhtunkhwa Act No. XXII of 2015.
[7] Added vide Khyber Pakhtunkhwa Act No. XI of 2016.
[8] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.

## [6][Schedule-II

## Schedule for appointment of Vice Chancellor

[7][(see sub-section (1) of section 11)]

1. Government of Khyber Pakhtunkhwa; herby---

(a) Specifies that the person being recommended by the Committee shall possess the essential qualification and experience as set out in part 'A' of the schedule; and may possess desirable experience, expected skill and competencies as set out in Part B and Part C, respectively of the said Schedule;

(b) Directs the manner in which the application shall be submitted shall be such as set out in Part D of the said Schedule;

PART 'A'

2. Essential Qualification and Experience----

[8][(a) For general universities, PhD in any discipline with and good academic record. In the case of discipline of Law, the relevant terminal qualification would be LLM(Law) or JD;

(i) In case of a Medical /Health University, the relevant terminal qualification would be FCPS or equivalent in case of Clinical Sciences and Ph.D in case of Basic Medical Sciences;

(ii) For an Engineering university, PhD in a field of engineering with basic degree in B.Sc Engineering;

(iii) For an Agriculture university, PhD in a field of agriculture;

(iv) For a Technology university, PhD in a field of Technology; [1][* * * *]

(v) For a Management/Business University, PhD in a field of Management Sciences or Business[2][;] [3][and]

[4][(vi) for a University of Veterinary and Animal Sciences, PhD in the field of Veterinary and Animal Sciences; and

(vii) for Women Universities, only female candidates shall be considered;]

(b) Experience of at least 15 years teaching/research in HEC recognized university or post graduate institution or professional experience in the relevant field in a National or International Organization;

[5][(c) thirty (30) research papers in Commission's recognized Journals with at least ten (10) as Principal author;

(d) at least five (05) years of administrative experience in the field of Higher Education;]

[6][(e) Deleted]

[1] Deleted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[2] Replaced vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[3] Added vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[4] Added vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[5] Substituted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[6] Deleted vide Khyber Pakhtunkhwa Act No. XI of 2016.

[1][(f) execution of at least one major research project worth at least Rupees one million as Principal Investigator;]

(g) Experience of working with international bodies or international exposure through participation in workshops, seminars or conferences held outside the country;

(h) Experience of organizing events such as workshops, seminars, conference at an international level within the country in the field of higher education;

(i) Demonstrated experience in leadership;

[2][(j) upper age limit shall be sixty two (62) years at the time of submission of application;]

PART 'B'

3. Desirable Experience---

(a) Experience of working on the Statutory Authorities of a university such as Board of Studies, Academic Council, Syndicate or Management Council or Executive Council of Board of Management etc.;

(b) Demonstrable experience of handling Quality issues, assessment and accreditation procedures, etc.;

(c) Experience at the state or national or international level in handling developmental issues outside the university environment. International experience to be preferred;

[3][3B. The minimum Desirable Qualification of six (06) months Post Doctoral research experience shall be preferred.]

PART 'C'

4. Expected Skills and Competencies---

a. Technical Skills---

i. Openness towards technology and a deep conviction regarding its potential applications in a knowledge based settings;

ii. Reasonably high level of comfort in the use of technology;

b. Managerial Skills---

i. Ability to anticipate issues and problems and prepare advance strategic plans;

ii. Ability to generate resources and allocate the same appropriately;

iii. Capacity to work effectively under pressure and manage work and resources within tight deadlines;

[1] Substituted vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[2] Added vide Khyber Pakhtunkhwa Act No. XXV of 2024.
[3] Added vide Khyber Pakhtunkhwa Act No. XXV of 2024.

iv. Good understanding of financial management including revenue generation, planning and fiscal control;

c. Alignment with corporate objectives and State as well as National level priorities---

i. Ability to identify the needs of the communities in key sectors;

ii. Deep understanding of the challenges before the National and how Higher Education can respond to developmental needs;

iii. Demonstrable understanding of curriculum development issues, especially those relating to widening participation and social inclusion;

d. Leaderships skills---

i. Exceptional ability to motivate a diverse group of stakeholders;

ii. Keen desire to further the mission and goals of the organizations;

iii. Ability to think strategically and innovatively and maintain a board perspective;

iv. Ability to lead by personal example with openness to new ideas and a consultative approach in implementation of the same;

e. Interpersonal communication and collaborative skills

i. Demonstrable success in developing and executing National and International collaborative arrangements;

ii. Ability to interact effectively and persuasively with a strong knowledge-base at senior levels and in large forums as well as on a one-to-one basis;

iii. Evidence of being an active member of professional bodies and association in pertinent fields;

1[PART 'D'

5. Procedure for the Academic Search Committee;

(a) the Academic Search committee shall have the mandate to search and head-hunt persons eligible under the criteria for the position of Vice-Chancellor:

Provided that apart from this, the Academic Search Committee shall also consider applications of eligible candidates after proper advertisement;

2[(b) the eligible candidates shall provide curriculum-vitae to the Academic Search Committee. The Academic Search Committee shall shortlist the eligible candidates on the basis of criteria devised by the Academic Search Committee;

(c) the Academic Search Committee after interviewing the shortlisted candidates shall recommend a panel of three suitable

[1] Substituted vide Khyber Pakhtunkhwa Act No. XI of 2016.
[2] Substituted vide Khyber Pakhtunkhwa Act No. XXV of 2024.

candidates in terms of sub-section (1) of section 12 of the Act, to the Chancellor for appointment of the Vice-Chancellor;]

[1][(d) the Higher Education Department shall, by a notification, constitute a Scrutiny Committee to scrutinize the applications. In case of ineligibility, the grounds shall be communicated in writing to the applicant:

Provided that the applicant may prefer an appeal against the decision of the Scrutiny Committee to the Secretary of the Academic Search Committee within a period of seven (07) days, after communication of the said decision. The Secretary of the Academic Search Committee shall decide the appeal in fourteen (14) days:

Provided further that decision of the Secretary of the Academic Search Committee in all such cases shall be final.]

Law Parliamentary Affairs & Human Rights Department
LAW PARLIAMENTARY AFFAIRS & HUMAN RIGHTS DEPARTMENT
GOVERNMENT OF KHYBER PAKHTUNKHWA

[1] Added vide Khyber Pakhtunkhwa Act No. XXV of 2024.

[i][Schedule-III

**Schedule for appointment of Dean.**

(see sub-section (2) of section 12B)

**Criteria for the appointment of Dean**

**1. Essentials**

(a) Working as Professor in the respective faculty;

(b) Have at least 15 Publications in HEC recognized journals;

(c) Demonstrated fiscal responsibility and ability to manage budgets;

(d) Proven leadership and management/supervisory experience; and

(e) Proven ability to foster collaborative efforts by building partnerships with national and/or international organizations/institutions.

**2. Desirable**

(a) Demonstrated success in attracting resources through fundraising efforts;

(b) Ability to maintain and develop strong undergraduate and professional programs;

(c) Experience in managing research and graduate programs; and

(d) Have earned projects not less than one million other than own university resources.

**3. Other Skills**

(a) Excellent interpersonal, oral/Written communication skills and presentation skills;

(b) Demonstrated commitment to increasing the diversity of faculty, staff, and students through recruitment, retention, and development of talented individuals;

(c) The ability to articulate a clear vision for the future of the faculty; and

(d) The ability to develop and implement strategic and tactical plans.]

[i] Added vide Khyber Pakhtunkhwa Act No. XI of 2016.