

SENATE OF PAKISTAN



REPORT OF THE SENATE STANDING COMMITTEE ON CABINET SECRETARIAT

ON

THE SHAHEED ZULFIQAR ALI BHUTTO MEDICAL
UNIVERSITY ISLAMABAD (AMENDMENT) BILL, 2016
MOVED BY SENATOR SARDAR MUHAMMAD AZAM
KHAN MUSAKHEL IN THE SITTING OF THE SENATE
HELD ON 21ST NOVEMBER, 2016

REPORT NO.30

PRESENTED BY

SENATOR MUHAMMAD TALHA MEHMOOD
CHAIRMAN

SENATE SECRETARIAT

REPORT OF THE SENATE STANDING COMMITTEE ON CABINET SECRETARIAT ON THE BILL TITLED "THE SHAHEED ZULFIQAR ALI BHUTTO MEDICAL UNIVERSITY ISLAMABAD (AMENDMENT) BILL, 2016" MOVED BY SENATOR SARDAR MUHAMMAD AZAM KHAN MUSAKHEL IN THE SITTING OF THE SENATE HELD ON 21ST NOVEMBER, 2016

I, Chairman of the Standing Committee on Cabinet Secretariat have the honour to present report on the Bill titled "The Shaheed Zulfiqar Ali Bhutto Medical University (Amendment) Bill, 2016" moved by Senator Muhammad Azam Khan Musakhel, in the sitting of the Senate held on 21st November, 2016, the Bill was referred to the Standing Committee on Cabinet Secretariat.

2. The composition of the Standing Committee on Cabinet Secretariat is as under:-

1.	Senator Muhammad Talha Mehmood	Chairman
2.	Senator Osman Saifullah Khan	Member
3.	Senator Nawabzada Saifullah Magsi	Member
4.	Senator Kamil Ali Agha	Member
5.	Senator Hidayat Ullah	Member
6.	Senator Shahi Syed	Member
7.	Senator Haji Saifullah Khan Bangash	Member
8.	Senator Khushbakht Shujat	Member
9.	Senator Rahila Magsi	Member
10.	Senator Kalsoom Perveen	Member
11.	Senator Mir Muhammad Yousaf Badini	Member
12.	Senator Najma Hameed	Member
13.	Minister of State for Capital Administration and Development Division.	Ex-officio Member

3. The bill was taken up for consideration in the Committee meetings held on 6th, 29th December, 2016, 3rd and 24th January, 2017.

4. Senator Sardar Muhammad Azam Khan Musakhel, Mover of the Bill briefed the Committee that in normal practice, either the university is established as a new or a Medical College is upgraded to the status of university. A number of examples can be cited in this regard, (King Edward Medical University, Lahore was established by

upgrading the King Edward Medical College), DOW University of Health Sciences was established by upgrading DOW Medical College / Sindh Medical College. The Khyber Medical University was established as new. The Liaquat Medical and Health Sciences was established by upgrading the Liaquat Medical College. The public sector hospitals are attached as teaching hospitals with the University but are administered and maintained by the respective provincial health departments. He stated that in the case of Shaheed Zulfiqar Ali Bhutto Medical University, the PIMS, a tertiary level hospital was upgraded to become a University which is an anomaly. He viewed that this anomaly in the Act has caused a great resentment in the three thousand strong work force of PIMS and public at large, the entire workforce is apprehensive about the hospital becoming a university, they are of the view that their status as a civil servant will be endangered which is detrimental to their interest. He added that many sections / sub-sections / clauses of the Act of SZABMU are conflicting to the Higher Education Commission / federal university ordinance which is the guiding force behind the establishment of any new university. He added that this Bill, therefore, seeks to remove the above stated anomalies in order to bring this Act at par with the HEC Federal Universities Ordinance, 2002 and other public sector medical universities.

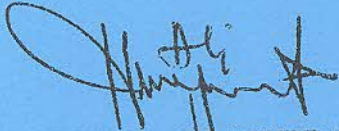
5. The Secretary, CADD, briefed the Committee that the cognizance of the matter has also taken by the Prime Minister of Pakistan, who was pleased to approve the separation of PIMS from Shaheed Zulfiqar Ali Bhutto Medical University (SZABMU) in principle. Necessary amendments in the Law are underway as per prescribed procedure through the Law Division. He further stated that as per advice of Ministry of Law & Justice a meeting of all stakeholders was held on 6th January, 2017 under the Chairmanship of the Special Assistant to the Prime Minister on Law Division. The Law Division has prepared a comparative statement of the amendments proposed in the Shaheed Zulfiqar Ali Bhutto Medical University Islamabad Act, 2013 (XV of 2013), with the request to share these with the all stakeholders for their views. The said proposed amendments in the Act have been shared with the stakeholders. Their views once received, shall be conveyed to Law Division for further necessary action. The Vice Chancellor, SZABMU and the Additional Secretary, CADD opposed the bill.

6. After discussion in detail, Members of the Committee were of the view that bill under consideration has a number of flaws and Government has drafted a bill on the same subject matter with consultation of all stake holders, in this regard ✓

Committee directed to the Secretary, Ministry of CADD to expedite the process of the Government Bill to be introduced in the House for separation of PIMS and Shaheed Zulfiqar Ali Bhutto Medical University, Islamabad.

7. The Committee recommends that the bill titled "The Shaheed Zulfiqar Ali Bhutto Medical University (Amendment) Bill, 2016" as introduced in the Senate may not be passed by the Senate.

8. The bill as introduced in the Senate, is placed at Annexure-A.



(HYDER ALI SUNDRANI)
D.S/Secretary Committee



(Senator Muhammad Talha Mehmood)
Chairman
Senate Standing Committee on Cabinet
Secretariat

^{As}
~~[TO BE INTRODUCED IN THE SENATE]~~

A

BILL

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

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

It is hereby enacted as follows:-

1. Short title and commencement.- (1) This Act may be called the Shaheed Zulfiqar Ali Bhutto Medical University Islamabad (Amendment) Act, 2016.

(2) It shall come into force at once.

2. Amendment of section 2, Act XV of 2013.- In the Shaheed Zulfiqar Ali Bhutto Medical University Islamabad Act, 2013 (XV of 2013) hereinafter referred to as the said Act, in section 2,-

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

“(i) “hospital” means a hospital attached with University for clinical teaching purpose, maintained and administered by Capital Administration and Development Division / Administrative Government of Pakistan;”.

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

“(jj) “Pro-Chancellor” means the Pro-Chancellor appointed under section 11A;”

3. Amendment of section 3, Act XV of 2013.- In the said Act, in section 3,-

(i) for sub-section (5), the following shall be substituted, namely:-

“(5) All those public sector hospitals notified by specific orders by the Federal Government shall be the affiliated hospitals of the University for teaching purpose.” and

(ii) sub-sections (6) and (7), shall be omitted.

