

[TO BE INTRODUCED IN THE SENATE]

A

BILL

to amend the Islamabad Capital Territory Private Educational Institutions
(Registration and Regulation) Act, 2013

Whereas it is expedient to amend the Islamabad Capital Territory Private Educational Institutions (Registration and Regulation) Act, 2013 (XI 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 Islamabad Capital Territory Private Educational Institutions (Registration and Regulation) (Amendment) Act, 2016.

(2) It shall come into force at once.

2. Amendment of section 13, Act XI of 2013.- In the Islamabad Capital Territory Private Educational Institutions (Registration and Regulation) Act, 2013 (XI of 2013), hereinafter referred to as the said Act, in section 13, after sub-section (4), the following new sub-section (5) shall be inserted, namely:-

“(5) Every Private Educational Institution shall allocate three percent quota for the free education of the children of single women.”

3. Insertion of new section 13A, Act XI of 2013.- In the said Act, after section 13, the following new section shall be inserted, namely:-

“13A. Conditions of Registration.- (1) An institution shall comply with such conditions of registration including payment of fees as may be prescribed.

(2) An institution shall not charge, during an academic year, the fee from a student at a rate higher than the fee charged for the class during the preceding academic year.

(3) Subject to sub-section (1), if there is reasonable justification for appropriate increase in the fee for purposes of the next academic year, the In-charge may apply to the Registering Authority, at least three months before the start of the next academic year, proposing reasonable increase of the fee.

(4) The application shall contain reasons and justification for the proposed increase and all the requisite documents or evidence in support of the application shall be annexed with the application.

(5) The In-charge shall provide such other information or documents to the Registering Authority as may be necessary for the disposal of the application.

(6) The Registering Authority may, after affording an opportunity of hearing to the In-charge, either reject the application or allow reasonable increase of the fee after recording reasons, but such increase for any academic year shall not be more than five per cent of the fee charged in the preceding academic year.

(7) The Registering Authority may, in the prescribed manner, fix the maximum amount of fee which may be charged by an institution or a category of institutions from a student or a category of students.

(8) An institution shall not charge any amount from the student other than the fee mentioned in sub-section (1) or fixed under subsections (6) or (7), and the in charge shall either refund to the student, within seven days from the commencement of the Islamabad Capital Territory Private Educational Institutions (Registration and Regulation) (Amendment) Act, 2016, the additional fee already charged or adjust it with the fee immediately payable by the student.

(9) The admission fee or the security shall not exceed the amount equal to the tuition fee payable by the student for a month.

(10) The word 'fee' in this section means admission fee, tuition fee, security, laboratory fee, library fee or any other fee or amount charged by an institution from a student.

(11) An institution shall not require the parents to purchase textbooks, uniform or other material from a particular shop or provider.

STATEMENT OF OBJECTS AND REASONS

In pursuance of the provision of Article 35 of the Constitution of Islamic Republic of Pakistan, 1973 as well as keeping in view of the rising number of single mothers (divorced or widows having children), it is the responsibility of the State to provide their deprived children the educational opportunities free of cost even in private sector as well, especially in case of those women who have no or meagre source of earning.

In addition to that, it has been observed that during the last one year or so the issues of fee regulation of private institutes of ICT are rising in terms of exuberant fees charged from the parents along with charging additional dues under different heads. This has become a source of constant exploitation for the parents. It is the need of an hour that conditions of registration of all the private educational institutions must be conditional with the regulation of their fees as well that would be strictly monitored by the Islamabad Capital Territory Private Educational Institutions (Registration and Regulation) Authority.

The bill has been designed to achieve the aforesaid purposes.

NOTICE TO MOVE A PRIVATE MEMBER BILL

I hereby move a notice of a private member bill "**Islamabad Capital territory private Educational Institutions (Registration and Regulation) (Amendment) Bill, 2016**" under Rule 94 of The Rules of Procedure and Conduct of Business Senate, 2012.