

## SENATE SECRETARIAT

### REPORT OF THE SENATE STANDING COMMITTEE ON FEDERAL EDUCATION AND PROFESSIONAL TRAINING

I Senator Rahila Magsi, Chairperson of the Standing Committee on Federal Education and Professional Training, have the honor to present report on the behalf of the Committee on the Bill titled **"The Islamabad Capital Territory Private Educational Institutions (Registration and Regulation) (Amendment) Bill, 2016** moved by Senator Mian Atiq Shaikh on 19<sup>th</sup> December, 2016 in the House and referred to the Standing Committee for consideration and report.

2. The following is the composition of the Committee.

1.	Senator Ms. Rahila Magsi	Chairperson
2.	Senator Pervaiz Rashid	Member.
3.	Senator Malik Najmul Hassan	Member
4.	Senator KhusbakhtShujat	Member
5.	Senator Hasil Khan Bizenjo	Member
6.	Senator Gul Bashra	Member
7.	Senator Mushahid Hussain Syed	Member
8.	Senator Nuzhat Sadiq	Member
9.	Senator Sehar Kamran	Member
10.	Senator Nauman Wazir Khattak	Member
11.	Senator Muhammad Azam Khan Swati	Member
12.	Minister for Federal Education and Professional Training	Ex-Officio Member

3. The Committee considered the Bill in its meeting held on 10<sup>th</sup> January, 2017 in Old PIPS Hall, Parliament Lodges, Islamabad. Senator Rahila Magsi presided the committee meeting. Meeting was attended by the following Members and Mover:-

i.	Senator Rahila Magsi	Chairperson
ii.	Senator Muhammad Azam Khan Swati	Member
iii.	Senator Nuzhat Sadiq	Member
iv.	Senator Mushahid Hussain Syed	Member
v.	Senator Nauman Wazir Khattak	Member
vi.	Senator Khushbakht Shujaat	Member
vii.	Mr. Baligh-ur-Rehman	Ex-Officio Member
	Minister for Federal Education & Professional Training	

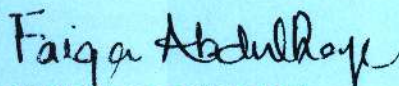
4. After detailed discussions and examining the input from the Ministry of Federal Education and Professional Training,



5. The Senate Committee took up a private member bill introduced by Senator Mian Atiq Shaikh in the Senate sitting held on 19<sup>th</sup> December, titled "The Islamabad Capital Territory Private Educational Institutions (Registration and Regulation), ( Amendment) Bill, 2016.

6. Secretary, Ministry of Federal Education and Professional Training informed that the matter pertains to Capital Administration and Development Division (CADD) and is not related to Ministry of Education. The Committee members unanimously recommended the bill be taken up by the Senate Standing Committee on Cabinet Secretariat.

7. The Bill as introduced in the Senate is placed at Annexure A

  
(FAIQA ABDULHAYE)  
Secretary Committee

  
(SENATOR RAHILA MAGSI)  
Chairperson Committee



**[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.

**SENATOR MIAN MUAMMAD ATEEQ SHAIKH**  
Member-In-Charge



## **SENATE SECRETARIAT**

Subject:- **MINUTES OF THE MEETING OF THE SENATE STANDING COMMITTEE ON FEDERAL EDUCATION AND PROFESSIONAL TRAINING**

The meeting of the Senate Standing Committee on Federal Education and Professional Training was held under the Chairpersonship of Senator Rahila Magsi on 10<sup>th</sup> January, 2017 at 12:30 pm at Old PIPS Hall, Parliament Lodges, Islamabad.

2. The agenda before the Committee was as under:-

- i. To follow-up on the implementation status of the recommendations made by the Standing Committee in its meeting held on 4<sup>th</sup> October, 2016.
- ii. Consideration on the Private Member Bill titled "The Federal Board of Intermediate & Secondary Education (Amendment) Bill, 2016 introduced by Senator Nuzhat Sadiq in the sitting of the Senate held on 21<sup>st</sup> November, 2016. The Chairman Senate referred the bill to the Committee for consideration and report.
- iii. Any other item with permission of the Chair.

3. The following Members of the Standing Committee attended the meeting.

1. Senator Rahila Magsi	Chairperson
2. Senator Nauman Wazir Khattak	Member
3. Senator Azam Khan Swati	Member
4. Senator Mushahid Hussain Syed	Member
5. Senator Nuzhat Sadiq	Member
6. Senator Khushbakht Shujat	Member
7. Baligh-ur-Rehman	Minister

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4. The meeting started with the recitation of the Holy Quran. The Chairperson Dr. Rahila Magsi inquired about the implementation status of the recommendations given by the Committee during the meeting of 4<sup>th</sup> October and updates were provided accordingly.
5. Report on implementation of Committee's recommendation on mismanagement and governance issues of Hazara University, Mansehra was submitted to Senate Committee. The management of Hazara University informed that post 18<sup>th</sup> Amendment some matters do not fall under the purview of HEC and a detailed report will be submitted in the next meeting.
6. The Minister of Federal Education, Mr. Baligh-ur-Rehman endorsed the above fact, he informed that after the 18<sup>th</sup> amendment the Ministry has less power, even the Governor is bound to act upon the advice of the Chief Minister and if any order is sent to the Governor for signatures for the second time, it is binding on him to approve it. He acknowledged that Parliament has the right to look into the matters of national importance, which leads to overall improvement of an institution. The input of the Parliamentarians and their collective wisdom leads to benefit of the nation, for instance, as per the rules the syndicate meeting of Hazara University should be held in every quarter and at least 3 to 4 meetings must be held annually. The syndicate meeting of Hazara University was not held since 2013 and the latest meeting was held in December 2016 after a gap of 3 years, only due to the emphasis laid by the Senate Sub-committee. The Committee observed that there were numerous governance issues and overall mismanagement in the administrative matters. Hazara University had been working without a permanent VC and important matters were being dealt on adhoc basis.





Due to persistent effort of the Senate Committee, vacant positions of VCs were filled in many universities of Pakistan including Hazara University. This healthy trend of reducing the culture of adhocism in higher education. It was initiated and supported by the Senate Committee.

7. However HEC's scope is limited since it is a funding body and is also tasked to recognize/verify the degrees. The provinces of Punjab, Sindh and Balochistan want less dormant role of HEC. They want funds should be given to them directly. The issue of giving more powers to HEC has been taken up in Council of Common Interests (CCI). HEC is a body for quality assurance. After CCI decision permanent role of HEC will be determined.

8. The Minister informed that the VCs of NUML, NDU and NUST are appointed by the GHQ. These institutions fall under Ministry of Defence.

9. Secretary Ministry of Federal Education & Professional Training, Mr. Haseeb Athar informed that three provinces are represented in the National Curriculum Council. There is no member from Sindh but its representatives participate only as an observer. The Committee decided to look into this matter in the next meeting.

10. The Committee discussed agenda item No 2 "Consideration on the Private Member Bill titled "The Federal Board of Intermediate & Secondary Education (Amendment) Bill 2016 introduced by Senator Nuzhat Sadiq in the session of the Senate held on 21<sup>st</sup> November, 2016. The Chairman Senate referred the bill to the Committee for consideration and report.





11. Chairman FBISE discussed the advantages of the amendment of FBISE informed that this bill will facilitate the public in many ways. Transfer of Government Servants/Shifting from the area falling within the jurisdiction of FBISE to other areas in the country.
12. International Operations and Children of Pakistanis living abroad study in the institutions affiliated with FBISE. When these children return, they don't find any institution affiliated with FBISE in their locality to complete/improve their education.
13. Parity in Treatment of FBISE with other inland juvenile Boards, like AKUB, KIUB, AIOU and external International Examination Bodies (CIE, Edexcel, etc) in terms of their jurisdiction across Pakistan.
14. Scattered Distribution of Educational Institutions owned and operated by Federal Government/Organizations like WAPDA, Fauji Foundation, Atomic Energy, Overseas Pakistani Foundation, Frontier Corps and Fauji Fertilizer etc need to be brought into the lawful jurisdiction of FBISE.
15. The Members of the Committee appreciated the bill and agreed to the amendments in the bill. It is beneficial for the country and the people at large and the Committee accepted all clauses in the bill as it was introduced in the Annexure "A".
16. The Senate Committee took up a private member bill introduced by Senator Mian Atiq Shaikh in the Senate sitting held on 19<sup>th</sup> December, titled "The Islamabad Capital Territory Private Educational Institutions ( Registration and Regulation), ( Amendment) Bill, 2016.

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17. Minister informed that the matter pertains to CADD and is not related to Ministry of Education. All Committee members also suggested that this should be taken up by the Senate Standing Committee on Cabinet Secretariat. Senator Rahila Magsi agreed upon this opinion of the Senators.

### **Recommendations.**

- i. The Committee decided the provincial HED of KPK and Secretary to Chancellor will be called in the next meeting for the implementation of Committee recommendations.
- ii. It was unanimously agreed that the issue of non-representation of Sindh in the National Curriculum Council will be taken up in the next meeting of the Standing Committee.
- iii. It was agreed that HEC should work to prevent the decay in the educational institutions and all national institutions should be preserved.

The meeting ended with a vote of thanks from the chair.

*Faiqa Abdulhaye*

(FAIQA ABDULHAYE)  
Secretary Committee

*Rahila Magsi*

(SENATOR RAHILA MAGSI)  
Chairperson Committee