

THE FORMAN CHRISTIAN COLLEGE LAHORE
(AMENDMENT) ACT 2016
(Act LIII of 2016)

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¹THE FORMAN CHRISTIAN COLLEGE LAHORE (AMENDMENT) ACT 2016

(Act LIII of 2016)

[06 December 2016]

An Act to amend the Forman Christian College Lahore Act, 2004.

Certain amendments in the Forman Christian College Lahore Act, 2004 (XXIII of 2004) are necessary in order to enable the Forman Christian College to obtain foreign accreditation and for other purposes.

Be it enacted by Provincial Assembly of the Punjab as follows:

1. Short title and commencement.— (1) This Act may be cited as the Forman Christian College Lahore (Amendment) Act 2016.

(2) It shall come into force at once.

2. Amendment in section 2 of Act XXIII of 2004.— In the Forman Christian College Lahore Act, 2004 (XXIII of 2004), for brevity cited as the Act, for section 2, the following shall be substituted:

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

- (a) “Academic Council” means the Academic Council of the University;
- (b) “Academic Vice President” means the Academic Vice President of the University;
- (c) “Accreditation Committee” means the Accreditation Committee constituted under the Punjab Higher Education Commission Act 2014 (I of 2015);
- (d) “Authority” means any of the Authorities of the University specified in section 12;
- (e) “Board” means the Board of Governors;
- (f) “Chairperson of Department” means the head of a teaching department;
- (g) “Commission” means Higher Education Commission set up under the Higher Education Commission Ordinance, 2002 (LIII of 2002);
- (h) “Dean” means the Chairman of the Board of a Faculty;
- (i) “Faculty” means a faculty of the University;
- (j) “Government” means the Government of the Punjab;
- (k) “Patron” means the Patron of the University;
- (l) “Prescribed” means prescribed by the rules, statutes or regulations;
- (m) “Punjab Higher Education Commission” means Punjab Higher Education Commission set up under the Punjab Higher Education Commission Act 2014 (I of 2015);
- (n) “Rector” means the Rector of the University;
- (o) “Registrar” means the Registrar of the University;
- (p) “Society” means the educational society of the Forman Christian College, Lahore registered under the Societies Registration Act 1860;

¹This Act, which amended the Forman Christian College Lahore Act, 2004 (XXIII of 2004); was passed by the Punjab Assembly on 30 November 2016; assented to by the Governor of the Punjab on 05 December 2016; and, was published in the Punjab Gazette (Extraordinary), dated 06 December 2016, pages 2895-98.

- (q) “Statutes”, “Regulations” and “Rules” mean respectively the Statutes, the Regulations and the Rules made or deemed to have been made under this Act; and
- (r) “University” means the Forman Christian College, Lahore constituted as University under this Act.”

3. Amendment in section 4 of Act XXIII of 2004.— In the Act, in section 4:

- (a) for sub-clause (ii) of clause (a), the following shall be substituted:

“(ii) such other branches of learning as the Board may determine with the approval of the Patron given on the recommendation of the Accreditation Committee:”.
- (b) for clause (c), the following shall be substituted:

“(c) to hold examinations and confer on, or award degrees, diplomas, certificates and other academic distinctions to persons who have passed the examinations in the prescribed manner;”.

4. Amendment in section 6 of Act XXIII of 2004.— In the Act, in section 6, for subsection (3), the following shall be substituted:

“(3) Every proposal to confer an honorary degree shall be subject to the approval of the Patron on the recommendation of the Board.”

5. Amendment in section 7 of Act XXIII of 2004.— In the Act, in section 7:

- (a) after subsection (1), the following subsection (1a) shall be inserted:

“(1a) For inspection or inquiry under subsection (1), the Patron shall refer the matter to a committee consisting of at least three members including a nominee of the Government not below the rank of an Additional Secretary, a nominee of the Punjab Higher Education Commission not below the rank of a member of the Commission and a nominee of the Chairman of the Society.”
- (b) for subsection (5), the following shall be substituted:

“(5) If the Board fails to comply with the directions of the Patron under subsection (4), the Patron may, on the recommendations of Accreditation Committee, take any appropriate action.”
- (c) for subsection (6), the following shall be substituted:

“(6) The Government may, by notification, make rules to provide detailed procedure for any action under this section.” and
- (d) for subsection (7), the following shall be substituted:

“(7) The Patron may, on the recommendation of Accreditation Committee, annul any decision of the Board on the ground of academic excellence, religion, culture, ideology or national integrity.”

6. Amendment in section 8 of Act XXIII of 2004.— In the Act, in section 8, for subsection (1), the following shall be substituted:

“(1) The Rector shall be an eminent scholar of repute or distinguished administrator who shall be appointed by the Government on the recommendation of the Board on such terms and conditions as the Board may determine.”

7. Amendment in section 13 of Act XXIII of 2004.— In the Act, in section 13, in subsection (1):

(a) for clauses (ii) and (iii), the following shall be substituted:

“(ii) members of the Board of Directors of the Society subject to a maximum of ten members;

(iii) five eminent persons of national repute to be nominated by the Society other than members of its Board of Directors;”;

(b) after clause (iv), the following new clauses (v) and (vi) shall be inserted and the subsequent clauses be re-numbered as clauses (vii), (viii) and (ix):

“(v) Chairperson of the Punjab Higher Education Commission or his nominee not below the rank of a whole-time member of the Punjab Higher Education Commission;

(vi) three members of the Provincial Assembly of the Punjab, including at least one female member of the Assembly, to be nominated by the Speaker of the Assembly;”;

(c) in the re-numbered clause (ix), after the expression “Punjab,” the word “Higher” shall be inserted.

8. Amendment in section 17 of Act XXIII of 2004.— In the Act, in section 17, for clause (vii), the following shall be substituted:

“(vii) an expert in the field of education to be nominated by Secretary to the Government, Higher Education Department, from a panel of experts recommended by the Board; and”.

9. Amendment in section 22 of Act XXIII of 2004.— In the Act, in section 22, the following shall be substituted:

“22. Removal of difficulties.— If any difficulty arises in giving effect to any of the provisions of this Act, the Board may give such directions, not inconsistent with the Act, as it may consider necessary for the removal of such difficulty.”.

10. Amendment in Schedule of Act XXIII of 2004.— In the Act, in the Schedule:

(a) for paragraph 10, the following shall be substituted:

“10. Academic Affairs Committee of the Board of Governors.— The Academic Affairs Committee of the Board of Governors shall consist of—

- (a) five members of the Board nominated by the Board; and
- (b) an eminent scholar nominated by the Society.”; and

(b) for paragraph 14, the following shall be substituted:

“14. Finance Committee of the Board of Governors.— The Finance Committee of the Board of Governors shall consist of —

- (a) five members of the Board nominated by the Board;
- (b) a representative of the Commission; and
- (c) a representative of Punjab Higher Education Commission.”.