



**GOVERNMENT OF KHYBER PAKHTUNKHWA
HIGHER EDUCATION, ARCHIVES AND
LIBRARIES DEPARTMENT**

NO.SO(U)/HE/8-11/2012,

Dated Peshawar the 17th August, 2012.

To

**The Vice-Chancellor,
Islamia College Peshawar.**

Subject: **MINUTES OF 4TH MEETING OF SENATE, ISLAMIA
COLLEGE, PESHAWAR HELD ON 27TH APRIL, 2012.**

Dear Madam,

I am directed to refer to subject matter and to enclose herewith minutes of the 4th meeting of Senate, Islamia College, Peshawar held on 27th April, 2012 duly approved by the Governor/Chancellor, Islamia College, Peshawar for implementation and further necessary action.

(Hamid Ali)

Section Officer (Universities-I)

Encl: As above

Copy to:

1. Section Officer-III, Governor's Secretariat, Peshawar.
2. P.S to Secretary, Higher Education Department.
3. Master File.

Section Officer (Universities-I)

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MINUTES OF THE 4TH MEETING OF SENATE ISLAMIA COLLEGE PESHAWAR
HELD ON 27/04/2012 AT 1700 HRS IN THE GOVERNOR HOUSE PESHAWAR

Barrister Masood Kausar, the Governor Khyber Pakhtunkhwa/Chancellor of the Islamia College Peshawar (ICP) chaired the 4th meeting of the Senate of the ICP on 27.4.2012 at 1700 hours in Governor's House Peshawar. List of the participants of the meeting is attached.

2. The meeting started with recitation from the Holy Quran by Qari Rooh Ullah Madani.

3. While welcoming the participants, the Governor extended his gratitude to the Members of the Senate for attending this all important meeting. He stated that he attached great importance to education and educational institutions. He stated that he had a special affection for the ICP and University of Peshawar and concerted efforts are required to further improve these higher education institutions, especially the ICP. The Chancellor desired that we should only focus on the agenda to dispose it of with in the shortest possible time.

4. Before proceedings on the agenda, the Senate offered Fatiha for the departed soul of Dr. Muhammad Anwar Khan Ex-Vice Chancellor, University of Peshawar and member of the Senate.

5. Thereafter, Dr. Javed Badshah sought permission from the Chair to move a resolution signed by 04 Members but the chair decided that any non-agenda item or resolution may be moved after discussion and decisions made on the agenda items. Consequently, the Senate took up the following agenda items.



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Item No. i: Draft of Rules of Business of the Senate of ICP

6 After deliberations on the draft Rules of Business of the Senate, which were framed on the pattern of University of Peshawar, the following decisions were made:

- (i) The Rules of Business of the Senate were approved by the Senate in accordance with the provisions of Section-32 sub-Section (1) of the ICP Act, subject to the following corrections:
- a. Rule-10 will be inserted reproducing the provision of Section-19 Sub Section-6 of the Act, as follows: "In the absence of the Chancellor meeting of the Senate shall be presided over by such member, not being employee of the University or Government, as the Chancellor may, from time to time nominate. The member so nominated shall be the Convener of the Senate."
 - b. The existing Rules 10, 11 & 12 in the draft shall stand re-numbered as 11, 12 and 13 respectively.
 - c. The re-numbered rule-11 which proposes the Deputy Registrar to act as Secretary of the Senate in the absence of Registrar, being contradictory to Section-13, Sub Section-3 (f) of the Act, shall be deleted and replaced with the words: "The Registrar shall act as the Secretary of the Senate."
 - d. As the rules have been adopted from Peshawar University the prescribed methods will be accordingly amended.
- (ii) The Senate took strong notice of the fact that all-important posts of Registrar, Deputy Registrar etc were vacant for the last so many years and decided that these should be filled in the shortest possible time in accordance with the following parameters:-
- a. That the post should be advertised within the next 7 days and the process of receiving of applications be initiated.
 - b. The Statutes of Peshawar University shall temporarily stand adopted for the purpose of selection on this post.
 - c. The whole process shall be completed within the next 2 months so that appointment of Registrar is actualized within 60 days.

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Item No.1: Minutes of the meeting of the Syndicate held on 8.3.2012

7. The Senate was informed that the Syndicate, in its meeting dated 8.3.2012, recommended revised budget for the financial years 2009-10, 2010-11 and budget estimates for the financial year 2011-12 to the Senate under Section 23(2)(a) of the Act for approval.

8. Majority of the members were of the view that the expenditure made out of the budget justifies scrutiny at appropriate level. The Rep of Finance Department was of the view that budget allocations for expenditure, which has already been incurred in the previous financial years, are involved and therefore approval of these estimates is a separate issue than the scrutiny of expenditure.

9. Mrs. Miraj Humayun drew the attention of the members to para-19 of the Minutes of the 2nd meeting of the Syndicate and said that the Vice-chancellor should form a Committee to investigate the irregularities mentioned therein and submit a report to the Senate

After due deliberations, the Senate made the following decisions:-

- (i) Under Section 20 (2) (d) of the Act, the Senate approved the revised budget for the financial years 2009-10, 2010-11, and budget estimates for the financial year 2011-12 as recommended by the Syndicate.
- (ii) The Senate also approved a Sub Committee headed by its member Mr. Shakaib Ahmad Sahibzada and including Secretary HED and representative of Finance Department to examine and scrutinize expenditure made out of the budget. The Committee will submit its report to the incoming Senate in the next meeting. The Committee can co-opt as many technical members as required to carry out thorough examination.

Item No.2: Minutes of the Formal Committee meeting held on 15.12.2011

10. The Senate was informed that the Sub Committee constituted on 8.12.2011 for the solution of property disputes between ICP and other

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institutions located in the University campus, had finalized its report and had recommended as under:

- (i) Sign a lease agreement on mutually agreed terms and conditions from the date of occupation.
- (ii) Value of the land and infrastructure established as a result of revenue generated from the assets of Islamia College Peshawar, occupied by the University of Peshawar and other institutions, be paid at prevailing market rates to Islamia College Peshawar.
- (iii) Provide alternate land to Islamia College Peshawar equal to the value on prevailing market rates of the land occupied by the University of Peshawar and other institutions.
- (iv) The land under commercial use, whether vacant or developed, is recommended to be dispossessed formally to Islamia College Peshawar.
- (v) Recovery of rent and revenue generated from the investment made on the basis of commercial use of land.
- (vi) Recovery and refund, usage charges of land and infrastructure by the University of Peshawar and other institutions in carrying out their academic and allied activities since their establishment.
- (vii) If required, the Islamia College Peshawar Act 2009 will need to be amended to the extent to encompass other institutions emerged on the campus of Islamia College Peshawar, since 1954, in addition to the University of Peshawar.

11. The Secretary Higher Education Department informed that during the same time the Chancellor had constituted a committee comprising of Secretary to Governor, Secretary HED and Chairman GIT to examine on ground the boundary lines of various Universities, including ICP in the University campus and bring out the exact details on the boundaries' overlap on various institutions. However, due to unfortunate kidnapping incident of Mr. Muhammad Ajmal Khan, the Vice Chancellor, the committee could not proceed.

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Govt. Of Khy. P. Peshawar
Higher Education
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12 Mrs. Miraj Hamayun said that the Senate should also take steps to protect the interest of the Islamia College Peshawar with regard to its lands/property.

13. After due deliberations, the Senate decided as under:

- (i) Recommendations of the Formal Committee may be deferred till consideration by the incoming Senate.
- (ii) The committee comprising of Secretary to Governor, Secretary HED and Chairman GIT may be revived to carry out its mandated task and place recommendations before the next meeting of the Senate.
- (iii) In all future expansions of the ICP, the historic architecture may be preserved in designing of new buildings.

14. The Chancellor stated that the issue of unplanned construction in Universities was concerned with all public-sector-universities and he had banned all new construction without first getting a proper master-plan approved for a period of 10-15 years. The Chancellor further agreed to ban all construction till dispute on property is resolved. However, he stated that as this Senate was not mandated for a decision across the board, the Chancellor would issue instructions to this effect from his office separately. The Chancellor also stressed on the need of playgrounds and said that playgrounds are indispensable part of the educational institutions.

Item No.3: Establishment of Board of Management for the Trust's Property, Islamia College Peshawar

15. The Senate was informed that in its earlier meeting held on 9.2.2010 the Senate had approved a committee to propose a Board of Management for the management of trust property of ICP. After discussing the constitution and functions of the Board as proposed by the committee, the Senate approved the "Board of Management" with the following constitution, functions and allied matters:-



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Education Department





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|--------|--|--------------------------|
| (i) | Vice Chancellor, ICP | Chairman |
| (ii) | President Senior Alumni Association, ICP | Member |
| (iii) | Secretary Higher Education Department | Member |
| (iv) | DC/DCO Peshawar | Member |
| (v) | DC/DCO Charsadda | Member |
| (vi) | Registrar, ICP | Member/Secretary |
| (vii) | Mr. Muhammad Azam Khan | Rep of the old Islamians |
| (viii) | President TSA, ICP | Member |
| (ix) | A descendent of one of the major donors | Member |

b. Functions and Allied Matters:

- (i) To hold, control and administer the trust properties and funds;
- (ii) To enter into, vary, carry out and cancel agreements/contracts;
- (iii) To invest any money accruing from the donated/gifted property or from other sources, in such a manner as it may determine;
- (iv) To maintain a register of all properties under its control and Management along with its income;
- (v) To maintain accounts of income and expenditure of the properties and funds;
- (vi) To appoint qualified staff according to the prescribed procedure being followed by ICP to assist the Board in Management and control of all its properties in a prescribed time pay scale as may be commensurate with the qualifications and duties to be performed by them. To all intents and purposes, such employees will be considered as part of ICP and the services will be governed by statutes, rules and regulations as applicable to the University' employees;

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- (vii) To conduct an audit through Local Fund Audit Department, Government of Khyber Pakhtunkhwa at the end of each financial year;
- (viii) The Board will regulate and administer all other matters concerning its moveable and immoveable properties and for this purpose, exercise all other powers not specifically mentioned in these recommendations;
- (ix) The Chairman may convene meeting of the Board at least once a quarter at such times and places as he may deem necessary and convenient for the transaction of the business. Minutes of the meeting of the Board will be circulated amongst the members of the Senate for their information;
- (x) The Chairman shall preside over the meeting of the Board. In the absence of the Chairman, the senior most member of the Board will preside all the meetings;
- (xi) The quorum of the meetings of the Board of Management shall be $2/3^{rd}$ of the total number of members, a fraction being counted as one; and
- (xii) The Board of Management will submit an annual report of its activities for consideration of the Senate, Islamia College Peshawar.

Item No.4: Formation of Representation Committee for Senate Under Section-26 of Islamia College Peshawar Act-2009

16. The Senate was informed that in exercise of authority under Section-50 of the Act, the Chancellor had given extension to the Senate till 30.4.2012 to form the Representation Committee under Section-26 of the Act. It was further pointed out to the Senate that under Section 26(1), the Senate has to constitute the committee through statute and the statute has also not been framed.

17. In order to remove the difficulties, the Senate decided to frame the statutes during the meeting and consequently, the Committee.

18. The Senate, therefore, framed the statutes as under:-

- (i) For the 3 members of the Senate under Section 26(3)(a), the Senate nominated Dr. Rasul Jan, Mr Ahmad Shakaib Sahibzada

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and Secretary HED (all members of the Senate who are not teachers of the University) as members of the Representation Committee.

- (ii) For the provision of Section 26(3)(b) regarding two persons to be nominated by the University teachers from amongst themselves in the manner prescribed, the Senate prescribed the method of voting by all teachers of the ICP including regular and contract appointees as part of the statutes.
- (iii) For the one person from the academic community, not employed by the University, at the level of Professor or College Principal to be nominated by the University Teachers in the manner prescribed, as provided for under Section 26(3)(c) of the Act, the Senate prescribed the method of voting by all teachers of ICP whether regular or contract, as the statute provision.
- (iv) For the provision under Section 26(3)(d) regarding one eminent citizen to be nominated by the Senate, the Senate nominated Mr. Roohul Amin, senior Advocate..
- (v) The Senate further directed that the Representation Committee, as far as the two persons nominated by the University Teachers and the one person from the academic community as provided under Section 26 (3)(b) & (c) of the Act respectively, may be finalized within next 15 days and the Representation Committee so constituted may finalize recommendations of persons for appointment to Senate within the next 30 days.

19. Having discussed the agenda thus far, the Chancellor due to some pressing engagement had to leave the meeting and requested the Secretary Higher Education Department, Govt. of Khyber Pakhtankhwa to preside over


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the meeting for rest of the session. The Secretary Higher Education Department Govt. of Khyber Pakhtunkhwa accordingly took the chair.

Item No.5: Consideration of the up gradation of Mr.Sakhi Jan and Abdul Wadood, Associate Professor to BPS-21

20. The Senate approved the up-gradation of Mr. Sakhi Jan and Mr. Abdul Wadood, Associate Professors, to BPS-21 with effect from 2.12.2008, or the date they avail LPR, whichever is later.

Item No.6: Summary of the case of Dr. Shakeel Ahmad, Department of English, Islamia College Peshawar

21. keeping in view the fact that Dr. Shakeel Ahmad had already been declared as Professor in BPS-20 previously by the University of Peshawar, vide office order No. 1697/A-1/Estt dated 17.06.2010, the Senate decided to grant him BS-21 as Professor.

Item No.7: Recommendations of the meetings of the Selection Board, Islamia College Peshawar

22. The Senate on the recommendations of the Selection Board made during its meetings on 19.6.2010 and 27.11.2010 respectively and approved the following appointments under Section. 20(2) (d) of the Act-2009 with retrospective effect, i.e., after 6 months of the holding of the meeting of the Selection Board.

- (i) Appointment of Engr. Muhammad Abid Kamal as Director of Works, BPS-20.
- (ii) Appointment of Syed Farid Ahmad as Director Planning and Development, BPS-19.
- (iii) Appointment of Mian Syed Kamal as Deputy Provost, BPS-18.
- (iv) Appointment of Mr. Muhammad Nasir as Lecturer in Islamic Theology BPS-18.

23. The Senate further approved promotions of the following teachers of Islamia Collegiate School to BPS-18 finalized by the Selection Board on

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27.11.2010 with retrospective effect, i.e., after 6 months of the holding of the meeting of the Selection Board.

- (i) Mr. Muhammad Qasim Shah s/o Syed Muhammad Shah
- (ii) Ms. Zahida Parveen d/o Fazal Mahmood
- (iii) Mr. Abdur Rashid s/o Fazal Hadi
- (iv) Ms. Riffat Yasmin d/o Gul Sher Khan
- (v) Mr. Ayatullah s/o Muhammad Nauman
- (vi) Mr. Hidayat Ullah s/o Abdul Jalil
- (vii) Syeda Tanveer d/o Syed Shah Ali Asghar.

24. The representatives of Establishment, Finance Departments and Dr. Rasul Jan added their dissenting note to the extent that such approval should be with immediate effect otherwise it will create unmanageable precedent in other cases. Therefore, the above approval was granted by Senate with majority vote.

Additional Item No.1: Renewal of contract of Mr. Ghayur Ahmad

25.. The Senate was informed that Mr. Ghayur Ahmad was engaged on contract basis as Lecturer in Management Sciences Department on 10.2.2010 and subsequently, as he could not produce original MS HRM degree and its equivalence certificate from the Higher Education Commission, his contract was not extended beyond 9.2.2011. Moreover by not submitting the required documents and having Grade-C in MSc (HRM) he was eventually declared ineligible by the scrutiny committee. He filed a Writ Petition in the Peshawar High Court; and the Court directed the Chancellor/pro-Chancellor to decide his case within one month. The Chairperson informed the meeting that Mr. Ghayur Ahmad had submitted original degree of HRM to her and its equivalence has also been got from the HEC. The Vice-Chancellor remarked that Mr. Ghayur Ahmad should have produced his original degree and equivalence to the administration of the University to have known about its grade/division. The vice chancellor also read out legal opinion that senate

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was not mandated to undertake the case of Mr. Ghayur as he was not an employee of the university.

26. Regarding unsatisfactory performance of Mr. Ghayur Ahmad, the Registrar/Chairman Department of Management Sciences showed letters and written complaint of the students of Management Sciences against Mr. Ghayur Ahmad to the Chairperson but Dr. Naeem Khalid held the administration biased.

27. Eventually the Senate, through majority votes, decided to extend his contract appointment till 9.2.2013 with immediate effect.

Additional Item-2: Establishment of Peripheral Campuses in Kurram Agency

28. The Vice Chancellor commented that being head of the University, he was not taken into confidence about the additional items which were being tabled, and therefore it would not be justified to decide items without the official inputs of the university.

29. The Senate was informed that in collaboration with FATA Secretariat and in order to provide quality teaching facility to people of FATA, FATA Secretariat have agreed to establish two Peripheral Campuses, one each in Sadda and Parachinar. For this purpose existing buildings of Avon Public School Sadda and Institute of Management Sciences Parachinar would be utilized as temporary campuses and, in the meantime, purchase of 400 kanals land will be finalized for construction of permanent campuses. The Senate was further informed that while the FATA Secretariat will be processing a non-ADP Scheme and provide funds for short-term arrangements, as the students will be charged for their studies, it was previously decided that the ICP will provide funds for the establishment of permanent campuses.

30. Mr. Ahmad Shakaib Sahabzada informed the meeting that the provincial Government has given 4,000 Kanals land near Hund to Islamia College

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Peshawar free, of cost, for establishing its branch/campus there. He added that educational base of Islamia College Peshawar should be extended to other areas, including FATA.

31. After some discussion, the Senate took the following decisions:-

- (i) The Senate approved an amount of Rs.10.00 million for Peripheral campuses of the ICP in Kurram Agency. The Senate further approved that land will be acquired by the FATA Secretariat from its own resources.
- (ii) The Senate further recommended that these Campuses should not only include classes of intermediate, but also classes at graduate and post graduate level.

32. The Vice Chancellor was of the view that due to law and order situation in the tribal areas; the scheme should be deferred till the situation returns to normalcy.

33. Thereafter Dr. Naeem Khalid requested to submit non-agenda items, wherein various courts had taken cognizance and in some cases even contempt of court notices had also been issued. The Vice Chancellor ICP expressed his concern over direct submission of agenda items during the meeting without his knowledge, over and above the formal agenda of the Senate's meeting. Qari Ruhullal Madani demanded extension in the contract service of Dr. Mohammad Naeem in the faculty of Sharia and Law.

34. The members of the Senate felt that as they were not fully prepared on these items, they could not contribute towards any decision. The Senate members, however, felt that decisions by various courts merited urgent disposal of these cases. The Senate, therefore, decided unanimously to authorize the Chancellor to take decisions on all such cases where courts have taken cognizance and asked the Secretary Higher Education Department to

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Govt. of FATA
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move the cases to the Chancellor, through the Governor Secretariat, for his decision.

35. Dr. Javed Badshah tabled a resolution under the ICP Act: Provision for Removal of the Vice Chancellor and the Vice Chancellor resigned from his post. At this moment, Dr. Abdullah Sadiq and Mrs. Meraj Humayun Khan thanked the Acting Vice Chancellor. The Vice-Chancellor, however, stated that he resigns from the post of VC in view of such state of affairs for making alternate arrangement/ appointment on the post. He thanked the members of the Senate as well as the Chancellor for their support to him during the period of this Vice-Chancellorship. Subsequently, Dr. Javed Badshah withdrew his resolution before it could be voted upon.

36. Briefly enumerating the achievements during his period, the Vice Chancellor said that he had constituted board of studies, board of faculties and held the meeting of Academic Council to get approved the courses of the specialization being offered, called two meetings of the Syndicate, held two meetings of Senate, got constituted various Graduate Studies Committees, started the construction of Academic Block, Carried out Construction work in Islamia Collegiate School, appointed efficient heads of the teaching departments/sections and made sincere efforts to streamline the affairs of the university.

37. Dr. Abdullah Sadiq was of the view that sacking of the acting Vice-Chancellor by the Senate, or his resignation, is not the solution to this unfortunate grave situation. Therefore, the Senate constituted a committee, comprising of: Sahibzada Shakaib, Mr. Azam Khan and Dr. Abdullah Sadiq. He added that the committee must have the trust of all the concerned faculty members. Secondly, the committee members will have to spend sufficient time on the campus for understanding and resolving the differences among various factions and that being based in Islamabad, it would be difficult for him to do so.

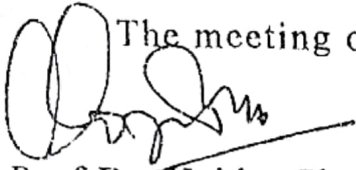
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38. At the end, the Senate prayed to Almighty Allah for early and safe return of Mr. Muhammad Ajmal Khan, VC, Islamia College University Peshawar and Mr. Mohib Ullah, staff car driver.

The meeting of the Senate ended with a vote of thanks.



Prof. Dr. Haider Shah
Vice-Chancellor
Islamia College Peshawar



Dr. Gohar Zaman
Registrar
Islamia College Peshawar

Approved / Confirmed by:

Barrister Masood Kauser
Governor / Chancellor / Chairman Senate
Islamia College Peshawar



Dr. Masood Kauser
Governor / Chancellor / Chairman Senate
Islamia College Peshawar