



THE NATIONAL SCHOOL OF PUBLIC POLICY ORDINANCE, 2002



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THE PAKISTAN CODE

THE NATIONAL SCHOOL OF PUBLIC POLICY ORDINANCE, 2002

ORDINANCE No. (XCIX OF 2002)

[26th October, 2002]

An Ordinance to provide for the establishment of the National School of Public Policy

WHEREAS it is expedient to provide for the establishment of the National School of Public Policy and for matters ancillary therewith and connected thereto in the manner hereinafter appearing;

AND WHEREAS the President is satisfied that circumstances exist which render it necessary to take immediate action;

NOW, THEREFORE in pursuance of the Proclamation of Emergency of the fourteenth day of October, 1999, and the Provisional Constitution Order No.1 of 1999, read with the Provisional Constitution (Amendment) Order No. 9 of 1999, and in exercise of all powers enabling him in that behalf, the President of the Islamic Republic of Pakistan is pleased to make and promulgate the following Ordinance.

1. Short title and commencement.—(1) This Ordinance may be called the National School of Public Policy Ordinance, 2002.

(2) It shall come into force on such date* as the Federal Government may, by notification in the official Gazette, appoint.

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

- (a) “Board” means the Board of Governors of the School;
- ¹[(aa) “directing staff” means the academic supervising faculty including chief instructor appointed or posted under sub-section (2) of section 11;]
- (b) “member” means a member of the Board and includes the Chairman and Vice-Chairman thereof;
- (c) “prescribed” means prescribed by ¹[rules or] regulations made under this Ordinance;
- (d) “Rector” means the Rector of the School; and
- (e) “School” means the National School of Public Policy established under this Ordinance.

*I.e. 15-3-2005, vide Notification No. 5/15/2002-I-II/CSRU, dated, 15-3-2005, Gaz. of Pak. Ext. pt. III (Karachi) dated 14-4-2005, P-123.

¹ Ins. by the National School of Public Policy (Amendment) Act, 2017 (XXXI of 2017), s. 2 (w.e.f 06-05-2017).

3. Establishment of the School.—(1) The Federal Government, shall by notification in the official Gazette, establish a School to be called the National School of Public Policy whose headquarter shall be at ¹[Islamabad].

(2) The School shall be a body corporate having perpetual succession and a common seal with power to acquire, hold and dispose of property and shall, by the said name, sue and be sued.

4. Functions of the School.—The functions of the School shall be—

- (a) to provide for instruction, tuition, ²[higher education,] training, research, demonstration and service in such branches and disciplines of public administration, public policy, law, economics, finance, management sciences and any other relevant discipline as the Board may, from time to time determine;
- (b) to introduce, suspend or abolish any of the disciplines or to establish and support other facilities for education, training and research;
- (c) to formulate and prescribe courses of study and training;
- (d) to determine teaching methods and strategies as well as co-curricular activities in order to ensure the most effective educational and other related programmes;
- (e) to design and organize training courses, workshops and such other activities in the relevant fields;
- ²[(f) to provide for in-service training to the Federal Government's officials and such officials of the Provincial Governments, Governments of Azad Jammu and Kashmir and Gilgit-Baltistan nominated by respective Governments and selected by the Establishment Division;]
- (g) to undertake research, consultancy and advisory services;
- (h) to prescribe criteria and conditions of admission and examination of students;
- (i) to admit and examine students and to determine and charge fees and other charges;
- (j) to develop standards, conduct examinations and to award degrees, diplomas, certificates and other academic distinctions to persons who have been admitted to and have passed its examinations under prescribed conditions;
- (k) to serve as a research institute for the Federal Government on matters of public policy and to advise the Federal Government on such policy matters as are referred to it; and
- (l) to do such other acts and things, as may be considered necessary in order to advance the objects of the School under this Ordinance.

¹Subs. by the National School of Public Policy (Amdt.) Act, 2010 (XIII of 2010), s. 2 for "Lahore", w.e.f. 7-7-2007.

² Ins. and subs. by the National School of Public Policy (Amendment) Act, 2017 (XXXI of 2017), s. 3 (w.e.f 06-05-2017).

5. Board of Governors.—(1) The general direction and administration of the affairs of the School shall vest in the Board of Governors.

(2) The Board shall consist of the following members, namely:—

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|--------------------|--|----------------------|
| (a) | The President of Pakistan | Chairman |
| (b) | A Federal Minister to be nominated by the ¹ [Prime Minister] of the Islamic Republic of Pakistan. | Vice-Chairman |
| (c) | Secretaries Establishment and Finance Division. | Members |
| (d) | two eminent stake-holders in public policy from private sector to be nominated by the Federal Government. | Members |
| (e) | two distinguished academicians including one woman to be nominated by the Federal Government; and | Members |
| ² [(ea) | One officer of not less than BPS-20 nominated by each of the provincial governments] | |
| (f) | the Rector | Member |

(3) The Rector shall be *ex-officio* Secretary of the Board.

²[(4) A member, other than an *ex-officio* member, shall hold office for a term of three years and shall be eligible for re-appointment for one more term of three years.]

(5) A member, other than an *ex-officio* member, may resign from his office by writing under his hand addressed to the President of Pakistan.

¹Subs. by the National School of Public Policy (Amdt.) Act, 2010 (XIII of 2010) s. 3 for "Chief Executive", w.e.f. 7-7-2007.

²Ins. and subs. by the National School of Public Policy (Amendment) Act, 2017 (XXXI of 2017), s. 4 (w.e.f 06-05-2017).

6. Removal from office.—(1) A member, other than *ex-officio* member, shall not be removed from office during the term of his office except on grounds of ¹[in-efficiency or] misconduct or physical or mental incapacity.

¹[(2) If there are grounds to proceed against a member, including the Rector under sub-section (1), the Prime Minister shall order an enquiry into the matter as may be prescribed.]

¹[(3) If after inquiry into the matter, the Rector or member, as the case may be, is found guilty of in-efficiency or misconduct or found to be incapable of performing the duties of his office by reason of physical or mental incapacity, the Prime Minister may remove the Rector or the member from office.]

7. Powers and functions of the Board.—Without prejudice to the generality of the provisions of sub-section (1) of section 5, the powers and functions of the Board shall be to—

- (a) appoint officers, consultants, staff and employees ¹[as may be prescribed];
- (b) enter into arrangements or agreements with other universities and institutions;
- ¹[(c) declare, with approval of the Federal Government, any training institution, administered and funded by the Federal Government, as a constituent unit of the School;]
- (d) receive any property, grants, bequests, trusts, gifts, donations, endowments and other contributions;
- (e) invest any funds, grants, bequests, trusts, gifts, donations, endowments and other contributions ¹[in accordance with the existing law or, as the case may be, policy of the Federal Government]; and
- (f) do all such acts and things whether incidental to the aforesaid powers or not as may be requisite for the furtherance of the objects and functions of the School.

8. Business of the Board.—(1) The meetings and business of the Board shall be conducted in such manner and in accordance with such procedure as may be prescribed and until these matters are prescribed, as may be determined by the Board.

(2) No act or proceedings of the Board shall be invalid by reason only of the existence of a vacancy in or defect in the constitution of the Board.

¹ Ins. and subs. by the National School of Public Policy (Amendment) Act, 2017 (XXXI of 2017), ss. 5 to 6 (w.e.f 06-05-2017).

9. The Rector.—¹[(1)The Rector shall be appointed by the Prime Minister on recommendations of the Board from amongst a panel of at least three persons on such terms and conditions as may be prescribed.]

(2) The Rector shall be the chief executive officer of the School and shall—

- ¹[(a) be appointed for one non-extendable term of four years, provided that the Rector shall cease to hold office on attaining the age of sixty five years or expiry of the term, whichever is earlier;]
- (b) be a whole time officer of the School ¹[* * *]; and
- (c) perform such functions and exercise such powers as may be prescribed, or as may be assigned or delegated to him by the Board.

10. Committees.—The Board may constitute such committees as it may deem necessary for carrying out the purposes of this Ordinance.

¹**[11. Appointments.**—(1) All appointments in the School shall be made on such terms and conditions as may be prescribed.

(2) The directing staff shall be appointed or, as the case may be, posted by the Federal Government in Management Pay Scales *i.e.* MP-I, MP-II or MP-III or such other pay scales as may be prescribed through rules:

Provided that fifty percent of the directing staff shall be appointed from amongst the persons from private sector or academia:

Provided further that where a retired civil servant is appointed under the first proviso he shall not be appointed unless he fulfills the criteria required.]

12. School Fund.—(1) ¹[Subject to clause (e) of section 7 there] shall be a Fund to be known as the ‘School Fund’ which shall vest in the Board and to which shall be Credited all sums received by or on behalf of the School.

(2) The Fund shall be kept in such custody and shall be regulated and utilized in such manner as may be prescribed.

13. Endowment Fund.—(1) The Federal Government shall create an “Endowment Fund” for the School.

(2) The Endowment Fund shall be separate from the School Fund and shall be kept in such custody and utilized and regulated in such manner as may be prescribed.

14. Budget, audit and accounts.—The budget of the School shall be approved and its accounts shall be maintained and audited in such manner as may be prescribed.

¹Subs. and omitted by the National School of Public Policy (Amendment) Act, 2017 (XXXI of 2017), ss. 7 to 9 (w.e.f 06-05-2017).

15. Annual report.—(1) The School shall, not later than the 15th day of February, in each year, prepare a report regarding its performance during the preceding year ending on the 31st day of December and submit the report to the Federal Government.

(2) The report shall be prepared in such manner, and shall contain such information, as may be prescribed ¹[through regulations].

(3) The Federal Government shall cause a copy of the report to be laid before both the Houses of Parliament.

(4) Notwithstanding anything contained in sub-section (1), the School shall also provide to the Federal Government any other report, return, statement, estimate, statistics or such other information, as may be required by the Government.

16. Delegation of powers.—The Board, subject to such conditions as it may deem fit to impose, delegate to any officer, committee or authority any of its powers, duties or functions.

¹[**16A. Power to make rules.**—The Federal Government may, by notification in the official Gazette, make rules to carry out purposes of this Ordinance.]

17. Power to make regulations.—(1) The Board may, by notification in the official Gazette, make regulations, for carrying out the purposes of this Ordinance.

(2) In particular and without prejudice to the foregoing provisions such regulations may provide for—

- (a) conduct of meetings and business by the Board;
- (b) custody, regulation and utilization of the Endowment Fund;
- (c) preparation of budget, maintenance of accounts and its audit;
- ¹[(ca) conduct of trainings, evaluation criteria and other matters allied to trainings;]
- (d) matters relating to the annual report; and
- (e) any other matter which may be prescribed.

18. Savings.—Upon the commencement of this Ordinance, notwithstanding anything contained in any other law for the time being in force or in any regulation, resolution, agreement, contract or other instrument—

¹Ins. by the National School of Public Policy (Amendment) Act, 2017 (XXXI of 2017), ss. 10 to 12 (w.e.f 06-05-2017).

- (a) the Pakistan Administrative Staff College, Lahore ¹[and] National Institute of Public Administration, Lahore, ¹[* * *] hereinafter referred to as “the said training organizations” shall stand merged in the school;

¹[(aa) the Civil Services Academy and its allied units shall not be constituent units of the School;]

- (b) all funds, assets and properties, rights and interests, and all books of accounts, registers, records and all other documents of whatever nature relating thereto, of the said training organizations shall stand transferred to and vest in the School;
- (c) all debts and liabilities incurred, all contracts entered into, and all matters and things engaged to be done by, with or for the said training organizations before the establishment of the School, shall be deemed to have been incurred, entered into or engaged to be done by, with or for, the School;
- (d) all suits, prosecutions and other legal proceedings instituted by or against the said training organizations shall be deemed to have been instituted by or against the School and may be continued or proceeded with accordingly; and
- (e) every person serving in connection with the affairs of the said training organizations including employees serving on deputation to other organization but excluding persons working in the said training organizations on deputation from other departments, shall stand transferred to the School and become employees of the School on the same terms and conditions of service which were applicable to him immediately before the commencement of this Ordinance until his employment in the School is terminated in accordance with his terms and conditions of service or until regulations containing terms and conditions of service made by the Board under section 17 come into effect, and as from that date he shall be subject to and governed by the said regulations.

¹[19. Removal of difficulties.]—For a period of two years from the coming into force of The National School of Public Policy (Amendment) Ordinance, 2016, if any difficulty arises in giving effect to any of its provisions, the Federal Government may give such directions, not inconsistent with the provision of this Act, as it may consider necessary for the removal of such difficulty.]

¹Subs., omitted and Ins. by the National School of Public Policy (Amendment) Act, 2017 (XXXI of 2017), ss. 13 to 14 (w.e.f 06-05-2017).