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PART I

Acts, Ordinances, President's Orders and Regulations

GOVERNMENT OF GILGIT-BALTISTAN

LAW AND PROSECUTION DEPARTMENT

(Gilgit-Baltistan Secretariat)

Gilgit, the 22nd June, 2020

THE GILGIT-BALTISTAN PRIVATE EDUCATIONAL INSTITUTIONS' REGULATORY ACT 2020

(ACT NO. X OF 2020)

(Preliminary)

To provide for the establishment of a Regulatory Act to Regulate Privately Managed Educational Institutions in Gilgit-Baltistan

WHEREAS it is expedient to establish a **Private Educational Institutions Regulatory Act** for registration, regulation and supervision of privately managed Educational Institutions in Gilgit-Baltistan and for matters connected therewith or incidental thereto:

[5704(2020)/Ex Gaz.] *Price : Rs. 10.00*

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It is hereby enacted as follows:

1. **Short title, extend and commencement.**—(1) This Act may be called the Gilgit-Baltistan Private Educational Institutions Regulatory Act, 2020.

(2) The Act shall extend to all the privately managed educational institutions in Gilgit-Baltistan.

(3) The Act shall come into force at once.

2. **Definitions.**—(1) In this Act, unless there is anything repugnant in the subject or context:

(a) **"Government"** means Government of Gilgit-Baltistan.

(b) **"Steering Committee"** means a committee formed under the Chairmanship of Secretary Education Gilgit-Baltistan for supervising and controlling of privately managed educational institutions in Gilgit-Baltistan .

(c) **"Privately Managed"** means not owned or managed by Education department Gilgit-Baltistan.

(d) **"Educational Institution"** means a school, college imparting formal and non- formal education from ECE level to Higher Secondary School/ Intermediate level.

(e) **"School"** means a privately managed school or tuition center imparting education at pre-primary, primary level including day care center and from pre-primary (ECE) level to secondary education level or equivalent.

(f) **"Higher Secondary School"** means an educational institution imparting education from ECD/ECE up to F.A/F.Sc Level.

(g) **"College"** means a college preparing students for higher Secondary/ Intermediate level.

(h) **"Curriculum"** means national curriculum notified by the Government of Pakistan.

(i) **"Fund"** means the fund collected by Directorate of Private Schools under this Act for registration/up-gradation and renewal of the registration of privately managed institutions.

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(j) **"Fee"** means registration/up-gradation, renewal fee and loss of registration certificate fee.

(k) **"Minimum Standards"** means the standards as prepared by the Government for effective regulation of educational institutions.

(l) **"Regulations"** means regulation made under this Act.

(m) **"Rules"** means rules made under this Act.

3. **Constitution of the Steering Committee.**—(1) Soon after the commencement of this Act, but not later than ninety (90) days, Government shall establish a steering committee to be called Gilgit-Baltistan Private Educational Institution Steering Committee which consist of the following members;

- Secretary Education Gilgit-Baltistan — *Chairperson*
- Additional Secretary Education Gilgit-Baltistan — *Member*
- Director Schools (Coordination) Gilgit-Baltistan — *Member*
- Director Education Colleges Gilgit-Baltistan — *Member*
- Director Education Schools Diamar-Astore Division — *Member*
- Director Education Schools Baltistan Division — *Member*
- Director Education Schools Gilgit Division — *Member*
- President Private School Network Gilgit-Baltistan — *Member*
- President Private School Network Gilgit Division — *Member*
- President Private School Network Baltistan Division — *Member*
- President Private School Network Diamar-Astore Division — *Member*

(2) The Steering Committee so established under this Act has powers, subject to the provisions of this Act, to formulate regulatory and controlling mechanism for effective regulation of privately managed educational institutions in Gilgit-Baltistan. The Steering Committee shall establish centralized and division based regulatory and controlling offices for matters connected with regulation of private institutions. The office of Director Schools (Coordination) Gilgit-Baltistan shall act

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as Head Quarter under this Act whereas Regional Directors and District Offices shall act as Head Quarter in their respective regions. The privately managed educational institutions shall be regulated and controlled through the office of Director Schools (Coordination), Divisional Directorate offices and District Education offices which shall get guidance/Powers from Steering Committee from time to time.

(3) In the absence of Secretary Education Gilgit-Baltistan, Additional Secretary Education shall Chaired the Steering Committee for regulation of educational institutions and matter connected therein.

4. **Powers and Functions of the Steering Committee.**—(1) Subject to the provisions of this Act, the Steering Committee shall exercise such powers, as may be necessary for carrying out the purpose of this Act.

(2) without prejudice to the generality of the foregoing sub-section, the Education Department;

(a) Shall form rules and regulation regarding effective regulation (registration, up-gradation renewal, determination/fixation of registration fee, tuition fee, follow of national curriculum uniform academic calendar, follow of government approved minimum standards) of private educational institution.

(b) The Steering Committee under this Act has the power to take any disciplinary action against any private educational institutions in case of breech of rules and regulation made under this Act.

4. **Meeting of the Steering Committee.**—The Steering Committee under the Chairmanship of Secretary Education shall hold quarterly meeting regarding effective regulation of privately managed Educational Institutions in Gilgit-Baltistan.

6. **Delegation of Powers.**—The Steering Committee may, by general or special order, delegate powers to the Director Schools (Coordination), Divisional Directors, District Education offices or any other officer, any of its powers or functions under this Act.

7. **Fund.**—There shall be established a fund to be known as Private Educational Institutions Regulatory Fund which shall consist of:

(a) Grants provided by the Provincial or Federal Government or other authorities from time to time;

(b) Gifts, grants or contributions to the Directorate by individuals or institutions /donor agencies;

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(c) All fees received by and fines paid to regulate the institutions;

(d) Contributions from training and welfare of teachers, employees and deserving students in educational institutions.

8. **Custody of the Fund.**—Money credited to the Fund shall be kept in the State Bank/National Bank, Government Treasury or a scheduled bank notified by the Finance Department Gilgit-Baltistan and in such a manner as specified by Government.

9. **Application of the fund.**—(1) Money credited to the fund shall be spent in accordance with the government rules and regulations. The funds shall be utilized to meet expenditures connected with execution and discharge of the functions regarding effective regulation of private educational institutions.

10. **Accounts.**—The accounts of receipts and expenditure shall be maintained in such forms and in accordance with principles and methods laid down by the Auditor General of Pakistan.

11. **Audit.**—(1) The Auditor General of Pakistan/Gilgit-Baltistan shall, on the basis of such audit as he may consider appropriate or necessary, certify the accounts compiled and prepared by the Directorate for each financial year, showing under the respective heads of annual receipts and disbursement and shall submit the certified accounts with such notes, comments or recommendations as he may consider necessary to Secretary Education Gilgit-Baltistan.

12. **Internal Audit.**—The Finance Department Gilgit-Baltistan in consultation with the Secretary shall undertake internal audit for adding value and improving financial management in the Directorate and its offices.

13. **Power to make rules.**—(1) Steering Committee may make rules for carrying out the purpose of this Act.

14. **Powers to make regulations.**—(1) The Steering Committee may frame regulations not in- consistent with the provisions of this Act and the rules made thereunder, to carry out the purposes of this Act.

15. **Indemnity.**—(1) Except as otherwise expressly provided in this Act, no suit, prosecution or other legal proceedings shall lie against the Education Department or Steering Committee or any person acting on behalf of the Department for anything done or intended to be done in good faith under this Act or the rules and the regulations made there under.

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(2) The registration/up-gradation/renewal fee collected by Education department Gilgit-Baltistan from educational institutions shall be regularized and the amount collected so far shall be deposited into Private Educational Institutions Regulatory Fund established under this Act.

16. **Act to override other laws.**—Notwithstanding anything repugnant or contrary to contained in any other law for the time being in force, the provisions of this Act shall take precedence in matters relating to opening, commissioning, registration, regulation and supervision of educational institutions in Gilgit-Baltistan and in matter connected therewith or incidental thereto.

FIDA MUHAMMAD NASHAD,
Speaker,
Gilgit-Baltistan Assembly.

RAJA JALAL MAQPOON,
Governor,
Gilgit-Baltistan.

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