



THE PAKISTAN MADRASH EDUCATION (ESTABLISHMENT AND AFFILIATION OF MODEL DINI MADARIS) BOARD ORDINANCE, 2001



CONTENTS

PREAMBLE.

1	Short title, extent and commencement.
2	Definitions.
3	Establishment of the Board.
4	Composition of the Board.
5	Powers and functions of the Board.
6	Visitation.
7	Meetings of the Board.
8	Chairman.
9	Secretary.
10	Academic Council.
11	Establishment and affiliation of dini madaris.
12	Affiliation.
13	Syllabi.
14	Officers and servants of the Board to be public servants.
15	Officer and other staff.
16	Delegation of powers.
17	Fund.
18	Accounts and audit.
19	Indemnity.
20	Power to make rules.
21	Power to make regulations.
22	Removal of difficulties.

THE PAKISTAN MADRASAH EDUCATION

(ESTABLISHMENT AND AFFILIATION OF MODEL DINI MADARIS) BOARD ORDINANCE, 2001

ORDINANCE NO. XL OF 2001

[18th August, 2001]

An Ordinance to enable the establishment of Model Dini Madaris to improve and secure uniformity of standards of education and for the integration of the system of Islamic education imparted at dini madaris within the general education system;

WHEREAS it is expedient to provide for securing the registration, regulation, standardisation and uniformity of curricula and standard of education of the *dini madaris* imparting specialized Islamic education in Pakistan with the general education system in order to enable recognition of equivalence of the degrees, certificates and asnad awarded by such institutions and to regulate their examination system and the matters connected therewith or ancillary thereto;

AND WHEREAS there is need that the *Dini Madaris* maintain their autonomous character and are better organised for the promotion of full-fledged, comprehensive and specialised Islamic Education along with subjects of general education system;

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, extent and commencement.—(1) This Ordinance may be called the Pakistan Madrasah Education (Establishment and Affiliation of Model *Dini Madaris*) Board Ordinance, 2001.

(2) It extends to the whole of Pakistan.

(3) It shall come into force on such date as the Federal Government may, by notification in the official Gazette, specify in this behalf and different dates may be so specified for different areas.

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

(a) “Academic council” means the Academic Council established under section 10;

- (b) “affiliated *dini madaris*” means the *dini madaris* or *darul ulooms* which are affiliated with the Board;
- (c) “Board” means Pakistan Madrassah Education Board, constituted under section 3;
- (d) “Controlling Authority” means the Chairman of the Board;
- (e) “Dini Madaris” means religious educational institutions including Dini Madaris or Darul Uloom established for the purpose of imparting Islamic Education with Islamic teachings and instructions as the principal component of their curricula;
- (f) “Federal Government” means the Ministry of Religious Affairs;
- (g) “general education system” means the education system as recognised by the Ministry of Education, Government of Pakistan;
- (h) “member” means the member of the Board;
- (i) “Model Madrassah or Model *Darul-Uloom*” means a Madrassah or a Darul Uloom established by or affiliated to the Board under this Ordinance;
- (j) “Nazim or Sadr” means the Nazim or Sadr of a Wifaq or Tanzeem;
- (k) “prescribed” means prescribed by rules or regulations made under this Ordinance;
- (l) “qualifications” means any diploma, degree, *sanad* or other certificate in recognition of having fully completed the necessary course of study or training as recognised by the Board;
- (m) “regulations” means regulations made under this Ordinance;
- (n) “rules” means rules made under this Ordinance;
- (o) “students” means persons of any sex receiving education in a recognised or reputable religious institution of good standard; and
-

(p) “syllabi” means the curricula which shall comprise of Islamic Education as the main competent and shall also include subjects of the general education system as may be prescribed.

3. Establishment of the Board.-(1) As soon as may be after the commencement of this Ordinance, the Federal Government shall, by notification in the official Gazette, establish a Board to be known as the Pakistan *Madrakah* Education Board.

(2) The Board shall be a body corporate having perpetual succession and a common seal with power, subject to the provisions of this Ordinance, to acquire, hold and dispose of property both moveable and immovable, and may, by the said name, sue and be sued.

(3) The headquarters of the Board shall be at Islamabad.

(4) The Board may establish its regional offices as and where it considers necessary.

4. Composition of the Board.-(1) The Board shall consist of the following members, to be appointed by the Federal Government, namely:-

(i) An educationist of eminence	<i>Chairman</i>
(ii) Sadr or nazim of a wafaq or tanzim or rabitah to be appointed by the Federal Government in consultation with the Chairman.	<i>Vice-Chairman</i>
(iii) an educationist having experience in administrative matters.	<i>Secretary</i>
(iv) Secretary, Ministry of Education or his nominee not below the rank of a Joint Secretary.	<i>Member</i>
(v) Secretary, Ministry of Religious Affairs or his nominee not below the rank of a Joint Secretary.	<i>Member</i>
(vi) Secretary, Ministry of Science and Technology or his nominee not below the rank of a Joint Secretary.	<i>Member</i>
(vii) Chairman, University Grants Commission or a Member nominated by him.	<i>Member</i>
(viii) two Ulema who are or have been members of the Council of Islamic Ideology to be nominated by the Chairman.	<i>Members</i>
(ix) Director General, Dawa Academy, International Islamic University.	<i>Member</i>
(x) one Professor who is also a head of the Department of Islamic Studies in a University.	<i>Member</i>
(xi) Provincial Education Secretaries of all the four Provinces.	<i>Members</i>
(xii) one President or Nazim of Wifaqs	<i>Members</i>
(xiii) one President or Nazim of Tanzim	<i>Member</i>
(xiv) one President or Nazim of Rabita	<i>Member</i>
(xv) Chairman, Inter-Board Co-ordination Committee (IBCC)	<i>Member</i>
(xvi) two representatives of the Ministry of Science and Technology.	<i>Members</i>

(2) A member, other than an *ex officio* member, unless earlier removed shall hold office during the pleasure of the Federal Government.

(3) No person shall be appointed or continue to be a member of the Board if he has been declared insolvent or is convicted of an offence involving moral turpitude or is declared disqualified from employment in, or dismissed from, Government service.

(4) No person, who has committed misconduct, directly or indirectly, or he himself or his partner has any share or interest in a contract with, by or on behalf of the Board or is in any employment under, by or on behalf of the Board, shall be appointed or continue on the Board. On receipt of any such complaint against a member, the Board, after giving the member an opportunity of hearing, shall decide the matter, and send its recommendation to the Federal Government for its approval. The decision of the Federal Government shall be final.

5. Powers and functions of the Board.-(1) The Board shall have powers to perform such functions and exercise such powers as are necessary or conducive to implement and achieve the purposes of this Ordinance.

(2) Subject to the provisions of this Ordinance and with due regard to the autonomy of a Wifaq or Tanzeem or Rabita, the Board shall have the following powers and functions to perform:

- (a) to establish such **model madaris and model darul ulooms** in which the Islamic Education is the main component and includes courses and curricula of the general education system as may be prescribed;
 - (b) to regulate and approve conditions for affiliation of such existing *madaris* as have duly been recommended by the Academic Council;
 - (c) to approve the curricula, courses of study and conditions for holding of examinations in the *model dini madaris* keeping in view the recommendations of the Academic Council;
 - (d) to organise teachers training programmes for the teachers of the *model dini madaris* and **dar-ul-ulooms** in various social sciences and religious courses;
 - (e) to grant affiliation and to lay down the regulations and to approve conditions for affiliation of existing madaris;
 - (f) to suggest ways and means to bridge the existing gulf between the general education system and the madaris by revising and improving the curricula of Madaris and general education programs;
-