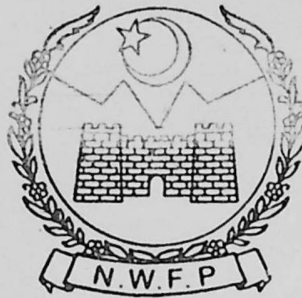


EXTRAORDINARY

REGISTERED NO. P. 111

GOVERNMENT



GAZETTE

North-West Frontier Province

Published by Authority

PESHAWAR, THURSDAY, 31ST JANUARY, 2002.

GOVERNMENT OF THE NORTH-WEST FRONTIER PROVINCE,
LAW DEPARTMENT.

NOTIFICATION.

31st January, 2002.

No. LEGIS:I(3)/99/639-45.—The following Ordinance by the Governor of the North-West Frontier Province is hereby published for general information:—

THE NORTH-WEST FRONTIER PROVINCE
MEDICAL AND HEALTH INSTITUTIONS REFORMS (AMENDMENT)
ORDINANCE, 2002.

N.-W.F.P. ORDINANCE NO. V OF 2002.

AN
ORDINANCE

*further to amend the North-West Frontier Province Medical and
Health Institutions Reforms Act, 1999.*

WHEREAS it is expedient further to amend the North-West Frontier Province Medical and Health Institutions Reforms Act, 1999 (N.-W.F.P. Act No. XII of 1999), for the purpose hereinafter appearing;

AND WHEREAS the Governor of the North-West Frontier Province 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, as amended uptodate, and the Provisional Constitution Order No. I of 1999, read with Article 4 of the Provisional Constitution (Amendment) Order No. 9 of 1999, and in exercise of all powers enabling him in that behalf, the Governor of the North-West Frontier Province is pleased to make and promulgate the following Ordinance:

1. Short title and commencement.—(1) This Ordinance may be called the North-West Frontier Province Medical and Health Institutions Reforms (Amendment) Ordinance, 2002.

(2) It shall come into force at once.

2. Amendment of section 2 of N.-W.F.P. Act No. XII of 1999.—In the North-West Frontier Province Medical and Health Institutions Reforms Act, 1999 (N.-W.F.P. Act No. XII of 1999), hereinafter referred to as the said Act, in section 2, after clause (e) the following new clause shall be inserted, namely:

“(ee) ‘Institutional Private Practice’ means undertaking private practice within the premises of an Institution in a prescribed manner;”.

3. Amendment of section 10 of N.-W.F.P. Act No. XII of 1999.—In the said Act in section 10,—

(a) in sub-section (1), the fullstop appearing at the end shall be replaced by a colon and thereafter the following proviso shall be added, namely:

“Provided that such employees shall be appointed on contract basis and shall not be considered as Civil Servant or Government Servant.”;

(b) after sub-section (2), the following new sub-section shall be added, namely:

“(3) If at any time, an institution reverts to the Government for running under its own administration and management for any reason, the employees appointed under sub-section (1), shall continue to serve the institution on the same terms and conditions as applicable to them immediately before such reversion.”.

4. Amendment of section 12 of the N.-W.F.P. Act No. XII of 1999.—In the said Act, after section 12, the following new section shall be inserted, namely:

“12(A) Notwithstanding anything contained in any law or rules, the institutions shall retain receipts from various fees levied by the Government or the institution to meet recurring and development expenditure of the institution.”.

5. Amendment of section 13 of the N.-W.F.P. Act No. XII of 1999.—In the said Act, in section 13,—

(a) the existing sub-section (2), shall be renumbered as “(3)” and before sub-section (3) as so renumbered, the following sub-section (2) shall be inserted, namely:

“(2) The fund shall consist of—

- (a) grant from Government in such manner as may be notified;
- (b) receipts from User Charges as specified by Government or the institution from time to time in such manner as may be prescribed;
- (c) voluntary contributions or donations;
- (d) receipts from Institutional Private Practice as may be prescribed or otherwise specified; and
- (e) grants from other sources.”;

(b) after sub-section (3), as so renumbered, the following new sub-section shall be inserted, namely:

“(4) The fund account shall be maintained at such Bank or Treasury as may be notified by Government.”.

6. Amendment of section 14 of the N.-W.F.P. Act No. XII of 1999.—In the said Act, in section 14, after sub-section (3), the following new sub-section shall be added, namely:

“(4) The Chief Executive of the institution at the close of a financial year shall render accounts of income and expenditure of the institution to the Accountant General North-West Frontier Province for incorporation in the Civil Accounts of the Province by the 31st July of each year.”.

Peshawar,
dated the
January, 2002.

Lt. Gen. (Rtd.) IFTIKHAR HUSSAIN SHAH,
Governor of the North-West Frontier Province.

SALIM KHAN,
Secretary to Government of North-West Frontier Province,
Law Department.