

Legislative Decree No. 12 of 1986 with Respect to Establishing and Organizing the University Of Bahrain

We, Isa bin Salman Al Khalifa, Amir of the State of Bahrain,

having examined the Constitution,

and Amiri Order No. 4 of 1975,

and Law No. 1 of 1975 with respect to determining the Financial Year, the General Budget's preparation rules and monitoring its implementation, and closing financials,

and Legislative Decree No. 11 of 1978 with respect to establishing and organizing the University College of Science, Arts and Education, as amended in the Legislative Decree No. 16 of 1980,

and Legislative Decree No. 2 of 1981 with respect to establishing the primary system for the Gulf Technical College,

and upon the submission of the Minister of Education,

and with the consent of the Council of the Ministers,

HEREBY DECREE THE FOLLOWING LAW:

CHAPTER (1)

Establishing the University, Its Constituents and Goals

ARTICLE 1

A university shall be established in the State of Bahrain under the name "The University of Bahrain" as an independent scientific public body.

ARTICLE 2

The University College of Science, Arts and Education and the Gulf technical College shall merge into the University of Bahrain.

And it shall, in accordance with the provisions of this Law, establish new colleges, institutes or other units that follow the University.

ARTICLE 3

All the funds, assets and rights of the University College of Science, Arts and Education and the Gulf Technical College shall be under the ownership of the University of Bahrain, who shall also bear all their liabilities.

ARTICLE 4

The University is a safe place with sanctity, and approval of the President of the University shall be obtained prior to undertaking any procedures concerning it.

ARTICLE 5

The University, based on the provisions of its Law and according to the Board of Trustees' and the University Council's decisions, shall aim at serving the Bahraini community through disseminating and enhancing knowledge and employing it to serve the society in the possible means, the most important of which shall be:

- a) Acquiring and developing knowledge, sciences and technical skills, and disseminating them through instruction and scientific research.
- b) Providing the country with experts, technicians and specialists from different fields and preparing individuals equipped with Islamic ethics, Arab originality, basics of knowledge, advanced research methodologies, and high values necessary for developing the nation and serving the Arab and Islamic community and all humanity.
- c) Conducting and encouraging scientific research and developing students' essence of scientific research, cognitive independence and personal initiative.
- d) Nurturing the Arab and Islamic civilization, disseminating its heritage and fostering attention towards the national and international cultures.
- e) Cultivating and enhancing technology to serve the society.
- f) Fostering cultural and scientific relationships with the Arab and international universities and scientific bodies.
- g) Organizing communal services through study programs that are not bound with granting grades, diplomas or certificates, and encouraging students to participate in providing public service outside the University.

ARTICLE 6

Arabic is the University's language of instruction and the Board of Trustees may, upon recommendations from the University Council, decide to use another language

of instruction or training when necessary, depending on the nature of the certain subjects or courses.

CHAPTER (2)

University Administration and Management Of Colleges and Institutes

ARTICLE 7

The Amir of the State of Bahrain is the University's Supreme President.

The University's Supreme President shall patronize the University's official ceremonies, and receive the University's progress reports from the Chairman of the Board of Trustees.

ARTICLE 8

The councils and managements illustrated in the following articles shall bear the responsibility, each in their respective capacity, of operating work at the University to achieve its goals in accordance with the established laws, bylaws and regulations.

The Executive Bylaws demonstrates the working system of these councils.

ARTICLE 9

The councils that operate work at the University are:

- a) The Board of Trustees
- b) The University Council
- c) The Colleges' and Institutes' Councils
- d) The Departments' Councils
- e) Councils and committees which bylaws form and specify their jurisdictions.

ARTICLE 10

The following managements shall, each in their respective capacity, be responsible of operating and managing University work in accordance with the provisions of this Law and its Executive Bylaws:

- a) The President of the University
- b) The Vice Presidents
- c) Deans and their equivalents
- d) Department chairpersons

The Executive Bylaws may mandate the establishment of other managements and specify their jurisdictions.

ARTICLE 11

The Board of Trustees shall be headed by the Minister of Education and shall consist of a number of members including the President of the University. The Board of Trustees shall consist of no more than 12 members who should have competence, expertise and scientific status.

The Board of Trustees is promulgated with an Amiri Decree upon the submission of the Minister of Education, taken that the duration of this council is a four-year renewable term.

ARTICLE 12

The Board of Trustees, in accordance with this Law and the provisions of its executive promulgated bylaws, shall specialize in managing the University and supervising the mechanisms of work progress in its various colleges and units, and shall take all necessary decisions and procedures to achieve that. It shall in particular:

- a) Approve, organize and guide the general policy for higher education and scientific research and follow-up its implementation in accordance with the country's needs and development requirements.
- b) Approve the University's executive, financial, administrative and technical bylaws and the internal bylaws of the University's colleges and institutes.
- c) Approve partnership contracts aimed at achieving the University's goals including everything related to the purchase, ownership and management of movables and real estates.
- d) Unless in conflict with the University's goals, accept donations given to the University through endowment, wills, grants and others.
- e) Approve the University budget, financial plans and closing account and recognize the accounts auditor's report.
- f) Establish rules and regulations necessary for investing, managing and utilizing the University's funds and administer its accounts, and it may hence, liaison with specialized competent authorities to manage and audit the University's books of accounts.
- g) Approve University fees following a recommendation from the University Council.
- h) Establish the academic and administrative positions subject for appointment, specify the conditions and durations of appointment accordingly, and set the rules that determine faculty appointment and promotion conditions, rights and

shall avail the means necessary for the fulfillment of the University's goals and its societal role.

- b) Propose a plan for establishing and completing premises and providing a support system for the University's laboratories, equipment and libraries, study contracts and their means of implementation and provide suggestions in this regard to the Board of Trustees for decision making.
- c) Propose the executive, financial, administrative and technical bylaws in addition to the internal bylaws for University colleges and institutes.
- d) Prepare University budget projects, financial plans and closing accounts and appoint one or more certified auditors.
- e) Organize student admission in the University colleges and institutes in accordance with the University plans and bylaws.
- f) Organize different scholarships and grants affairs in accordance with the University plans and bylaws.
- g) Organize students' cultural, athletic and social affairs.
- h) Organize the University's administrative and financial affairs in accordance with the laws and bylaws.
- i) Establish the general system for lessons, lectures, research and practical exercises.
- j) Establish the general system for examination conducts.
- k) Follow-up the execution of the general plan concerning teaching, scientific research and establishments at the University.
- l) Appoint, promote and transfer university faculty in accordance with the University plans and bylaws.
- m) Set the academic calendar and specify the start and end date of study and the durations of mid-term and end-of-year vacations.
- n) Recommend establishing and granting degrees, certificates, diplomas and honorary diplomas and set rules for equalizing grades, scientific certificates and diplomas attained from foreign universities with those granted by the University.
- o) Give opinion on educational issues of different levels and types.
- p) Give opinion on issues referred to by the Chairman or the Board of Trustees.
- q) Other issues within its jurisdictions according to the established provisions of laws, bylaws and regulations.

ARTICLE 16

If in violation to the University laws and bylaws, the University Council shall have the authority to object on any decision taken by University colleges or institutes' councils within thirty days from the date of notification.

If objected during the mentioned period, the decision shall be returned to the college or institute's council for re-consideration. If the college or institute's council insists, then the University Council shall again be notified and it may cancel it within thirty days from the date of notification for the second time. The cancelation shall be subject to the approval of two-third of the University Council members.

ARTICLE 17

The University college or institute council is formed as follows:

Chairman	Dean of college or institute
Members	College or institute department heads or their representatives when absent or obstructed
	Oldest member of faculty in each department
	Three members from outside the University with good knowledge of college courses appointed by the University Council for a three-year renewable term

ARTICLE 18

The University College or institute shall have the following jurisdictions:

- a) Give opinion on all issues concerning setting the college or institute's educational policy and student admission rules.
- b) Give opinion on the plan to establish or complete premises, laboratories, college library and equipment.
- c) Propose the college or institute's plan for undergraduate and postgraduate education and research.
- d) Prepare the college or institute's plan for scholarships, vacations, study grants and missions and for achieving the required number of faculty.
- e) Set the scientific content for the college or institute's study courses and coordinate between them in different departments.
- f) Organize the college or institute's lessons, lectures, research, practical exercises and examination conducts.
- g) Give opinion on all issues concerning the college or institute's study program, athletic and social activities, and projects of decisions promulgated regarding the college or institute, and on all topics referred to for opinion by the University Council.
- h) Propose the college or institute budget project and distribute the financial funds on departments.
- i) Set plans to ensure the fulfillment of the college or institute's role in the society.

- j) Provide the college or institute's suggestions on granting degrees, certificates, diplomas and honorary diplomas.
- k) Other jurisdictions enlisted in the bylaws promulgated in accordance with this Law.

ARTICLE 19

The University college or institute council shall disclose to the University Council the decisions it takes within thirty days from the date of issuance, and these decisions shall be considered effective after thirty days of notifying the University Council if no objections are made during this period.

ARTICLE 20

The department council shall comprise of its chairman and all its full professors, associate professors, assistant professors and lectures. It shall also be taken into account when nominating faculty positions that only those with higher or equal degrees to the degree nominated shall attend the departmental meetings.

The department council may invite those who teach subjects related to the department's areas of specialty to attend its meetings without having a counted vote in the deliberations.

ARTICLE 21

The department council shall specialize, in addition to what has been established by the laws promulgated in accordance with this Law, in giving opinion on organizing curricular activities, study topics, research and examinations in addition to the scientific and cultural affairs and athletic activities without prejudice to the otherwise stated in this Law and its executing provisions concerning other councils' jurisdictions.

ARTICLE 22

The President of the University shall be appointed by an Amiri decree based on the Board of Trustees nomination for a four-year term that can be renewed once.

ARTICLE 23

The President of the University shall manage the University's administrative, financial and scientific affairs according to the provisions determined by the internal bylaws and the executive, financial and administrative bylaws.

Upon the submission to the University Council, the President of the University shall present before Board of Trustees an annual report on following-up and assessing education and scientific research affairs and all other areas of activity and suggest areas for improving these affairs.

The Executive Bylaws shall specify the Presidents of the University's jurisdictions and other terms of reference.

ARTICLE 24

A single vice president or more for the President of the University may be appointed.

The appointment shall be promulgated by the Board of Trustees based on the President of the University nomination.

The vice president or the oldest vice president, in case of having more than one, shall perform the President's tasks in case of absence or obstruction that could hinder his work performance.

The Executive Bylaws shall specific the conditions for appointing the President of the University's vice presidents and their other jurisdictions.

ARTICLE 25

The deans of the colleges or institutes shall be appointed by a Board of Trustees decision based on the President of the University's nomination and following consultation with members of the college or institute's council.

The Executive Bylaws shall specify the conditions for appointing the deans, the duration of their appointment and their jurisdictions.

ARTICLE 26

The colleges or institutes' department chairmen shall be appointed by a President of the University decision based on the nomination of the dean of these colleges or institutes and following consultation with members of the college or institute's council.

The Executive Bylaws shall specify the conditions for appointing the department heads, the duration of their appointment and their jurisdictions.

CHAPTER (3)

Common Provisions for Councils

ARTICLE 27

The Board of Trustees, University Council, college or institute councils, and department councils may form committees comprising members from these councils

in addition to outside members to study certain matters within the jurisdictions of any council to present relevant reports and follow-up the implementation of these councils' decisions.

ARTICLE 28

The Board of Trustees, University Council, college or institute councils, department councils and emanated committees shall meet upon receiving an invitation from the chairman of each council or committee and under the conditions determined by the Executive Bylaws.

The council or committee meeting shall not be considered legitimate unless more than half of the members, including the council or committee chairman or their deputies, attend the meeting. Decisions shall be taken based on the absolute majority of the attendees' votes. If votes are equal, then the opinion sided by the chairman of the council or committee is favoured.

Each council or committee may seek assistance from non-member affiliates or individuals from outside the university who have expertise and competence and may invite them to attend its meetings without having a counted vote in the deliberations.

CHAPTER 4

University Colleges and Institutes' Faculty and Staff

ARTICLE 29

The University colleges and institutes faculty are:

- a) Professors
- b) Associate professors
- c) Assistant professors
- d) Lectures

Faculty members shall be appointed by a President of the University decision upon the approval of the University Council. The date of appointment or promotion shall be the date of the University Council approval.

The Executive Bylaws shall specify faculty members' equivalents.

ARTICLE 30

Appointed faculty members – except for lecturers – are conditioned to have received a doctoral degree or its equivalent from a recognized university in a subject area that qualifies them to hold the post.

The Board of Trustees shall promulgate the provisions concerning foreign faculty members.

A faculty member shall have good reputation and behavioral conducts.

ARTICLE 31

Research assistants and teaching assistants may be appointed, and language teachers and sports coaches may be appointed if needed.

The provisions in the Executive Bylaws of this Law regarding language teachers and sports coaches in addition to the provisions not stated in the Executive Bylaws but enlisted in the laws, bylaws and regulations concerning government employees shall be applied.

ARTICLE 32

All the established laws, bylaws and regulations concerning government employees shall be applied on the University's colleges and institutes' staff, except what has been particularly stated in the Executive Bylaws of this Law.

CHAPTER (5)

University Budget

ARTICLE 33

The University shall have its own independent budget prepared by the University Council and approved by the Board of Trustees.

The University shall run its own funds according to the regulations and bylaws set by the Board of Trustees.

ARTICLE 34

The University's budget revenues shall consist of:

- a) The annual amounts allotted for the University in the State Budget.
- b) Return of its fixed and movable revenues.
- c) Donations, gifts, grants, bequests and endowment that the Board of Trustees approves.
- d) University fees and educational services and research fees.
- e) Any other revenues stated in the laws and bylaws.

**Legislative Decree No. 18 of 1999,
Amending Some Provisions
Of The Legislative Decree No. 12 Of 1986
With Respect To Establishing and Organizing
The University Of Bahrain**

We, Hamad bin Isa Al Khalifa, Amir of the State of Bahrain,

having examined the Constitution,

and Amiri Order No. 4 of 1975,

and Law No. 1 of 1975 with respect to determining the Financial Year, the General Budget's preparation rules and monitoring its implementation, and closing financials,

and Legislative Decree No. 12 of 1986 with respect to establishing and organizing the University of Bahrain,

and upon the submission of the Minister of Education,

and upon taking the Shura Council opinion,

and with the consent of the Council of the Ministers,

HEREBY DECREE THE FOLLOWING LAW:

FIRST ARTICLE

The texts of Articles No. 2, 5, 8, 9, 10, 12, 15, 16, 17, 18 section (d), 20, 21, 30, 34 section (c), and 35 of the Legislative Decree No. 12 of 1986 with respect to establishing and organizing the University of Bahrain shall be substituted with the following texts:

ARTICLE 2

The University may, in accordance with the provisions of this Law, establish new colleges, institutes or other units that follow the University.

ARTICLE 5

The University, based on the provisions of its Law and according to the Board of Trustees' and the University Council's decisions, shall aim at embarking on all actions relevant to university

education and scientific research in its colleges, institutes, research centers and all other units to serve the Bahraini community in the possible means, the most important of which shall be:

- a) Producing, acquiring and developing knowledge, sciences and technical skills, and disseminating them through instruction and scientific research.
- b) Providing the country with experts, technicians and specialists from different fields and preparing individuals equipped with Islamic ethics, Arab originality, basics of knowledge, advanced research methodologies, and high values necessary for developing the nation and serving the Arab and Islamic community and all humanity.
- c) Conducting and encouraging scientific research and developing students' essence of scientific research, cognitive independence and personal initiative.
- d) Nurturing the Arab and Islamic civilization, disseminating its heritage in consistency with the developmental essence of the era and fostering attention towards the national and international cultures.
- e) Cultivating and enhancing technology to serve the society.
- f) Fostering cultural and scientific relationships with the Arab and international universities and scientific bodies.
- g) Offering communal services through study programs that are not bound with granting grades, diplomas or certificates, and encouraging students to participate in providing public service outside the University.

ARTICLE 8

The councils and managements illustrated in the following articles shall bear the responsibility, each in their respective capacity, of operating and managing work at the University to achieve its goals in accordance with the provisions of established laws, bylaws and regulations.

The Executive Bylaws demonstrates the working system of these councils.

ARTICLE 9

The councils that operate and manage work at the University are:

- a) The Board of Trustees
- b) The University Council
- c) The Colleges/Institutes Councils
- d) The Departments' Councils
- e) Councils and committees that bylaws form and specify their jurisdictions.

ARTICLE 10

The following managements shall, each in their respective capacity, be responsible of managing University work in accordance with the provisions of this Law and its Executive Bylaws:

- a) The President of the University
- b) The Vice Presidents
- c) Deans and their equivalents
- d) Department chairmen

The Executive Bylaws may mandate the establishment of other managements and specify their jurisdictions.

ARTICLE 12

The Board of Trustees, in accordance with this Law and the provisions of its promulgated executive bylaws, shall specialize sketching the University's general policy and in supervising the mechanisms of work progress in its various colleges and units, and shall take all necessary decisions and procedures to achieve that. It shall in particular:

- a) Approve and enhance the general policy for higher education and scientific research in accordance with the country's needs.
- b) Approve the University's executive, financial, administrative and technical bylaws.
- c) Approve the University budget, financial plans and closing account, appoint one or more certified accounts auditors and authenticate their reports.
- d) Establish rules and regulations necessary for investing, managing and utilizing the University's funds and set rules for auditing and supervising the University's accounts.
- e) Approve partnership contracts aimed at achieving the University's goals including everything related to the purchase, ownership and management of movables and real estates.

The Board of Trustees may commission the University Council to sign contracts related to the movables, and manage them accordingly.

- f) Establish the posts of the vice presidents of the University based on the University Council recommendation.
- g) Accept donations, gifts, grants, bequests and endowment that the University receives from outside the State of Bahrain.
- h) Approve University fees following a recommendation from the University Council.
- i) Establish, cancel, re-organize or merge University colleges, institutes, departments or units, accept merging non-University-of-Bahrain colleges or institutes into the University's colleges and institutes, and accept transferring all or some of these colleges or institutes' faculty to the University, provided that they enjoy all the rights and privileges of their fellow University faculty. This all shall be in accordance with University Council recommendations.
- j) Any other jurisdictions specified by the laws and bylaws.

ARTICLE 15

The University Council shall have the following jurisdictions:

- a) Propose, organize and guide the University's general policy for higher education and scientific research, suggest establishing, amending or merging scientific colleges, institutes or other units, and establish and study plans for University education.
- b) Propose the executive, financial, administrative and technical bylaws in addition to the internal regulations for University colleges, departments, institutes, research centers and units.
- c) Propose University budget projects, financial plans and closing accounts and review the auditor's report.
- d) Organize students' cultural, athletic and social affairs.
- e) Establish the academic posts – except those of the vice presidents of the University, establish administrative and clerical positions that individuals may be appointed on, specify the conditions and durations in these posts accordingly, and set the rules that specify the conditions of appointment, promotion and transfer in these posts in addition to specifying the means used for appointment, promotion and transfer, and clarifying the rights and liabilities of those occupying these posts and the rules of their loan, vacations, accountability, end of service and everything relevant to their employment affairs in accordance to the principles, standards and regulations approved by the University Council.
- f) Propose establishing the posts of the University's vice presidents.
- g) Accept donations, gifts, grants, bequests and endowment that the University receives from outside the State of Bahrain.
- h) Establish and grant scientific degrees, certificates and honorary diplomas bestowed by the University.
- i) Organize student admission in the University colleges and institutes in accordance with the University plans and bylaws.
- j) Establish the University plan concerning scholarships, vacations, study grants, missions, and achieving the required number of faculty in accordance with University bylaws.
- k) Establish the general system for lessons, lectures, research and practical exercises, and establish the general system for examination conducts.
- l) Give opinion on educational issues of different levels and types, and follow-up the implementation of the general plan of education and scientific research at the University.
- m) Propose a plan for establishing and completing premises and providing a support system for the University's laboratories, equipment and libraries in accordance with the provisions of the Executive Bylaws.
- n) Set the academic calendar and specify the start and end date of study and the durations of mid-term and end-of-year vacations.
- o) Give opinion on issues referred to by the Chairman or the Board of Trustees.
- p) Other issues within its jurisdictions according to the provisions of established laws, regulations and bylaws.

ARTICLE 16

The University Council shall have the authority to object on any decision taken by University colleges or institutes' councils within thirty days from the date of notification.

If objected during the mentioned period, the decision shall be returned to the college or institute's council for re-consideration. If the college or institute's council insists, then the University Council shall again be notified and it may cancel it within thirty days from the date of notification for the second time, in which case the cancelation is subject to the approval of at least two-third of the University Council members.

ARTICLE 17

The University college or institute council is formed as follows:

Chairman	Dean of college or institute
Members	College or institute department heads or their representatives when absent or obstructed

A member of faculty from each department who has the highest academic rank and taking into account seniority and who shall be appointed by the President of the University

Three members from outside the University with good knowledge of college courses appointed by the University Council for a three-year renewable term

ARTICLE 18 SECTION (d)

Propose the college or institute's plan for scholarships, vacations, study grants and missions, and for achieving the required number of faculty.

ARTICLE 20

The department council shall comprise of its chairman and all its full professors, associate professors, assistant professors and lectures.

ARTICLE 21

The department council shall specialize, in addition to what has been established by the bylaws promulgated in accordance with this Law, in giving opinion on organizing curricular activities, study topics, research and examinations in addition to the scientific, cultural and athletic affairs without prejudice to the otherwise stated in this Law and its executing bylaws concerning other councils' jurisdictions.

ARTICLE 30

Appointed faculty members – except for lecturers – are conditioned to have a doctoral degree or its equivalent from a recognized university in a subject area that qualifies them to hold the post.

The Board of Trustees shall promulgate the provisions concerning foreign faculty members.

ARTICLE 34 SECTION (c)

Gifts, donations, grants and bequests that the Board of Trustees or University Council decides to approve, each in their respective capacity.

ARTICLE 35

The University's Board of Trustees may, until the issuance of the executive, internal, financial, administrative and technical bylaws of this Law, take temporary decisions regarding any topic until the issuance of these regulations.

SECOND ARTICLE

A second paragraph is added to Article No. 23 from the Legislative Decree No. 12 of 1986 in respect to establishing and organizing the University of Bahrain, which states that:

"and the University is represented by its President before the court and the other parties"

And a new item, (item (e)), is added to the first paragraph of Article No. 29 from this Legislative Decree, which states that:

e. Teachers.

THIRD ARTICLE

Any text contrary to the provisions annexed to this Law shall be repealed.

FOURTH ARTICLE

All ministers, each in his respective capacity, shall implement this Law which shall come into force from the date of its publication in the Official Gazette.

Signed: Hamad bin Isa Al Khalifa

Amir of the State of Bahrain

Issued at Rifa'a Palace On: 2nd Muharam, 1420 Hijra Corresponding to: 19th April 1999