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KERALA STATE UNIVERSITY LAW REFORMS
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Proposed Calicut University Act, 2022

Preamble. –

An Act to enable the University of Calicut, which was established in the year 1968 as a teaching, residential and affiliating University for the northern districts of the State of Kerala, to carry out teaching, research and extension activities suitable for the transformation of Kerala to a knowledge society and in tune with the changing needs of the society

Be it enacted in the _____ Year of the Republic of India as follows: -

CHAPTER I

Preliminary

1. Short title and commencement: - (1) This Act may be called the Calicut University Act, 2022.

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

Provided that different dates may be appointed for different provisions of this Act and any reference in any such provision to the commencement of this Act shall be construed as a reference to the coming into force of that provision.

2. Definitions: - In this Act, unless the context otherwise requires -

- 1) "Academic Council" means the Academic Council of the University;
- 2) "Academic Council of an Autonomous College" means the Academic Council of an Autonomous College constituted under section 84(1) sub clause (i);
- 3) "Adjunct Professor" means a person engaged by the University or College for a specific period or term and for a specific academic purpose who possesses expertise and professional experience in a particular area of knowledge;
- 4) "Affiliated college" means a college affiliated to the University in accordance with the provisions of this Act and the Statutes and in which instruction is provided in accordance with the provisions of the Statutes, Ordinances and Regulations;

- 5) “Autonomous College” means a college conferred with autonomous status by the University Grants Commission and declared as such by the University by notification;
- 6) “Autonomy” means a privilege given to a college to conduct programmes of study, to develop its curriculum and syllabus, to devise teaching, learning and evaluation and assessment methods, to conduct examinations leading to the award of a degree, diploma, certificate and such other titles and distinctions by the University and publication of the results of the respective programmes of study in accordance with the provisions of Chapter X of the Act;
- 7) "Annual meeting" means one of the ordinary meetings of the Senate held every year under sub-section (1) of section 21 and declared by the Statutes to be the annual meeting of the Senate;
- 8) "Board of Studies" means a Board of Studies of the University;
- 9) “Board of Studies of an Autonomous College” means the Board of Studies for a programme or group of programmes conducted by an Autonomous College constituted under section 84(1) sub clause (ii);
- 10) "Chancellor" means the Chancellor of the University;
- 11) "College" means an institution maintained by, or affiliated to the University in which instruction is imparted in accordance with the provisions of the Statutes, Ordinances and Regulations;
- 12) “Collegiate Student Grievance Redressal Committee” means the Student Grievance Redressal Committee for Affiliated Colleges constituted under the section 39 (2) sub clause (a);
- 13) “Colleges other than private college" means a college established, administered and maintained by the Government owned and controlled societies registered under Societies Registration Act, 1860 (Central Act 21 of 1860) or also under The Travancore-Cochin Literary, Scientific and Charitable Societies Registration Act, 1955 (Act XII Of 1955) or The Kerala Co-Operative Societies Act, 1969 (Act 21 Of 1969);
- 14) “Complaint Redressal Committee of an Autonomous College” means the Complaint Redressal Committee of an Autonomous College constituted under section 84(1) sub clause (iv);
- 15) "Constituent college" or "University college" means a college established or maintained by the University;

- 16) "Course" means a segment of subject matter to be covered in a semester traditionally referred to as paper.
- 17) "Department of the University" means a department constituted by University designated as such by the Ordinances or Regulations with reference to a subject or group of subjects;
- 18) "Department Student Grievance Redressal Committee" means the Student Grievance Redressal Committee for University departments constituted under the section 39 (2) sub clause (b);
- 19) "Educational agency" means any person or body of persons who or which establishes and maintains a private college or more than one private college;
- 20) "Expert Committee of an Autonomous College" means the Expert Committee of an Autonomous College constituted under section section 84(1) sub clause (v);
- 21) "Faculty" means a faculty of the University;
- 22) "Finance Committee of an Autonomous College" means the Finance Committee of an Autonomous college constituted under section section 84(1) sub clause (vi);
- 23) " Finance Committee " means the Finance Committee of the University;
- 24) "Government" means Government of Kerala;
- 25) "Government college" means a college maintained by the Government and affiliated to the University;
- 26) "Governing Body" means the Governing Body of an Autonomous College;
- 27) "Governing Council" means the Governing Council of a Private aided College;
- 28) "Hostel" means a unit of residence for the students of the University or the colleges or institutions maintained by, or affiliated to, the University in accordance with the provisions of this Act, or the Statutes or Ordinances;
- 29) "Non-teaching staff of the University or a college" means the employee of the University or that of a college, other than teachers;
- 30) "Prescribed" means prescribed by this Act, or the Statutes, Ordinances, Regulations, rules or bye-laws made thereunder;
- 31) "Principal" means the head of a college whose appointment has been approved by the University, which includes where there is no Principal, the person who is for the time being duly appointed to act as the principal approved by the University, and in the absence of the principal or the acting principal, as the case may be, a Vice-Principal duly appointed as such with the approval of the University;

- 32) "Private college" means a college maintained by an educational agency other than the Government or a society incorporated by the government or University and affiliated to the University;
- 33) "Private aided college" means a private college which is entitled to receive funds from the Government for payment of salary and allowances to its staff;
- 34) "Private Un-aided college" means a private college which is not entitled to any financial assistance from the Government or the University;
- 35) "Pro-Chancellor" means the Pro Chancellor of the University;
- 36) "Pro-Vice-Chancellor" means the Pro-Vice-Chancellor of the University;
- 37) "Programme" means higher education programme pursued for the award of a degree, diploma, certificate and such other titles and distinctions by the University of specified duration;
- 38) "Professional college" means a college offering courses regulated by statutory regulatory bodies;
- 39) "Recognized institution" means an institution for research or special studies, other than an affiliated college, recognized as such by the University;
- 40) "Re-structured programme" means a programme approved by the University by incorporating or substituting inter disciplinary or multi-disciplinary courses to the programme;
- 41) "School" means a multi-disciplinary functional entity to carry out specific academic, research, extension activities and entrepreneurial activities with the involvement of members of one or more department;
- 42) "Senate" means the Senate of the University;
- 43) "State" means the State of Kerala;
- 44) "State Level Academic Committee" means State Level Academic Committee of the Kerala State Higher Education Council;
- 45) "Statutes", "Ordinances", "Regulations", "bye-laws" and "rules", means respectively the "Statutes", "Ordinances", "Regulations", "bye-laws" and "rules" of the University;
- 46) "Student" means a person duly admitted to and continuing in a college affiliated to the University or in the University or in a recognized institution, in accordance with the regulations for undergoing a course leading to the award of a degree, postgraduate degree, diploma, certificate or other academic distinctions instituted by the University;

- 47) "Students Council" means the Students' Council of the University;
- 48) "Students Grievance Redressal Committee of an Autonomous College" means the Students Grievance Redressal Committee of an Autonomous College constituted under section 84(1) sub clause (vii);
- 49) "Syndicate" means the Syndicate of the University;
- 50) "Teacher" means a principal, professor, associate professor, assistant professor, reader, lecturer, instructor or such other person engaged in teaching or supervising research in any of the colleges or recognized institutions and whose appointment has been approved by the University;
- 51) "Teacher of the University" means a person employed as teacher in the University teaching departments or in any institution maintained by the University;
- 52) "University" means the Calicut University constituted under this Act;
- 53) "University area" means the area to which the jurisdiction of the University extends under sub-section (1) of section 5;
- 54) "University Fund" means the Calicut University Fund established under sub-section (1) of section 54;
- 55) "University Ombudsperson" means Ombudsperson constituted under section 40;
- 56) University Student Grievance Redressal Committee means University Student Grievance Redressal Committee constituted under section 39(3);
- 57) "University Tribunal" means the University Tribunal constituted under sub-section (1) of section 81; and
- 58) "Vice-Chancellor" means the Vice-Chancellor of the University.

CHAPTER II

The University

3. The University: - (1) The Chancellor, the Pro-Chancellor, the Vice-Chancellor, the Pro-Vice-Chancellor, if any, and the members of the Senate, the Syndicate and the Academic Council, for the time being, shall constitute a body corporate by the name of the Calicut University.

(2) The University shall be a body corporate having perpetual succession and a common seal, and shall sue and be sued by the said name.

(3) The headquarters of the University shall be at Thenjipalam in Malappuram district.

4. Objects of University: - The objects of the University shall be to create and preserve and disseminate knowledge and understanding by teaching, research, extension and service and by effective demonstration and influence of its corporate life on society in general, and in particular the objects shall be -

- (i) to carry out its responsibility of creation, preservation, and dissemination of knowledge;
- (ii) to promote discipline and the spirit of intellectual inquiry and to dedicate itself as fearless academic community to the sustained pursuit of excellence;
- (iii) to encourage individuality and diversity within a climate of tolerance and mutual understanding;
- (iv) to promote freedom, secularism, equality and social justice as enshrined in the Constitution of India and to be catalyst in socio-economic transformation by promoting basic attitudes and values of essence to national development;
- (v) to extend the benefits of knowledge and skills for development of individuals and society by associating the University closely with local and regional problems of development;
- (vi) to carry out social responsibility as an informed and objective critic, to identify and cultivate talent, to train the right kind of leadership in all walks of life and to help younger generation to develop right attitudes, interests and values;
- (vii) to promote equity and access in higher education;
- (viii) to provide for efficient and responsive administration, scientific management and develop organization of teaching, research and extension;
- (ix) to promote acquisition of knowledge in a rapidly developing and changing society and to continually offer opportunities of upgrading knowledge, training and skills in the context of innovations, research and discovery in all fields of human endeavour by developing higher educational network with use of modern communication media and technologies appropriate for a knowledge society;
- (x) to promote national integration and preserve cultural heritage;
- (xi) to take measures -
 - (a) to encourage Malayalam as medium of instruction, governance and communication;

- (b) to encourage extensive use of information and communication technology to enrich and spread Malayalam language and literature; and
- (c) to promote courses of professional and applied nature in Malayalam language in affiliated colleges and the University.
- (xii) to develop work culture and promote dignity of labour through applied components in the syllabi;
- (xiii) to build up financial self-sufficiency by undertaking academic and allied programmes and resource generative services in a cost-effective manner;
- (xiv) to promote academic collaboration and programmes with other universities in India and abroad;
- (xv) to promote better interaction and co-ordination among different universities and colleges by all such means generally to improve the governance of the University and the facilities it provides for higher education;
- (xvi) to generate and promote a sense of self-respect and dignity amongst the weaker sections of the society;
- (xvii) to strive to promote competitive merit and excellence as the sole guiding criterion in all academic and other matters relating to students;
- (xviii) to ensure the academic standards of all colleges and institutions affiliated to the University;
- (xix) to promote acquisition of knowledge in a rapidly developing and changing society and to continually offer opportunities for upgrading knowledge;
- (xx) to give thrust for the development of indigenous technologies by encouraging research and other academic activities in the related areas;
- (xxi) to improve the learning skills of the students by constantly and continuously improving and upgrading the academic quality and standards of faculty;
- (xxii) to introduce and sustain innovative systematic quality improvement programmes in the field of education; and
- (xxiii) to promote community development activities by suitable extension activities.

5. Territorial limits: – (1) The jurisdiction of the University shall extend to the revenue districts of Calicut, Malappuram, Thrissur, Palakkad and the area, excluding Mananthavadi taluk in Wayanad District of the State.

(2) The University may establish study centres at such other places within the state and at places outside the state and abroad with the prior approval of the senate and of the concerned Governments.

6. Powers of the University: – The University shall have the following powers, namely:-

- (i) to provide for instruction and training in such branches of learning as the University may deem fit, and to make provision for research and for the advancement and dissemination of knowledge;
- (ii) to declare by notification conferment or extension of autonomous status to a college which has been conferred or extended such status by the University Grants Commission;
- (iii) to institute degrees, titles, diplomas and other academic distinctions;
- (iv) to hold examination and to confer degrees and other academic distinctions on persons who-
 - (a) shall have pursued a prescribed course of study in a college or department under the University, unless exempted therefrom in the manner prescribed, and shall have passed the prescribed examination; or
 - (b) shall have carried on research under prescribed conditions and which has been duly evaluated.
- (v) to confer honorary degrees or other distinctions on distinguished persons in accordance with the conditions to be prescribed in the Statutes;
- (vi) to grant diplomas, certificates or other distinctions to persons who shall have pursued a prescribed course of study under prescribed conditions;
- (vii) to withdraw or cancel degrees, titles, diplomas, certificates or other distinctions under conditions that may be prescribed by the Statutes, after giving the person affected a reasonable opportunity to present his case within a reasonable time;
- (viii) to supervise and control the residence and discipline of students of the University, colleges and recognised institutions and to make arrangements for promoting their health and general welfare;
- (ix) to recognize hostels which are maintained by bodies other than the University and to withdraw such recognition;
- (x) to exercise such control over the students as will ensure their physical and moral well-being;

- (xi) to constitute a Committee to entertain and if it thinks fit to adjudicate and to redress any grievances of the students of colleges, who may for any reason be aggrieved otherwise than by an act of the Court;
- (xii) to fix the minimum infrastructural facilities that shall be provided in a private unaided college;
- (xiii) to fix the qualification of teachers and non-teaching staff of a private un-aided college;
- (xiv) to fix the fees payable to the University and to demand and receive such fees;
- (xv) to fix and regulate, with the previous sanction of the Government, the fees payable in colleges and recognized institutions affiliated to the University;
- (xvi) with the previous sanction of the Government, to regulate the emoluments and pattern and to prescribe the duties and conditions of service of teachers and non-teaching staff in private aided colleges;
- (xvii) to hold and manage endowments and bursaries and to institute and award, fellowships, scholarships, studentships, medals and prizes and to organize exhibitions;
- (xviii) to institute and provide funds wherever necessary for the maintenance of -
 - (a) A Students' Advisory Bureau;
 - (b) An Employment Bureau;
 - (c) A University Union for Students;
 - (d) University Athletic Clubs;
 - (e) The National Cadet Corps;
 - (f) the National Service Scheme;
 - (g) University Extension Boards;
 - (h) Students' Cultural and Debating Societies;
 - (i) A Translation and Publication Bureau; and
 - (j) Co-operative societies and other similar institutions for promoting the welfare of students and employees of the University.
- (xix) to cooperate and collaborate with other Universities or any authorities or associations in India and abroad in such manner and for such purposes as the University may determine;
- (xx) to do all such other acts and things, whether incidental to the powers aforesaid or not, as may be requisite in order to further the objects of the University as

- a teaching and examining body, and to cultivate and promote arts, science and other branches of learning;
- (xxi) to take and hold any property, movable or immovable, which may become vested in it for the purpose of the University by purchase, grant, testamentary disposition or otherwise and to grant, demise, alienate or otherwise dispose of all or any of the properties belonging to the University and also to do all other acts incidental or appertaining to a body corporate;
 - (xxii) to direct, manage and control all immovable and movable properties transferred to the University by the Government;
 - (xxiii) to co-ordinate, supervise, regulate and control the conduct of teaching and research work in the affiliated colleges and the institutions recognized by the University;
 - (xxiv) to define the powers and duties of the officers of the University other than the Vice-Chancellor;
 - (xxv) to provide for the inspection of affiliated colleges and to issue such directions as the University may deem fit;
 - (xxvi) to establish, maintain and manage colleges, institutes of research and other institutions of higher studies;
 - (xxvii) to affiliate to itself colleges in accordance with the provisions of this Act, and the Statutes, Ordinances and Regulations and to withdraw affiliation of colleges;
 - (xxviii) to institute professorships, associate professorships, assistant professorships and any other teaching and research posts required by the University and to appoint persons to such professorships, associate professorships, assistant professorships and other teaching and research posts;
 - (xxix) to establish, maintain and manage hostels;
 - (xxx) with the previous sanction of the Government as regards the purpose and amount of loan and subject to such conditions as may be specified by the Government as to security and rate of interest, to borrow any sum of money from the Central Government, any other Government, the University Grants Commission or any other incorporated body; and
 - (xxxi) generally, to do such other acts as may be required to further the aims and purpose of this Act.

7. University open to all classes and creeds: – No person shall, on grounds only of religion, race, caste, sex, descent, place of birth, residence, language, political opinion or any of them, be ineligible for or discriminated against, in respect of any employment or office under the University or membership of any of the authorities or bodies of the University or admission to any degree or course of study in the University.

Provided that the University may, in consultations with the Government, affiliate any college or recognize any institution, exclusively for women either for education, instruction or residence, or reserve for women or members of socially and educationally backward classes or of Scheduled Castes or Scheduled Tribes, places for the purpose of admission as students in any college or institution maintained or controlled by the University.

CHAPTER III

The Chancellor, The Pro- Chancellor and the Officers of the University

8. The Chancellor: – (1) The Governor of Kerala shall, by virtue of his office, be the Chancellor of the University.

(2) The Chancellor shall be the head of the University and shall, when present, preside at meetings of the Senate, and at any convocation of the University.

(3) Whenever the question arises to whether any proceeding of any of the authorities of the University is not in conformity with this Act, the Statutes, the Ordinances, the Regulations, the rules or the bye-laws, the Chancellor shall refer the matter to the University Tribunal and, the decision shall be final.

Provided that, before making any such order, the University Tribunal shall call upon such authority to show cause why such an order should not be made and consider the cause, if any, shown by such authority within a reasonable time.

(4) The Chancellor shall have power to remove the Vice-Chancellor from office by an order in writing on charges of misappropriation or mismanagement of funds or misbehaviour.

Provided that such charges are proved by an enquiry conducted by the Chairperson of the University Tribunal.

Provided further that the Vice-Chancellor shall not be removed under this section unless he has been given a reasonable opportunity of showing cause against the action proposed to be taken against him.

(5) The Chancellor shall have such other powers as may be conferred on him by this Act or the Statutes.

9. The Pro-Chancellor: – (1) The Minister for the time being administering the subject of Higher Education in the State shall be the Pro-Chancellor of the University.

(2) In the absence of the Chancellor or during his inability to act, the Pro-Chancellor shall exercise all the powers and perform all the functions of the Chancellor.

(3) The Pro-Chancellor may call for any information relating to the academic and administrative affairs of the University and such requisition shall be complied with by the University.

(4) The Pro-Chancellor shall exercise such powers and perform such duties of the Chancellor as the Chancellor may, by an order in writing, delegate to the Pro-Chancellor and such delegation may be subject to such restrictions and conditions as may be specified in such order.

(5) The Pro-Chancellor shall have the right to bring any matter, which he considers important or a matter involving the policy of the government, to the attention of the Chancellor or to any authority or officer of the University and seek appropriate action.

10. Officers of the University: – The following shall be the officers of the University, namely -

- (i) the Vice-Chancellor;
- (ii) the Pro-Vice-Chancellor;
- (iii) the Registrar;
- (iv) the Controller of Examinations;
- (v) the Finance Officer; and
- (vi) such other officers in the service of the University, as may be declared by the Statutes to be officers of the University.

11. The Vice-Chancellor: – (1) A person possessing the highest level of competence, integrity, morals and institutional commitment shall be appointed as Vice-Chancellor by the Chancellor.

(2) The person to be appointed as Vice-Chancellor should be a distinguished academician, with a minimum of ten years of experience as Professor in a University system or ten years of experience in reputed research and / or academic administrative organisation with proof of having demonstrated academic leadership.

(3) The selection for the post of Vice-Chancellor should be through proper identification of a panel of three persons by a Search-cum-Selection-Committee, through a public notification or nomination or a talent search process or a combination thereof. The Committee shall consist of one person nominated by the Senate, one person nominated by the Chancellor on the recommendation of the Government and one person nominated by the Chairperson, University Grants Commission. The members of such Search-cum-Selection Committee shall be persons of eminence in the sphere of higher education and shall not be connected in any manner with the University concerned or its colleges. While preparing the panel, the Search cum-Selection Committee shall give proper weightage to the academic excellence, exposure to the higher education system in the country and abroad, and adequate experience in academic and administrative governance, to be given in writing along with the panel to be submitted to the Chancellor.

(4) Search-cum-Selection-Committee shall submit the panel of three names within two months from the date of notification constituting the Committee. If the search-cum-Selection Committee is not able to propose a panel unanimously, a panel of three names submitted by the majority of the members shall be treated as panel submitted by the Committee.

(5) The Chancellor shall appoint the Vice Chancellor on the recommendation of the Government, out of the panel of three names recommended by the Search-cum-Selection-Committee.

(6) The term of office of the Vice-Chancellor shall form part of the service period of the incumbent making him/her eligible for all service-related benefits.

(7) No person who is more than sixty-five years of age shall be appointed as Vice-Chancellor.

(8) The Vice-Chancellor shall hold office for a term of four years from the date on which he enters upon his office and shall be eligible for reappointment. In the case of reappointment, the provisions in the sub section (3) to (5) shall not be applicable.

Provided that a person shall not be appointed as Vice-Chancellor for more than two terms.

(9) The remuneration payable to, and the other conditions of service of, the Vice-Chancellor shall be prescribed by the Statutes.

(10) The Vice-Chancellor shall be the principal academic and executive officer of the University.

(11) The Vice-Chancellor shall be the Chairperson of the Senate, the Syndicate, the Academic Council, the Students' Council, the Planning and Development Committee and the Finance Committee and shall be entitled to be present at and to address any meeting of any authority of the University, but shall not be entitled to vote thereat unless he is a member of the authority concerned.

(12) In the event of equality of votes at any meeting of the Senate, the Syndicate or the Academic Council or of any other authority, of which the Vice-Chancellor is the Chairperson, he shall have and exercise a casting vote.

(13) It shall be duty of the Vice-Chancellor to ensure that the provisions of the Act, the Statutes, the Ordinances, the Regulations, the rules and the bye-laws are faithfully observed and carried out, and he shall have all powers necessary for this purpose.

(14) The Vice-Chancellor shall have the right of visiting and inspecting colleges and other institutions maintained by, or affiliated to, the University.

(15) If there are reasonable grounds for the Vice-Chancellor to believe that there is an emergency which requires immediate action to be taken, he shall, take such action as he thinks necessary, and shall, as soon as may be, report in writing, the grounds for the emergency and the action taken by him, to such authority, body or various councils which, in the ordinary course, would have dealt with the matter for decision in its next meeting, and shall report, at the next session of such authority, body or various councils:

Provided that, in the event of a difference arising between the Vice-Chancellor and the authority, on the issue of existence of such an emergency, or on the action taken or on both, the matter shall be referred to the University Tribunal whose decision shall be final.

(16) Subject to the provisions of the Statutes and the Ordinances, the Vice-Chancellor shall have power to appoint, suspend, dismiss or otherwise punish any member of the establishment of the University below the rank of Assistant Registrar:

Provided that he may delegate any of his powers under this sub-section to the Pro-Vice-Chancellor or the Registrar.

(17) The Vice-Chancellor shall have power to convene meetings of the Senate, the Syndicate, the Academic Council and any other authorities of the University.

(18) Notwithstanding anything contained in this Act or in the Statutes or Ordinances made or deemed to have been made thereunder, the Vice-Chancellor may, If he is satisfied that the number of examiners in the panel of examiners approved by the Syndicate for the conduct of an examination is not sufficient for the conduct of the examination and that approval of another panel of examiners by the Syndicate will entail delay in the conduct of such examination, nominate such additional number of examiners as may be necessary for the conduct of such examination.

(19) Any person nominated by the Vice-Chancellor under sub-section (18) shall be deemed to be an examiner included in the panel approved by the Syndicate.

(20) It shall be the duty of the Vice-Chancellor to see that the proceedings of the University are carried on in accordance with the provisions of this Act, the Statutes, the Ordinance, the Regulations, the rules and the bye-laws and to report to the Chancellor every proceeding which is not in conformity with such provisions.

(21) The Vice-Chancellor shall exercise such other powers and perform such other functions as may be prescribed by the Statutes.

(22) In the event of a temporary vacancy occurring in the Office of the Vice-Chancellor, or where the Vice-Chancellor is temporarily absent, the Pro Vice-Chancellor shall exercise the powers and perform the duties of the Vice-Chancellor. If there is no Pro Vice-Chancellor, the procedure laid down in sub section (23) shall be followed for exercising the powers and performing the duties of the Vice-Chancellor.

(23) In the event of a permanent vacancy occurring in the Office of the Vice-Chancellor, or when the Vice Chancellor and the Pro Vice-Chancellor are temporarily absent the Syndicate shall select a senior professor of the University from a panel of three names prepared in the order of seniority and such selected person shall exercise the powers and perform the duties of the Vice-Chancellor till the appointment of the Vice-Chancellor.

(24) In the event of a permanent vacancy occurring in the Office of the Vice-Chancellor, the Chancellor shall initiate action for the appointment of Vice-Chancellor within one

month of the occurrence of the vacancy and pending such appointment make necessary arrangements as stipulated in sub section (23) for exercising the powers and performing the duties of the Vice-Chancellor.

12. Pro-Vice-Chancellor: - (1) The Pro-Vice-Chancellor shall be appointed by the Syndicate on the recommendation of the Vice-Chancellor. The Pro-Vice-Chancellor shall hold office for a period, which is co-terminus with that of the Vice-Chancellor.

(2) The Pro-Vice-Chancellor shall be a full-time salaried officer of the University and who has held the post of professor, or principal of a college or an institution with not less than fifteen years teaching or research experience.

(3) The Syndicate shall have power to remove the Pro-Vice-Chancellor from office by an order in writing on charges of misappropriation or mismanagement of funds or misbehaviour.

Provided that such charges are proved by an enquiry conducted by the Chairperson of the University Tribunal.

Provided further that the Pro-Vice-Chancellor shall not be removed under this section unless he has been given a reasonable opportunity of showing cause against the action proposed to be taken against him.

(4) No person who is more than sixty years of age shall be appointed as Pro-Vice-Chancellor.

(5) The salary and other conditions of service of the Pro-Vice-Chancellor shall be as determined by the Statutes.

(6) Subject to the provisions of this Act and the Statutes, Ordinances and Regulations, the powers and duties of the Pro-Vice-Chancellor shall be determined by the Syndicate in consultation with the Vice-Chancellor and the Pro-Vice-Chancellor shall exercise such powers and perform such duties in due course.

13. The Registrar: – (1) The Registrar shall be the Chief Administrative Officer of the University.

(2) The Registrar shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and, on such terms, and conditions as may be prescribed by the Statutes.

(3) The person appointed as Registrar shall be eligible for re-appointment for one more term subject to the provisions in sub-section (1).

(4) The Registrar shall exercise such powers and perform such duties as may be prescribed by the Statutes.

(5) The Registrar shall be the Ex-Officio Secretary of the Senate, Syndicate and the Academic Council of the University.

(6) Suits by or against the University shall be instituted by or against the Registrar.

14. The Controller Examinations: - (1) The Controller of Examinations shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and, on such terms, and conditions as may be prescribed by the Statutes.

(2) The person appointed as Controller of Examinations shall be eligible for re-appointment for one more term subject to the provisions in sub-section (1).

15. The Finance Officer: - (1) The Finance Officer shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and, on such terms, and conditions as may be prescribed by the Statutes.

(2) The person appointed as Finance Officer shall be eligible for re-appointment for one more term subject to the provisions in sub-section (1).

(3) The Finance Officer shall exercise such powers and perform such duties as may be prescribed by the Statutes.

16. Appointments to be notified: – The appointments of the Vice-Chancellor, the Pro-Vice-Chancellor, the Registrar, the Controller of Examinations and the Finance Officer shall be notified in the website of the University and also in the Gazette.

CHAPTER IV

Authorities of the University

17. Authorities of the University: – The following shall be authorities of the University, namely -

- (i) the Senate;
- (ii) the Syndicate;
- (iii) the Academic Council;
- (iv) Planning and Development Committee;
- (v) the Faculties;
- (vi) the Boards of Studies;
- (vii) the Students' Council;
- (viii) the Finance Committee; and
- (ix) Such other Boards or bodies of the University as may be declared by the Statutes to be authorities of the University.

18. Senate: - The Senate shall consist of the following members, namely -

Ex-officio members

- (1) The Chancellor;
- (2) The Pro-Chancellor;
- (3) The Vice-Chancellor;
- (4) The Pro-Vice-Chancellor;
- (5) The Secretary to Government in-charge of the Finance Department or an officer not below the rank of a Joint Secretary to Government authorised by him;
- (6) The Secretary to Government in-charge of the Higher Education Department or an officer not below the rank of a Joint Secretary to Government authorised by him;
- (7) The Director of Collegiate Education;
- (8) The Mayor of Calicut;
- (9) All members of the Syndicate, who are not otherwise members of the Senate;
- (10) Two Deans of the Faculties of the University who are not otherwise members of the Senate, to be nominated in the order of seniority by the Vice Chancellor by rotation;
- (11) Three Heads of University Departments who are not otherwise members of the Senate, to be nominated in the order of seniority by the Vice Chancellor by rotation;
- (12) The Chairperson of the University Union.

Elected Members

- (1) One Principal of Government Colleges, elected from among themselves, one Principal of Private aided colleges, elected from among themselves and one Principal of Constituent Colleges elected from among themselves;
- (2) Six members elected by the members of the Legislative Assembly of Kerala from among the members representing electorate of the University area, of whom one shall be a member of a Scheduled Castes / Scheduled Tribes;
- (3) Three members elected by the Teachers of the University from among themselves;
- (4) Five members elected by the Teachers of the Government Colleges from among themselves;
- (5) Fourteen members elected by the Teachers of Private Aided Colleges from among themselves;
- (6) One member elected by the members of the Local Authorities in the University area from among their themselves;
- (7) One member elected by the registered Trade Unions in the University area designated by Statutes, from among their members;
- (8) Two members elected by the members of the non-teaching staff of the University from among themselves;
- (9) One member elected by the members of the non-teaching staff of the affiliated Colleges from among themselves;
- (10) One member elected by the members of the non-teaching staff of the Government Colleges from among themselves;
- (11) One member elected by the Managers of the Private Aided Colleges in the University area from among themselves;
- (12) Ten members elected by the Members of the General Council of the University Union from among full-time students, of whom one shall be a post-graduate student, one shall be a research Scholar, one shall be the student of a professional college and three shall be women students.

Other Members

- (1) Not more than Seven members nominated by the State Government representing each field such as (i) recognized Research Institutions (ii) recognized Cultural Associations, (iii) Chambers of Commerce / Industries;

- (iv) Authors /Journalists; (v) Lawyers; (vi) Sports; and (vii) Linguistic minorities;
- (2) Not more than five members nominated by the Government from the fields of Higher Education for which one shall be a woman and one shall be from Scheduled Castes/ Scheduled Tribes;
- (3) Two members who are Teachers of Private Unaided Colleges, nominated by the Government;
- (4) One Principal of Private Unaided Colleges, nominated by the Government; and
- (5) One Manager of the Private Aided Colleges, nominated by the Government.

19. Reconstitution of the Senate: – (1) The Senate shall be reconstituted every four years.

(2) The term of Office of any member referred to in items (10) and (11) under the heading "Ex-officio Members" in section 18 shall be two years from the date of his nomination.

(3) Every member of Senate, other than ex-officio, shall subject to the provisions of this Act and the Statutes, hold office until the next reconstitution of the Senate.

Provided that no member nominated or elected in his capacity as a member of a particular Body or as the holder of a particular office shall hold office for a longer period than three months after he has ceased to be such member or holder of such office, unless in the meanwhile he again becomes a member of that electorate.

Provided Further that term of Office of any member referred to in items (12) under the heading "Ex-officio Members" and items (12) under the heading "Elected Members" in section 18 shall continue until his successor assumes the office.

Provided also that where an elected or nominated member of the Senate is appointed temporarily to any office, by virtue of which he is entitled to be a member of the Senate ex-officio, he shall, by notice in writing signed by him and communicated to the Vice-Chancellor within seven days from the date of his taking charge of his appointment, choose whether he will continue to be a member of the Senate by virtue of his election or nomination or whether he will vacate office as such member and become a member ex-officio by virtue of his appointment, and such choice shall be final.

Provided also that the term of office of a member referred to in item (12) under the heading "Elected members" in section 18 shall be one year from the date of his election or nomination, as the case may be.

(4) Notwithstanding anything contained in the first proviso to subsection (3), a Principal elected under item (1), or a teacher of a Government college elected under item (4), or a teacher of a private aided college elected under item (5), or a member of the non-teaching staff of an affiliated college elected under item (9), under the heading "Elected Members" in section 18 shall not cease to be a member of the Senate merely on the ground.

- (a) that he has been transferred to an educational institution within the State, situated beyond the territorial limits of the University; or
- (b) that the college of which he is the principal or in which he is a teacher or a member of non-teaching staff has been transferred to another University; or
- (c) in the case of a teacher, that he has been promoted as Principal.

(5) Notwithstanding anything contained in this Act or in the Statutes, no person elected under item (2) under the heading "Elected Members" in section 18 shall not cease to be a member of the Senate merely on the ground that he has ceased to be employed or normally resident within the territorial limits of the University.

(6) On failure of a member to make the choice under the second proviso to sub-section(3), he shall be deemed to have vacated his office as an elected or nominated member.

(7) When a person ceases to be a member of the Senate, he shall cease to be a member of any of the authorities of the University of which he may happen to be a member by virtue of his membership of the Senate.

20. Powers and functions of the Senate: - (1) Save as otherwise expressly provided in this Act, the Senate shall have the following powers, namely -

- (a) to determine what degrees, diplomas and other academic distinctions shall be granted by the University;
- (b) to make, amend or repeal Statutes either of its own motion or on the motion of the Syndicate;
- (c) to cancel or amend by a majority of the total membership of the Senate and by a majority of not less than two-third of the members present and voting, any

Ordinance passed by the Syndicate or any Regulation passed by the Academic Council.

Provided that, no Regulation shall be cancelled or amended by the Senate without giving the Academic Council an opportunity to state its opinion on the proposed cancellation or amendment.

- (d) to institute fellowships, scholarships, studentships, bursaries, medals and prizes and organize exhibitions in accordance with the provisions of this Act and the Statutes, Ordinances and Regulations;
- (e) to institute and create the post of professorships, associate professorships, assistant professorships, and such other teaching or research posts as it may deem necessary;
- (f) to establish and maintain such institutions, as it may from time to time deem necessary;
- (g) to prescribe with the previous concurrence of the Government the terms and conditions of service of the employees of the University;
- (h) with the previous concurrence of the Government, to regulate the emoluments and prescribe the duties and conditions of service of teachers and non-teaching staff in private aided colleges;
- (i) to review and take such action as it may deem fit on the annual report and the annual accounts of the University which shall be placed before it by the Syndicate and to consider and pass the budget according to the provisions of the Statutes;
- (j) to appoint committees and to delegate to them such functions of the Senate as it may deem fit;
- (k) to make Statutes regulating the method of election to the authorities of the University, the procedure at the meetings of the Senate, the Syndicate and other authorities of the University and the quorum of members required for the transaction of business by the authorities of the University other than the Senate;
- (l) to award fellowships, scholarships, studentships, bursaries, medals and prizes; and
- (m) to exercise such other powers and perform such other functions as may be assigned to it by this Act and the Statutes;

(2) The Senate shall have the power to review the actions of the Syndicate and the Academic Council, where the actions of the Syndicate and the Academic Council are not

in accordance with the powers conferred upon it under this Act, the Statutes, the Ordinances or the Regulations and suggest appropriate action.

21. Meeting of the Senate: – (1) The Senate shall meet at least once in four months on dates to be fixed by the Vice-Chancellor, and one of such meetings shall be called the annual meeting.

(2) One-fourth of the total number of members of the Senate shall be the quorum for a meeting of the Senate.

Provided that such quorum shall not be required for a Convocation of the University or a meeting of the Senate held for the purpose of conferring degrees, titles, diplomas or other distinctions.

(3) When the Chancellor or Pro Chancellor is present, the Chancellor or Pro Chancellor shall preside the meetings of the Senate as the case may be.

(4) The Vice-Chancellor may, whenever he thinks fit and shall, within thirty days of the receipt of a requisition in writing signed by not less than one-third of the total number of members of Senate convene a special meeting of the Senate.

(5) When a special meeting is convened on requisition, no subject other than that shown in the requisition shall be considered at the meeting.

22. The Syndicate: – The Syndicate shall be the Chief Executive body of the University and shall consist of the following members, namely -

Ex-officio Members

- (a) The Vice-Chancellor;
- (b) The Pro-Vice-Chancellor;
- (c) The Secretary to Government in-charge of the Finance Department or an officer not below the rank of a Joint Secretary to Government authorised by him;
- (d) The Secretary to Government in-charge of the Higher Education Department or an officer not below the rank of a Joint Secretary to Government authorised by him;
- (e) The Director of Collegiate Education.

Other members

- (a) Eight members elected by the Senate from among themselves, of whom-

- (i) three shall be persons who are not teachers, of whom one shall be a person belonging to a Scheduled caste or a Scheduled Tribe;
 - (ii) two principals of colleges, of whom one shall be from a Government college, and other shall be from a private aided college; and
 - (iii) three shall be teachers who are not Principals, of whom one shall be a University teacher, one shall be a teacher of a Government College, and one shall be a teacher of a private aided college.
- (b) One member elected by the Senate from among the members referred to-
- (i) in item (12) under the heading "Ex-officio Members"; and
 - (ii) in item (12) under the heading "Elected Members".
- (c) Two members nominated by the Government from the fields of Higher Education;
- (d) One member nominated by the Executive Council of the Kerala State Higher Education Council.

23. Term of office of members of Syndicate: – (1) Members of the Syndicate other than ex-officio members, shall hold office for a term of four years from the date of their election or nomination, as the case may be.

Provided that no person elected in his capacity as a member of a particular body or as the holder of a particular office shall be a member of the Syndicate for a longer period than three months after he has ceased to be such member or holder of such officer unless in the meanwhile, he again becomes a member of that electorate or the holder of that office.

Provided further that the member referred to in item (b) under the heading "Other Members" in section 22 shall hold office for a Period of one year from the date of his election or till he ceases to be a member of the Senate, whichever is earlier.

Provided also that the student who ceases to hold office in the capacity of student shall continue till his successor assumes office.

Provided also that the term of the Syndicate shall be co-terminus with the term of the Senate.

Provided also that no person other than an ex-officio member shall be eligible to hold office for more than two terms in succession.

(2) Notwithstanding anything contained in the first Proviso to subsection (1), a member of the Syndicate referred to in sub item (ii) of item (a) under the heading "Other Members" in section 22, or referred to in sub-item (iii) of that item who is a teacher of a

private aided college or a Government college, shall not cease to be such member merely on the ground that.

- (a) he had been transferred to an educational institution within the State, situated beyond the territorial limits of the University; or
- (b) the college of which he is the principal or in which he is a teacher or a member of the non-teaching staff has been transferred to another University; or
- (c) In the case of a teacher, he has been promoted as principal.

24. Powers of Syndicate: – Subject to the provisions of this Act and the Statutes, the executive powers of the University including the general superintendence and control over the institutions of the University shall be vested in the Syndicate and subject likewise the Syndicate shall have the following powers, namely -

- (i) to affiliate institutions in accordance with the terms and conditions of such affiliation prescribed in this Act and the statutes;
- (ii) to make Ordinances and to amend or repeal the same;
- (iii) to propose Statutes for the consideration of the Senate;
- (iv) to propose for the institution and creation of the post of professorships, associate professorships, assistant professorships, and such other teaching or research posts as it may deem necessary;
- (v) to conduct University Examinations and approve and publish the results thereof;
- (vi) to withhold or cancel the result of any candidate at any University examination;
- (vii) to cancel any degree, diploma title or any other distinction granted to any person in accordance with the provisions of the Statutes;
- (viii) to hold, control and administer the properties and funds of the University;
- (ix) to direct the form, custody and use of the common seal of the University;
- (x) to arrange for and direct the inspection of colleges, hostels and other institutions and to constitute a Board of Inspection for that purpose;
- (xi) to establish, maintain and manage colleges and institutes of research and other institutions of higher learning as it may from time to time deem necessary;
- (xii) to appoint teachers and other employees of the University and prescribe their duties;

- (xiii) to create administrative, ministerial and other necessary posts;
- (xiv) to suspend, discharge, dismiss or otherwise take any disciplinary action against teachers and other employees of the University after giving them reasonable opportunity to defend their position;
- (xv) with the previous sanction of the Government, to fix and regulate the fee payable by students in colleges affiliated to the University;
- (xvi) to award fellowships, scholarships, studentships, bursaries, medals and prizes;
- (xvii) to consider the financial estimates of the University and submit them to the Senate in accordance with provisions of the Statutes made in this behalf;
- (xviii) to co-operate and collaborate with other Universities and authorities in India and abroad in such manner and for such purposes as it may determine;
- (xix) to appoint members to the Boards of Studies;
- (xx) to approve the appointment of teachers in private colleges;
- (xxi) to delegate any of its powers to the Vice-Chancellor or to a committee appointed from among its members;
- (xxii) to arrange for and direct the investigation into the affairs of private aided colleges, to issue instructions for maintaining their efficiency, for ensuring proper conditions of employment of members of their staff and payment of adequate salaries to them, and in case of disregard of such instructions of University or general government directions, to take steps to suspend or withdraw affiliation or recognition;
- (xxiii) to accept endowments, bequests, donations and transfers of any movable and immovable properties to the University on its behalf, provided that all such endowments, bequests, donations and transfer shall be reported to the Senate at its next meetings;
- (xxiv) to exercise the powers of the University under clause (xxvii) of section 6;
- (xxv) to constitute cluster of colleges in accordance with the terms and conditions of such clusters prescribed in this Act and the Statutes; and
- (xxvi) to exercise such other powers and perform such other duties as may be prescribed by this Act, the Statutes, the Ordinances, Regulations, the Rules, the bye-laws and the orders.

25. The Academic Council: – (1) The Academic Council shall be the academic body of the University.

(2) The Academic Council shall, subject to the provisions of this Act and the Statutes, have the control and general regulation and be responsible for the maintenance of Standards, of instruction, education and examinations within the University and shall exercise such other powers and perform such other duties as may be conferred or imposed upon it by the Statutes.

(3) The Academic Council shall consist of the following members, namely -

Ex-officio members

- (i) the Vice-Chancellor;
- (ii) the Pro-Vice-Chancellor;
- (iii) the Director of Collegiate Education;
- (iv) the Director of Research and Studies;
- (v) the Director of Physical Education;
- (vi) the Directors of Inter University centres;
- (vii) the Deans of Faculties;
- (viii) the Deans other than Deans of Faculties;
- (ix) the Vice-Chairperson of Research Council;
- (x) the General Secretary of the University Union;
- (xi) all the Heads of University Departments of study and research, who are not Deans of faculties.

Elected Members

- (i) five members of the Syndicate, who are not otherwise members of the Academic Council, elected from among themselves;
- (ii) two members (other than Deans of Faculties) elected by the principals of professional colleges from among themselves, of whom at least one shall be a principal of a Government professional college;
- (iii) one principal of a government college (Not being a Deans of Faculties) elected by the principals of Government colleges from among themselves;
- (iv) one principal of Private Aided colleges (Not being a Dean of Faculty) elected by the principals of Private Aided colleges from among themselves.

Nominated Members

- (i) one principal of a college of oriental languages, not being a Dean of Faculty, nominated by the Vice Chancellor in consultation with Syndicate;
- (ii) one teacher each of every subject of study (not being a Dean of Faculty or head of a University department or principal) elected by the teachers of that subject from among themselves;
- (iii) one member representing each faculty, elected by the full-time post graduate students of the faculty from among themselves;
- (iv) one principal of a Private Un-Aided colleges (Not being a Dean of Faculty) nominated by the Government; and
- (v) one research scholar who shall be nominated by the Vice Chancellor in consultation with Syndicate.

(4) Members of the Academic Council, other than the members specified in heading Ex-Officio Members in clauses (i) to (vi) of sub-section (3) shall hold office for a term of four years from the date of their appointment or nomination, as the case may be.

Provided that the student who ceases to hold office in the capacity of student shall continue till his successor assumes office.

26. Powers and duties of Academic Council: – Subject to the provisions of this Act and the Statutes, the Academic Council shall have the following powers, duties and functions, namely -

- (i) to advise the Senate and the Syndicate on all academic matters;
- (ii) to make Regulations and to amend or repeal the same;
- (iii) to prescribe the programmes and courses of studies in the institutions maintained by, or affiliated to, the University or courses conducted by the University in collaboration with other Universities of institutions;
- (iv) to prescribe the qualifications of teachers-
 - a. in colleges; and
 - b. in the institutions maintained by the University.
- (v) to prescribe the qualifications for the admission of students to the various programmes of studies and to the examinations and the conditions under which exemptions may be granted;
- (vi) to make provision for the admission of students to the various programmes in order to maintain standards of education;

- (vii) to make proposals for the instruction and training in such branches of learning as it may think fit;
- (viii) to make and accept proposals for research and advancement and dissemination of knowledge;
- (ix) to make proposals for the institution of professorships, associate professorships, assistant professorships, and other teaching and research posts required by the University;
- (x) to recommend for the institution of fellowships, scholarships, studentships, bursaries, medals, prizes and other Grants;
- (xi) to recommend what degrees, diplomas and other academic distinctions shall be granted by the University;
- (xii) to negotiate with other Universities for the recognition of the examinations of the University with that of the University
- (xiii) to refer academic matters to State Level Academic Committee;
- (xiv) to lay down the general guidelines for recognition of degrees awarded by other Universities with that of the University;
- (xv) to co-ordinate teaching and learning in University departments, constituent colleges, affiliated colleges and recognized institutions; and
- (xvi) to exercise such other powers and perform such other duties as may be conferred or imposed on it by this Act or the Statutes, Ordinances, Regulations, Rules or bye-laws.

27. Planning and Development Committee: - (1) There shall be a Planning and Development Committee which shall be the principal planning body of the University for the planning and development of institutional and infrastructure facilities and to advise the Senate, the Syndicate and the Academic Council on such matters.

(2) The Planning and Development Committee shall consist of the following members, namely -

- (a) Vice Chancellor, who shall be the Chairperson;
- (b) Pro Vice Chancellor;
- (c) Registrar;
- (d) One representative of Kerala State Planning Board, nominated by the Vice Chairperson of the Kerala State Planning Board;
- (e) Two Members of the Syndicate, elected from among themselves;

- (f) Two experts in fields of planning and development, nominated by the Syndicate;
- (g) Dean of Internal Quality Assurance Cell; and
- (h) Finance Officer, who shall be the Ex Officio Secretary.

(3) The Planning and Development Committee shall be reconstituted in every three years and shall meet at least once in three months.

(4) The quorum for the Planning and Development Committee shall be Six.

28. Powers and duties of Planning and Development Committee: - Subject to the provisions of this Act and the Statutes, the Planning and Development Committee shall have the following powers, duties and functions, namely -

1. To prepare the institutional development plan and monitor the progress of its implementation;
2. To render advise with regard to the implementation of plans approved by the Syndicate, Senate and other bodies;
3. To prepare the progress report on the implementation of different institutional, development plans and present the same before the Syndicate; and
4. Such other matters regarding the planning and development of University assigned to it by the Syndicate.

29. Faculties: – (1) The University may have such Faculties as may be prescribed by the Statutes from time to time.

(2) Each Faculty shall, subject to the control of the Academic Council, have charge of the teaching and the courses of study and research in such subjects as may be assigned to such faculty by the Ordinances or Regulations.

(3) Each faculty shall consist of:

- (a) Chairpersons of the Boards of Studies comprised in the faculty;
- (b) two members elected from each Board of Studies; and
- (c) not less than five and more than ten members nominated by the Syndicate; so that, as far as possible, there is representation for all subjects assigned to the Faculty.

(4) Each faculty shall comprise such departments of teaching as may be prescribed by the Ordinances.

(5) Subject to the provisions of this Act, each faculty shall exercise such powers and perform such duties as may be prescribed by the Statutes.

(6) The members of Faculties mentioned in sub-clause (3) shall hold office for a period of three years from their date of nomination or election as the case may be.

30. Deans of Faculties: – (1) There shall be a Dean of each Faculty, who shall be nominated by the Vice-Chancellor in consultation with the Syndicate by rotation from among the Heads of University Departments or Professors.

(2) The Dean of each Faculty shall be responsible for the due observance of the Statutes, Ordinances, Regulations and bye laws relating to that Faculty.

(3) The Dean of a Faculty shall hold office for a term of three years and shall be eligible for re-nomination for one more time.

31. Council of Faculty Deans: - (1) There shall be a Council of Faculty Deans consisting of all Faculty Deans in the University which shall -

- a) engage in academic strategic planning centered around the University's mission, vision and values;
- b) review and discuss policies and practices related to curricular issues, faculty affairs, and budgetary matters;
- c) make recommendations on issues specific to academic and faculty policies and practices; and
- d) discuss new academic programs and new academic initiatives and recommend them to the Academic Council.

(2) The constitution and powers of the Council of Faculty Deans shall be as may be prescribed by the Statutes.

(3) The Pro Vice Chancellor shall be the chairperson of the Council of Faculty Deans and a senior Dean nominated by the Vice Chancellor shall be the vice chairperson of the Council.

(4) The Council of Faculty Deans shall meet once in two months, or whenever the chairperson considers it necessary.

(5) Members of the Council of Faculty Deans shall hold office for a period of three years from the date of their entering into office.

(6) The Council shall meet five days before each meeting of the Academic Council. It may make such recommendations as it deems fit on each item on the agenda of the Academic Council and place them before the Academic Council.

(7) If in any matter that must normally be decided by the Academic Council, there is need of urgent action, the Vice Chancellor may refer the matter to the Council and act according to the recommendations given by the Council. Any such action taken by the Vice Chancellor shall be placed before the Academic Council for ratification at its next meeting,

(8) The Council of Faculty Deans shall have the right to decide on the matters pertaining to the Equivalence or recognition for the degrees of other universities, as per the guidelines prescribed by the Academic Council, forwarded by the Vice Chancellor for their consideration.

32. Boards of Studies: – (1) There shall be a Board of Studies attached to each department of study in the University.

Provided however that post-graduate studies in each department may have separate Board of Studies.

(2) The constitution and powers of the Boards of Studies shall be prescribed by the Statutes.

(3) Members of Boards of Studies shall hold office for a period of three years from the date of their entering into office.

33. Research Council: - (1) There shall be a Research Council to monitor and give advice to the University on any question regarding research.

(2) The Research Council shall consist of the following members, namely -

- a) five Deans of Faculties nominated by the Vice Chancellor in consultation with the Syndicate;
- b) three teacher members of the Syndicate nominated by the Vice Chancellor in consultation with Syndicate;
- c) Three external experts nominated by the Vice Chancellor who have made substantial contribution in the field of research, of whom one shall be the director of a recognised centre for research; and

- d) One research scholar, who shall be nominated by the Vice Chancellor in consultation with Syndicate.

(3) The Pro-Vice Chancellor shall be the Chairperson of the Research Council. A Senior Dean nominated by the Vice Chancellor shall be the Vice Chairperson.

(4) The powers and functions of the Research Council including the delegation of its powers, shall be prescribed by the Statutes.

Provided that the student who ceases to hold office in the capacity of student shall continue till his successor assumes office.

34. Deans other than Faculty Deans: - (1) In order to enhance academic involvement in important aspects of University administration, the following Deans shall be appointed with specific duties and responsibilities and necessary administrative support.

(2) The Deans shall be appointed by the Vice Chancellor from professors of the University or affiliated colleges in consultation with the Syndicate.

(3) The Deans shall hold office for a term of two years and shall be eligible for renomination for one more term.

(4) The duties and responsibilities of each Dean shall be as may be provided by the Statutes from time to time.

There shall be the following Deans -

1. Dean of Student Affairs
2. Dean of University Departments
3. Dean of Affiliated Colleges
4. Dean of Teachers' Welfare
5. Dean of University Quality Assurance.

Provided however that the Vice Chancellor may, in consultation with the Syndicate, identify other areas of University administration, where academic involvement in administration would be helpful in improving the quality of University governance and appoint Deans as per the provisions in sub clauses (2) to (4).

35. Council of Deans other the faculty Deans: - (1) There shall be a Council of Deans other the faculty Deans to discuss and advice the University on matters prescribed in the Act and Statutes of the University.

(2) The Council of Deans other the faculty Deans shall consist of the following members, namely -

- a) Pro-Vice Chancellor, who shall be the Chairperson of the Council
- b) Dean of Student Affairs
- c) Dean of University Departments
- d) Dean of Affiliated Colleges
- e) Dean of Teacher's Welfare
- f) Dean of University Quality Assurance

(3) The powers and functions of the Council of Deans other the faculty Deans including the delegation of its powers, shall be prescribed by the Statutes.

(4) The Council of Deans other the faculty Deans shall meet once in four months, or whenever the Chairperson considers it necessary.

(5) The Vice Chancellor shall convene a Joint meeting of the Council and the Council of Faculty Deans whenever he considers it necessary or when a request is made by not less than three members of either of the Council, provided however that a Joint Meeting shall be convened at least once in four months.

36. Students' Council: – (1) There shall be a Students' Council in the University consisting of the following members, namely-

Ex-officio Members

- (a) The Vice-chancellor, who shall be the Chairperson of the Council;
- (b) Dean of Student Affairs, who shall be the Vice Chairperson of the Council;
- (c) The Chairperson of the University Union;
- (d) The General Secretary of the University Union;
- (e) The Director, National Cadet Corps;
- (f) The Officer-in charge of the National Service Scheme in the University;
- (g) The Director of Physical Education.

Elected Members

- (a) Ten members, not being members of the Senate or the Academic Council, elected by the members of the General Council of the University Union from among themselves, of whom three shall be women;
- (b) Three members elected from among the full-time students of the departments of the University in such manner as may be prescribed;
- (c) Two members, other than students, elected by the members of the Senate from among themselves;
- (d) One member, other than students, elected by the members of the Syndicate from among themselves;
- (e) One member, other than students, elected by the members of the Academic Council from among themselves;

Other Members

Three students who have distinguished themselves in academic field, sports or fine arts, nominated by the Vice-Chancellor;

(2) A member elected from among the elected student members of the Council shall be the Secretary to the Council.

(3) The members of the Student's Council other than ex-officio members shall hold office for a term of one year from the date of their election or nomination, as the case may be;

Provided that the student who ceases to hold office in the capacity of student shall continue till his successor assumes office.

37. Powers and duties of Student's Council: – (1) Subject to the provisions of this Act and the Statutes, the Students' Council shall have the following powers, duties and functions, namely-

- (a) to make recommendations to the Syndicate and to the Academic Council in matters affecting the academic work of the students, such as the structure of courses and, the corporate life of the University in so far as it concerns the students, and the co-curricular and extra-curricular activities in the University;
- (b) to make suggestions to the Syndicate and Academic Council in respect of all rules relating to discipline or welfare of the students, sports, working of literary and other societies, management of hostels, student homes and non-resident student centres, extension work, social work, students' health, National Service Scheme and National Cadet Corps and such other matters as may be specified in the Statutes;

- (c) to communicate its views, observations and recommendations to any authority of the University in respect of any matter which concerns the students;
- (a) Provided that if any question arises as to whether a matter does or does not concern the students, the question shall be decided by the Chairperson of the Students' Council and his decision shall be final;
- (d) to take such steps as are necessary for the general welfare of students;
- (e) to recommend such steps as are necessary for the general implementation of students' rights enumerated in section 38 of the Act;
- (f) to exercise such other powers and perform such other duties as may be conferred or imposed on it by this Act or the Statutes, Ordinances or Regulations.

(2) The Vice Chancellor shall cause to be laid before the Senate and the Students' Council in such manner as may be prescribed by the Statutes periodical reports detailing the recommendations and suggestions made by the Students' Council and the action taken thereon by the authorities to which such recommendations and Suggestions made by the Student's Council and the action taken thereon by the authorities to which such recommendations and suggestions were made.

Provided that the student who ceases to hold office in the capacity of student shall continue till his successor assumes office.

38. Students' Rights: - (1) Every Student shall have specific rights as may be prescribed by the statutes.

(2) The provisions regarding students' rights shall not be interpreted so as to:

- (a) Deny or restrict any advantage which by reason of a law has been enjoyed by a student;
- (b) Deny or restrict any right or advantage granted to Members of the University Community pursuant to the provisions of any law or well accepted principles or practice; and

(3) Students enjoy within the University all rights and freedoms recognized by law.

(4) Every educational institution shall be liable to observe, promote and protect these rights of students.

39. Students Grievances: - (1) There shall be Three-level Students' Grievance redressal mechanism as may be prescribed by the Statutes, for redressal of students grievances enumerated in the Statutes.

(2) The first level for students' grievance redressal mechanism shall consist of -

- (a) Collegiate Student Grievance Redressal Committee (CSGRC) for Affiliated Colleges; or
- (b) Department Student Grievance Redressal Committee (DSGRC) for Departments of the University.

(3) The University Student Grievance Redressal Committee (USGRC) shall be the second level for Students' Grievance redressal mechanism.

(4) The University Ombudsperson shall be the appellate authority for the matters of students' grievances.

(5) Any students aggrieved by the decision of Ombudsperson may appeal to the University Tribunal.

40. University Ombudsperson: - (1) The Ombudsperson shall be a person of eminence in academics or research, who had been Vice- Chancellor of a University or qualified to be appointed as Vice Chancellor.

(2) The Ombudsperson shall hear appeals from an aggrieved student, only after the student has availed all other remedies provided under the students' grievance redressal mechanism.

(3) The appointment, functions and duties of Ombudsperson shall be such as may be prescribed by the Statutes.

41. Finance Committee: – (1) There shall be a Finance Committee to give advice to the University on any question affecting its finances.

(2) The Finance Committee shall consist of the following members, namely-

- (a) the Vice- Chancellor, who shall be the Chairperson of the Finance Committee;
- (b) the Pro-Vice-Chancellor;
- (c) The Secretary to Government in-charge of the Finance Department or an officer not below the rank of a Joint Secretary to Government authorised by him;
- (d) The Secretary to Government in-charge of the Higher Education Department or an officer not below the rank of a Joint Secretary to Government authorised by him;

- (e) Registrar;
- (f) one member elected by the members of the Senate from among themselves;
- (g) one member elected by the Members of the Syndicate from among themselves;
- and
- (h) one member elected by the Members of the Academic Council from among themselves.

(3) The Finance Officer shall be the Secretary of the Finance Committee.

(4) The powers and functions of the Finance Committee and its procedure in financial matters, including the delegation of its powers, shall be prescribed by the Statutes.

42. Other authorities of University: – The constitution, powers and duties of such other authorities as may be declared by the Statutes to the authorities of the University, shall be prescribed by the Statutes.

43. Disqualifications for membership: – (1) No person shall be qualified for election or nomination or appointment as a member of any of the authorities of the University or for continuing as such member, if he -

- (a) is of unsound mind; or
- (b) is an undischarged insolvent; or
- (c) has been convicted by a court of law of an offence involving moral turpitude; or
- (d) has been debarred by any University from appearing in examinations, for malpractices in connection with any examination:

Provided that the disqualification of a person under clause (d) shall cease on the expiry of the period for which he has been debarred.

(2) If any question arises as to whether any person is disqualified under sub-section (1), the question shall be referred to the Vice Chancellor and an appeal from the decision of the Vice-Chancellor shall lie before the University Tribunal.

44. Meetings of the Authorities of the University: - (1) Meetings of any University authorities or Body constituted under this Act, Statutes, Ordinance and Regulations shall be conducted in online, offline or blended modes.

(2) Notice, agenda papers and minutes of the meeting may be circulated to the members in electronic mode.

CHAPTER V

Statutes, Ordinances, Regulations, Rules and Bye-Laws

45. The Statutes: - Subject to the provisions of this Act, the Statutes may provide for all or any of the following matters, namely -

- (a) the powers and duties of the Officers of the University, not specifically provided for in this Act;
- (b) the constitution, powers and duties of the authorities of the University, not specifically provided for in this Act;
- (c) the procedure for election of members of the Senate, the Syndicate, the Academic Council and other authorities of the University and all such other matters relating to these bodies, as may be necessary or desirable to provide;
- (d) award of degrees, diplomas; titles, certificates and other academic distinctions by the University;
- (e) the withdrawal or cancellation of degrees, diplomas, titles, certificates and other academic distinctions;
- (f) the holding of convocations to confer degrees;
- (g) the conditions and procedure for affiliation of colleges;
- (h) conferment of honorary degrees;
- (i) the maintenance of the accounts and the preparation and passing of the annual budget of the University; and
- (j) all other matters which by this Act are to be, or may be, prescribed by Statutes,.

46. Procedure for making Statutes: - (1) The Senate may of its own motion take into consideration the draft of a Statute.

Provided that, in any such case, before the statute is passed, the Senate shall obtain and consider the opinion of the Syndicate.

(2) The Syndicate may propose to the Senate the draft of any Statute for consideration and such draft shall be considered by the Senate at its next meeting.

(3) The Senate may approve the draft of a Statute proposed by the Syndicate and pass the Statute or may reject it or return it to the Syndicate for reconsideration, either in whole or in part together with amendments which the Senate may suggest.

(4) After any draft returned by the Senate under sub- Section (3) has been further considered by the Syndicate, together with any amendment suggested by the Senate, it shall be again presented to the Senate with the report of the Syndicate thereon, and the Senate may then deal with the draft in any manner it thinks fit.

(5) Where any Statutes has been passed by the Senate, it shall be submitted to the Chancellor who may give his assent thereto, or send it back to the Senate for reconsideration within sixty days from the date it has been submitted to the Chancellor.

Provided that, if the Chancellor has not given his assent or sent it back to the Senate for reconsideration within sixty days from the date it has been submitted to the Chancellor, assent shall be deemed to have been given by the Chancellor.

Provided further that, in cases where the Chancellor decides to send it back to the Senate for reconsideration, he shall communicate the reasons for such decision and if the Senate, after reconsideration passes the Statute again, it shall not be necessary to obtain the assent of the Chancellor and the Statutes shall come into force from such date as the Senate may prescribe.

(5) The Syndicate shall not propose the draft of a Statute or of an amendment to a Statute affecting the status, powers or constitution of any authority of the University until such authority has been given an opportunity of expressing an opinion upon the proposal; and any opinion so expressed shall be in writing and shall be considered by the Senate.

(6) No Statute providing for the conditions for, or procedure relating to, the affiliation of private colleges shall be passed by the Senate without the previous approval of the Government.

47. Ordinances: - Subject to the provisions of this Act and the Statutes the Syndicate shall have power to make Ordinances providing for all or any of the following matters, namely-

- (a) the levy of fees in colleges and other institutions except that of private unaided colleges, by the University;
- (b) the residence and discipline of students;
- (c) the workload and pattern of teaching staff in colleges;
- (d) the fixation of the scales of pay of various posts in the University and the terms and conditions of service of officers of the University.

Provided that, no special pay or allowance or extra remuneration of any description whatsoever including ex-gratia payment or other benefits having financial implication shall be granted to any officer, teacher or other employee of the University without the prior approval of the Government.

Provided further that, no such prior approval of the Government shall be necessary for incurring any such expenditure of a non-recurring nature subject to a maximum of ten thousand rupees in the aggregate in the financial year.

- (e) all other matters which by this Act or the Statutes are to be, or may be provided for by the Ordinances.

48. Procedure for making Ordinances: - (1) The Syndicate shall have power to make Ordinances in the matter hereinafter provided.

(2) In making Ordinances, the Syndicate shall consult the Board of Studies concerned where such Ordinances affect the appointment and duties of Examiners.

(3) Every Ordinance made by the Syndicate shall be submitted to the Senate at its next meeting. The Senate shall be competent to propose amendments to any such Ordinance for the consideration of the Syndicate. The Syndicate shall resubmit the Ordinance at the next meeting of the Senate with or without amendments.

(4) Every Ordinance shall have effect from the date of its publication in the Gazette or such other date as the Syndicate may direct.

(4) The procedure to be followed in making, amending or repealing Ordinances shall be prescribed by the Statutes.

(5) Every Ordinance and amendment to an Ordinance including repeal of an Ordinance which involves expenditure shall be made only with the prior approval of the Government.

49. Regulations: - Subject to the provisions of this Act, the Statutes and the Ordinances, the Academic Council may make Regulations providing for all or any of the following matters, namely-

- (a) the Courses of studies and the conduct of examinations;
- (b) the admission of students to the various courses of study and to the examinations;
- (c) the qualifications of teachers;

- (d) the appointment and prescription of duties of the Boards of Studies and examiners;
- (e) recognition of examinations, degrees and diplomas of other Universities as equivalent to the examinations, degrees and diplomas of the University; and
- (f) all other matters which under the provisions of this Act, the Statutes and the Ordinances are to be, or may be, prescribed by Regulations.

50. Procedure for making Regulations: - (1) All Regulations made under this Act shall have effect, from such date as the Academic Council may direct, but every Regulation so made shall be laid before the Senate during its next succeeding meeting.

(2) Subject to the provisions of sub-section (1), the procedure to be followed in making, amending or repealing regulations shall be prescribed by the Statutes.

51. Rules, Bye-laws and Orders: - The Syndicate shall have power to make rules, bye-laws and orders not inconsistent with the provisions of the Act, the Statutes, the Ordinances and the Regulations, for the guidance and working of Boards and Committees and other bodies constituted under the provisions of this Act, or the Statutes or the Ordinances or the Regulations and for regulating the procedure and conduct of business at meetings of any authority of the University other than the Senate.

(2) All such rules, bye-laws and orders shall have effect from such date as the Syndicate may direct; but every such rule, bye-law or order shall be submitted to the Senate during its next succeeding meeting.

(3) The Senate shall have power to cancel or modify any such rule, bye-law or order.

52. Publication in the Gazette: - All Statutes Ordinances and Regulations made under this Act shall be published in the University Website and in the Gazette.

CHAPTER VI

**Election to the Senate, the Syndicate and the Other Bodies of the University,
filling up of Vacancies and Resignation, Removal, etc., of**

Members of Authorities and Bodies

53. Election of members to the Senate, Syndicate and other bodies of the University:- The election of members to the Senate, the Syndicate and other bodies of

the University shall be held in accordance with the system of proportional representation by means of the single transferable vote and in accordance with the procedure prescribed by the Statutes, and the voting at such elections shall be by secret ballot.

54. Filling up of vacancies: - (1) All vacancies among the members (other than ex-officio members) of any authority or body of the University by reason of death, resignation or otherwise shall be filled, within three months, by the person or authority who or which appointed, elected or nominated the member whose place has become vacant.

(2) Any person appointed, elected or nominated under subsection (1) shall hold office as member so long only as the member in whose place he is appointed, elected or nominated as the case may be, would have been entitled to hold office if the vacancy had not occurred.

55. Resignation or removal of members of any authority or body: - (1) Any member of any authority or body of the University may resign his office by letter addressed to the Registrar.

(2) The Senate may, on the recommendation of not less than two thirds of the number of members of the Syndicate, remove the name of any person convicted by a court of law of any offence involving moral turpitude or punished by the University for malpractice connected with any University examination, from the register of registered graduates or remove any such person from membership or any authority or body of the University and for the same reason may withdraw any degree or diploma conferred on or granted by the University.

(3) The Senate may also remove any person from the membership of any authority or body of the University if he becomes of unsound mind or a deaf-mute or has applied to be adjudicated or has been adjudicated an insolvent.

(4) If an elected member of any authority or body of the University fails to attend three consecutive meetings of that authority or body the Registrar shall bring the matter to the attention of that authority or body, unless such authority or body is satisfied that there was sufficient cause for the failure of the member to attend the meetings, remove him from its membership.

CHAPTER VII

FINANCE

56. University Fund: – (1) All grants and loans received from the State Government, the Government of India, the University Grants Commission and from any other source, all revenues of the University, all fees received all incomes such as rent and profits derived from properties and funds vested in the University, all endowments and donations received from any source whatsoever, all other miscellaneous receipts of the University and all deposits, remittances and service funds, received in connection with the affairs of the University shall form one consolidated fund styled, "The Calicut University Fund" and shall be employed for the purposes and in the manner laid down in this Act and the Statutes, Ordinances, Rules, Bye-laws and Orders made thereunder:

Provided that separate accounts may be maintained for specific purposes.

(2) All moneys in the Calicut University Fund shall be lodged in the Government Treasury or with the approval of the Government in any Nationalized Banks or Kerala Bank up to such limits as may be fixed by the Government.

(3) The University may invest such part of the moneys in the Calicut University Fund, as it may deem fit, in Government securities or securities guaranteed by the Governments.

(4) The custody of the Calicut University Fund, the payment of moneys therein, the withdrawal of moneys therefrom and all other ancillary matters shall be regulated by the Statutes, Ordinances, Rules and Bye-laws made in that behalf.

(5) The University shall maintain a separate fund for research activities. This may be the income from the Government of India, Government of Kerala, Central Autonomous Institute, International Research Agencies, Centre for Engineering Research and Development or any other sources.

57. Grants from Government: – (1) The University shall receive as grants for its maintenance such sums subject to such conditions as may be fixed by the Government from time to time.

(2) The Government may pay to the University such other grants, subject to such conditions as they think fit, for specific purposes.

58. Annual estimates of income and expenditure: – (1) The Syndicate shall prepare the financial estimates of the income and expenditure of the University for the next

ensuing year before such dates as, may be prescribed by the Statutes, and forward the same together with a memorandum conveying explanatory notes thereon to the Senate for consideration.

(2) The Senate shall consider the financial estimates at its annual meeting and shall approve it, either with or without alterations as it may think fit.

59. Funds earmarked for a purpose not to be diverted without prior approval of Government: - (1) The University shall, not without the prior approval of the Government -

- (i) divert funds earmarked for a purpose for any other purpose; or
- (ii) implement any scheme which involves any matching contribution from the State Government.

(2) The University shall, not implement any scheme which imposes a recurring liability on the Government, after the assistance from the sponsoring authority ceases.

60. Annual Accounts: – (1) The annual accounts of the University shall be prepared under the directions of the Syndicate and shall be submitted to the Government for audit.

(2) The annual accounts together with the audit report thereon shall be published by the Syndicate and copies of such accounts and audit report shall be placed before the Senate and submitted to the Government.

(3) The annual accounts shall be considered by the Senate at its annual meeting, and the Senate may pass resolutions with reference thereto and communicate the same to the Syndicate which shall take action in accordance therewith.

61. Annual Report: – (1) The annual report of the University shall be prepared under the direction of the Syndicate and shall be presented to the Senate for its review on or before such date as may be prescribed by the Statutes.

(2) The Senate may pass resolutions on the annual report and communicate the resolutions to the Syndicate.

(3) The Syndicate shall inform the Senate of the action taken by it on the resolutions passed by the Senate under sub-section (2) and shall submit a copy of the annual report together with a copy of the resolutions, if any, of the Senate under sub-section (2) to the Government.

(4) The Government shall, as soon as the annual accounts and annual report are received, cause the same to be laid on the table of the State Legislative Assembly.

62. Audit of accounts of the University: – (1) The Government shall appoint auditors to audit the accounts of the University and the institutions under the management of the University.

(2) The auditors shall maintain a continuous audit of the accounts of the University and may, after giving due intimation, conduct local audit of any institution under the management of the University.

(3) The University shall bear the cost of the audit as fixed by the Government in consultation with the University.

(4) After completing the audit for a year or for any shorter period or for any transaction or series of transactions, the auditors shall send a report to the University and a duplicate copy thereof to the Government.

(5) The auditors shall specify in the report under sub-section (4) all cases of irregular, illegal or improper expenditure or of failure to recover moneys or other property due to the University or of any loss or waste of money or other property thereof caused by neglect or misconduct of the officers and authorities of the University.

(6) The auditors shall also report on any other matter relating to the accounts of the University as may be required by the Government.

(7) The University shall forthwith remedy any defect or irregularity pointed out by the auditors and report the action taken to the Government.

(8) Notwithstanding anything contained in the foregoing provisions, the accounts relating to the funds granted by external funding agencies for specific projects/programs shall be audited in such manner as may be specified by the funding agency and so audited accounts shall not be subject to audit by the auditors appointed by Government.

CHAPTER VIII

Private Colleges and Affiliation of Colleges

63. Definitions: - In this Chapter, -

- (a) "corporate management" means an educational agency which manages more than one private college;

- (b) "unitary management" means an educational agency which manages a private college;

64. Governing Council for private college under unitary management: – (1) A unitary management shall constitute, in accordance with the provisions of the Statutes, a governing Council consisting of the following members, namely -

- (a) The Principal of the private college;
- (b) the Manager of the private college;
- (c) a person nominated by the University in accordance with the provisions in that behalf contained in the Statutes;
- (d) a person nominated by the Government;
- (e) a person elected in accordance with such procedure as may be prescribed by the Statutes, by the permanent Teachers of the private college from among themselves;
- (f) the Chairperson of the College Union;
- (g) a person elected in accordance with such procedure as may be prescribed by the Statutes, by the permanent members of the non-teaching staff of the private college from among themselves; and
- (h) not more than six persons nominated by the unitary management.

(2) The Manager of the private college shall be the Chairperson of the governing Council.

(3) It shall be the duty of the governing Council to advise the unitary management in all matters relating to the administration of the private college, in accordance with the provisions of this Act and the Statutes, Ordinances, Regulations, rules, bye-laws and orders made there under.

(4) The decisions of the governing Council shall be taken at meetings on the basis of simple majority of the members present and voting.

65. Governing Council for private colleges under corporate management: – (1) A corporate management shall constitute a Governing Council for all the private colleges under its management, consisting of the following members, namely: -

- (a) one Principal by rotation in such manner as may be prescribed by the Statutes;
- (b) the Manager of the private colleges;
- (c) a person nominated by the University in accordance with the provisions in that behalf contained in the Statutes;

- (d) a person nominated by the Government;
- (e) two persons elected in accordance with such procedure as may be prescribed by the Statutes, by the permanent teachers of all the private colleges; from among themselves;
- (f) a person elected by the Chairmen of the College Unions of all the private colleges, from among themselves;
- (g) one person elected in accordance with such procedure as may be prescribed by the Statute, by the permanent members of the nonteaching staff of all private colleges from among themselves; and
- (h) not more than fifteen persons nominated by the corporate management.

(2) The Manager of the private colleges shall be the Chairperson of the Governing Council.

(3) It shall be the duty of the Governing Council to advise the corporate management in all matters relating to the administration of the private colleges, in accordance with the provisions of this Act and the Statutes, Ordinances, Regulations, rules, by-laws and orders made there under.

(4) The decisions of the Governing Council shall be taken at meetings on the basis of simple majority of the members present and voting.

66. Appointment of Manager:— (1) A unitary management or corporate management shall appoint a manager for the private college or for all the private colleges, as the case may be, in accordance with the bye-laws approved by the University.

(2) The appointment of the manager shall be approved by the University.

(3) The manager of the unitary management or the corporate management shall be removed only with the prior consent of the University.

It shall be the duty of the manager to give effect to the Orders and directions of the University from time to time and that of the unitary management or the corporate management, which are not inconsistent with University Act, Statutes, Regulations or Orders as the case may be.

(4) The manager shall exercise such powers and discharge such duties as prescribed in the bye laws approved by the Syndicate of the University relating to management and administration of the colleges:

Provided that, If the provisions in the approved bye laws have been violated, it will be treated as mismanagement and may also lead to withdrawal of affiliation

(5) Suits by or against a private college shall be instituted by or against the manager thereof.

(6) If the Manager of a private college is guilty of mismanagement, malpractice, corruption or mal administration, gross negligence of duty or disobedience of instructions issued by the Government or the University or is convicted for an offence involving moral turpitude, the Vice-Chancellor may, after giving the manager a reasonable opportunity to show cause against the action proposed to be taken against him and after due enquiry declare him unfit to hold the office of manager and require the unitary management or the corporate management, as the case may be, to appoint a suitable person as manager.

(7) Failure on the part of the manager or the management to obey the instructions issued by the University or the Government in regard to matters relating to the administration of the private college and the continuance in office of a person declared unfit under Subsection (6) shall be deemed to be sufficient cause for taking steps for the withdrawal of the aid, grant or affiliation of the private college.

67. Acts or proceedings of Governing Council not to be invalidated: - No act or proceeding of a governing Council shall be invalidated merely by reason of -

- (a) any vacancy in, or any defect in the constitution of, the Governing Council; or
- (b) any defect in the appointment of a person acting as a member of the Governing Council; or
- (c) any irregularity in the procedure of the Governing Council not affecting the merits of the case.

68. Procedure for determining the areas, where new colleges are to be opened: - (1)

The Government on the recommendation of Kerala State Higher Education Council may, from time to time, prepare two lists for an academic year, one in respect of aided colleges and the other in respect of unaided colleges, identifying the localities where new colleges and new courses are to be sanctioned.

(2) In preparing the lists the government shall take into consideration the following:

- a) The existing colleges and courses in and around the locality in which new colleges and new courses are to be sanctioned;
- b) The distance from each of the existing colleges to the area where new colleges are proposed to be sanctioned;
- (c) The educational needs of the locality with reference to the habitation and backwardness of the area; and
- (d) Other matters which it considers relevant and necessary in this connection.

Explanation: - for the removal of doubts it is hereby clarified that it shall not be necessary to prepare the two lists simultaneously and that it shall be open to the government to prepare only one of the lists.

(3) A list prepared by the government under Sub-rule (1) shall be published in the Gazette, inviting objections or representations against such list. Objections, if any, can be filed before the government against the list published within one month from the date of publication of the list.

(4) The government may thereafter conduct enquiries, hear the parties, visit the areas in consultation with Kerala State Higher Education Council and finalise the list and publish the same.

(5) A revision shall lie against the final list published by the government to the University Tribunal.

69. Affiliation of Colleges: – (1) The University may invite applications for affiliation for new colleges or for new courses in affiliated colleges in the localities, notified by the Government.

(2) The terms and conditions of affiliation of a college or of affiliation to new courses in an affiliated college and the procedure to be followed by the Syndicate in granting such affiliation, including the period within which the Syndicate shall consider an application under sub-section (1), shall be prescribed by the Statutes:

70. Council of Affiliated Colleges: - (1) The Council of Affiliated Colleges shall be a body consisting of all colleges affiliated to the University.

(2) The Council of Affiliated Colleges, subject to the provisions of this Act and the Statutes, be responsible for addressing the issues of affiliated colleges and to recommend measures to the Syndicate of the University.

(3) The Council of Affiliated Colleges shall consist of the following members, namely-

- (a) The Pro-Vice-Chancellor – Chairperson;
- (b) Dean of Affiliated Colleges – Vice Chairperson;
- (c) Three Principals from Government colleges, nominated by the Vice Chancellor in consultation with the Syndicate – members;
- (d) Two Principals and one Manager from Private Aided colleges of the University, nominated by the Vice Chancellor in consultation with the Syndicate - members
- (e) Two Principals and one Manager from Private Un-Aided colleges of the University, nominated by the Vice Chancellor in consultation with the Syndicate – members;
- (f) Three Principals, one each from Government colleges, Private Aided Colleges and Private Unaided Colleges and one Manager from Professional colleges of the University, nominated by the Vice Chancellor in consultation with the Syndicate – members;
- (g) One member of the Syndicate, nominated by the Syndicate from among themselves – member; and
- (h) The Registrar – member secretary.

(4) The Council of Affiliated Colleges shall meet at least once in six months on dates to be fixed by the Chairperson and one of such meetings shall be called the annual meeting.

(5) One-Third of the total number of members of the Council of Affiliated Colleges shall be the quorum for a meeting of the Council.

71. Functions and duties of the Council of Affiliated Colleges: - Subject to the provisions of this Act and the Statutes, the Council of Affiliated Colleges shall have the following duties and functions, namely -

- (i) to make recommendations to the Syndicate on matters related to affiliation;
- (ii) to make recommendations on the courses of studies in the institutions affiliated to the University;
- (iii) to recommend measure to improve the quality of education imparted in the affiliated colleges;
- (iv) to make recommendations to the Academic Council , regarding the qualifications for admission of students to the various courses of studies and to the examinations and the conditions under which exemptions may be granted;

- (v) to make recommendations to the Academic Council , for the admission of students to the various courses of studies on the basis of merit in order to maintain standards of education;
- (vi) to make recommendations for the instruction and training in such branches of learning as it may think fit;
- (vii) to make recommendations for research and advancement and dissemination of knowledge;
- (viii) to bring to the attention of the authorities the problems faced by affiliated colleges; and
- (ix) to exercise such other powers and perform such other duties as may be conferred to, or imposed on it by this Act or the Statutes, Ordinances, Regulations, Rules, or Bye-laws.

72. Appointment of teachers in private colleges: – (1) Notwithstanding anything contained in any law or in any contract or other document, While making appointments by direct recruitment to teaching posts of private aided colleges eligible to receive salary from the government, Rule 14 to 17 of Kerala State and Subordinate Services Rules, 1958 shall be applicable.

(2) Appointments to the posts eligible to receive salary from the Government shall be made only against posts sanctioned by the Government or by such officers as may be authorized by the Government on the basis of work load approved by the University.

(3) Appointment of principals shall be made by the educational agency through direct recruitment or by promotion as per UGC Regulations as approved by the University from time to time.

(4) For making appointment under this section by direct recruitment the post shall be advertised in such manner as may be prescribed by the Statutes.

(5) The educational agency shall not abolish a course of study in a private college without the prior approval of the University.

(6) Every appointment under this section shall be made by a written order of the manager in such forms as may be prescribed by the Statutes, communicated to the person to be appointed, with copy to the University.

(7) Every appointment under this section shall be reported to the University for approval.

(8) Any person aggrieved by any appointment under this section may appeal to the University Tribunal.

73. Qualifications of Teachers: – (1) Teachers of colleges shall possess such qualifications as may be prescribed by the Regulations.

(2) Notwithstanding anything contained in any law or in any judgment, decree or order of any court or other authority, any decision or order exempting any teacher from possessing the prescribed qualifications or approving the appointment of any teacher who did not possess the prescribed qualifications or allowing any teacher who did not possess the prescribed qualifications to continue in service, made by any authority or officer before the commencement of this Act shall be deemed to have been made by the authority competent to make such decision or order under this Act as if this Act had been in force at the time when such decision or order was made and accordingly all such decisions and orders shall be, and shall be deemed always to have been, valid and in accordance with law.

74. Probation: – (1) Teachers of private colleges shall be on probation for a period of one year within a period of two years.

Provided that in exceptional cases, the period of probation may be extended by a period not exceeding one year, subject to the prior approval of the Syndicate.

Explanation. - Probation undergone by a teacher before the commencement of this Act shall be deemed to be probation for the purposes of this Sub-section, provided such probation is within a period of two years immediately before such commencement.

(2) Notwithstanding anything contained in any contract or other document, any teacher working in a substantive vacancy at or after the commencement of this Act shall be deemed to be on probation for the purposes of sub-section (1).

(3) The educational agency may, at any time before the prescribed period of probation, terminate the probation of the probationer for want of vacancy and discharge him from service if he was appointed by direct recruitment or revert him to his original appointment if the appointment to the new post was by transfer or promotion.

(4) Any probationer discharged or reverted under under-section (3) shall be given preference in the matter of future appointments to the same post.

(5) On satisfactory completion of probation, the educational agency shall confirm the teacher in the post and if the Vacancy is not a substantive vacancy, the teacher shall be allowed to continue in the post for the duration of the vacancy.

(6) If, on the expiry of the prescribed period of probation, the educational agency decides that the teacher is not suitable for continuance in the post in which he is appointed, it shall discharge him from service or revert him to his original appointment, as the case may be, after giving him a reasonable opportunity of showing cause against the action proposed to be taken in regard to him.

(7) Where the post held by the Probationer is substantively vacant and before the expiry of one month from the prescribed period of probation he is not confirmed under sub-section (5) or is not discharged or reverted under sub-section (6), he shall be deemed to have been confirmed in that post.

(8) A probationer who is discharged or reverted under sub-section (6) or who is discharged or reverted before the prescribed period of probation otherwise than on the ground of want of vacancy shall be entitled to appeal against the order of discharge or reversion to the University Tribunal and the provisions of section 65 shall, *mutatis mutandis* apply to such appeals.

75. Conditions of service of teachers of private colleges: – (1) Notwithstanding anything contained in any law or in any contract or other document, the conditions of service of teachers of private colleges, whether appointed before or after the commencement of this Act, including conditions relating to pay, pension, provident fund, gratuity, insurance and age of retirement, shall be such as may be prescribed by the Statutes.

(2) The Educational Agency may at any time place a teacher under suspension -

- (a) when disciplinary proceedings against him are pending; or
- (b) when a case against him in respect of any criminal offence is under investigation or trial.

Provided that no teacher shall be placed under suspension by the Educational agency for a continuous period exceeding 15 days without the previous sanction of the Vice Chancellor.

(3) Where the orders of suspension is made by the educational agency , it shall on the same day report the matter together with reasons for the suspension to the Vice Chancellor.

(4) The Vice Chancellor shall thereupon make a preliminary investigation on the grounds of suspension. If on such investigations the Vice Chancellor is satisfied that there was no valid ground for the suspension, he may direct the educational agency to reinstate the teacher with effect from the date of suspension and thereupon the teacher shall forthwith be reinstated by the educational agency. If the teacher is not actually reinstated the teacher shall be deemed to have been on duty. It shall then be open to the Director of Collegiate Education to disburse the pay and allowances to the teacher as if he was not suspended and recover the amount so disbursed from the educational agency . If on such investigation it is found that there are valid grounds for such suspension, permission may be given to the educational agency to place the teacher under suspension beyond 15 days if necessary. The Vice Chancellor shall pass orders permitting the suspension or otherwise within said 15 days.

(5) Notwithstanding anything contained in sub-section, (4) the Vice Chancellor, who permitted the suspension beyond 15 days , may at any time review such permission and if such authority is satisfied that the teacher under suspension has to be reinstated in service for reasons to be recorded in writing cancel the permission already granted and direct the educational agency to reinstate the teacher in service. On such order, the educational agency shall reinstate the teacher forthwith failing which the provisions in sub-rule (4) will apply in such case. Teacher shall be deemed to have been on duty and entitled for pay and allowances and that the pay and allowance paid to teacher shall be recovered from educational agency.

(6) Any person aggrieved by an order of the Vice-Chancellor under Sub-section (5) may, within a period of thirty days from the date of receipt of order by him, appeal to the University Tribunal.

(7) No disciplinary action shall be taken against a teacher as otherwise provided in the statute.

(8) Any teacher aggrieved by an order passed after the commencement of this Act in any disciplinary proceeding taken against him may, within sixty days from the date on which a copy of such order is served on him or within Sixty days after the University Tribunal

has been constituted under his Act, whichever period expires later, appeal to the University Tribunal and the University Tribunal may, after giving the parties an opportunity of being heard, and after such further inquiry as may be necessary, pass such order thereon as it may deem fit, including an order of reinstatement of the teacher concerned.

Provided that the University Tribunal may admit an appeal presented after the expiry of the said period if it is satisfied that the appellant had sufficient cause for not presenting the appeal within the said period.

(9) Any person who objects to an order passed by the University Tribunal under sub-section (8) may, within sixty days from the date on which a copy of such order is served on him, prefer a petition to the High Court on the ground that the University Tribunal has either decided erroneously, or failed to decide, any question of law.

(10) The provisions of section 5 of the Limitation Act, 1963, shall be applicable to any proceedings under Sub-section (9).

(11) The High Court shall, after giving the parties an opportunity of being heard, pass such order on the petition, as it deems fit.

76. Past disputes relating to service conditions of teachers: – Notwithstanding anything contained in any law for the time being in force, or any contract, or in any judgment, decree or order of any court or other authority, -

- (a) any dispute between the management of a private college and any teacher of that college relating to the conditions of service of such teacher pending at the commencement of this Act shall be decided under and in accordance with the provisions of this Act and the Statutes made thereunder;
- (b) any dispute between the management of a private college and any teacher of that college relating to the conditions of service of such teacher, which has arisen after the 1st day of August, 1967, and has been disposed of before the commencement of this Act shall, if the management or the teacher applies to the Appellate Tribunal in that behalf within a period of thirty days from such commencement, be reopened and decided under and in accordance with the provisions of this Act and the Statutes made thereunder as if it had not been finally disposed of.

77. Membership of local authorities etc.: – (1) A teacher of a private college shall not be disqualified for continuing as such teacher merely on the ground that he has been elected or nominated as a member of a local authority or of the Legislative Assembly of the State or of Parliament.

(2) A teacher elected or nominated as a member of the Legislative Assembly of the State or of Parliament shall be entitled to treat the period of his membership of the Legislative Assembly or of Parliament as on leave without salary and allowances.

(3) A teacher referred to in Sub-section (2) shall also be entitled to count the period of his membership of the Legislative Assembly or of Parliament for the purposes of pension, seniority and increments.

78. Non-teaching staff of private colleges: – The provisions of this Chapter shall, so far as may be, apply to the non-teaching staff of the private colleges. Subject to this, their method of appointment, pay and other conditions of service shall be such as may be prescribed by the Statutes.

79. Inter University transfer of teacher by an educational agency: -Notwithstanding anything to the contrary contained in any law for the time being in force, where an educational agency has colleges under the jurisdiction of the Calicut University and also under the jurisdiction of any other University or Universities in the State, a teacher appointed by such educational agency to a college within the jurisdiction of another University, may be transferred to any college under the jurisdiction of the Calicut University, subject to the following conditions, namely -

- (a) transfer shall be made only on the written request of the teacher who has completed three years of service;
- (b) transfer shall be made only once during the entire period of service of a teacher;
- (c) transfer shall be made on the basis of the seniority of teachers;
- (d) a teacher transferred under the provisions of this section shall become the junior most in the colleges under the educational agency in the University irrespective of his service in the University from which he was transferred;
- (e) transfer is to be made as and when vacancy arises in any of the colleges under the educational agency in the University, provided no home college option by any teacher against the said vacancy is pending; and

- (f) a teacher who is transferred under the provisions of this section shall be eligible for home college option and shall be treated as teacher of the University with all benefits that are enjoyed by the existing teachers, provided the services rendered by such teacher outside the University shall not be considered as outside service while exercising home college option.

Explanation: For the purpose of this section, “home college option “means option made by a teacher regarding his home college in the University the provisions of the Statutes made under this Act.

80. Colleges not complying with provisions of this Act: – (1) If the Syndicate is satisfied that any private college has not complied with any provision contained in this Act, or in the Statutes, Ordinances, Regulations, bye-laws, orders or rules, it may recommend to the Government for withholding or discontinuing aid or grant or it may disaffiliate the college from the University.

Provided that before disaffiliating a college, the educational agency and the Governing council, as the case may be, shall be given an opportunity of being heard.

(2) If, on a recommendation under sub-section (1), the Government are satisfied that any private college has not complied with any of the provisions of this Act, or of the Statutes, Ordinances, Regulations, bye-laws, orders or rules, they may, by order, direct that the college shall not be given any aid or grant from the Government.

Provided that before making any such order, the educational agency and the Governing council, as the case may be, shall be given an opportunity of being heard.

CHAPTER IX

University Tribunal

81. Constitution of University Tribunal: - (1) The Government shall constitute the University Tribunal for the purposes of this Act.

(2) The University Tribunal shall be appointed by the Government and shall consist of Chairperson and two members.

- (i) A person who is or has been a judge of the Supreme Court or High Court -
Chairperson

- (ii) A person who is an advocate well versed in University Laws and matters related to higher education having not less than 15 years of active practise in the High Court - Member
- (iii) An academician who is or has been or qualified to be a Vice Chancellor of an University -Member

(3) The term of Office of the University Tribunal shall be Four years from the date of its appointment.

Provided that no person who is more than seventy years of age shall be appointed as a member of the University Tribunal.

(4) The University Tribunal shall have the power to make regulations consistent with the provisions of this Act, with the previous sanction of the Government for regulating its procedure and disposal of its business. The regulations so made shall be published in the Gazette.

(5) The Government shall provide such facilities for the establishment and functioning of the office of the University Tribunal including creation of required posts and appointment thereto.

(6) The University Tribunal shall have the jurisdiction to adjudicate disputes on any of the matters provided in this Act.

(7) The decision of the University Tribunal on a question as to whether a matter is coming under this Act or not shall be final.

(8) The University Tribunal shall, for the purpose of exercising the powers conferred by or under this Act, have all the powers of a Civil Court while trying a suit under the Code of Civil Procedure, 1908 (Central Act 5 of 1908), in respect of the following matters, namely-

- (a) summoning and enforcing the attendance of any person and examining him on oath;
- (b) requiring the discovery and production of any document;
- (c) receiving evidence on affidavit;
- (d) issuing commission for the examination of witnesses or for local investigation;
- (e) inspecting any property or thing concerning with any decision to be taken;

(f) requisitioning of any public record or copy thereof from any court, authority or office;

(g) any other matter which may be prescribed.

(9) The University Tribunal shall exercise such powers and perform such duties as may be prescribed by the Act and Statutes of the University.

(10) The University Tribunal constituted under this Act may be given additional jurisdiction to discharge the functions of University Tribunal under any other Act by the Government by notification.

82. Bar of jurisdiction of civil courts: - No civil court shall have jurisdiction to settle, decide, or deal with any question or to determine any matter which is by or under this Act required to be settled, decided or dealt with or to be determined by any authority or person under this Act.

CHAPTER X

AUTONOMOUS COLLEGES

83. Date of effect of grant of autonomy: - An affiliated college authorised under this Chapter to apply for academic autonomy to the University Grants Commission shall be deemed to be an Autonomous College of the University from the date on which the University Grants Commission provided approval of the autonomous status.

84. Authorities of an Autonomous College: - (1) The following shall be the authorities of an Autonomous College, namely-

- (i) The Academic Council of an Autonomous College;
- (ii) The Board of Studies of an Autonomous College;
- (iii) The Governing body;
- (iv) Complaint Redressal Committee of an Autonomous College;
- (v) The Expert Committee of an Autonomous College;
- (vi) The Finance Committee of an Autonomous College; and
- (vii) The Students Grievance Redressal Committee of an Autonomous College.

(2) Notwithstanding anything contained in this Act or the Statutes, Ordinances or Regulations made under this Act, all matters including the invitations, processing and

approval of application for grant of autonomy, the constitution of the authorities in an Autonomous College and their powers and the powers of the University over an Autonomous College shall be dealt with in accordance with the provisions of this Chapter from the date on which the University Grants Commission has granted approval of the autonomous status.

(3) If there is any dispute whether any provision in any existing Statute, Regulation and Ordinances of the University is inconsistent with or has the effect of overriding or contradicting any provision in this Chapter, the decision of the Government shall be final.

(4) All other matters related to the autonomous colleges shall be decided in such terms and in such manner as may be prescribed by the Statutes.

CHAPTER XI

Miscellaneous

85. Equivalence: - (1) The Vice Chancellor shall refer all issues in the matters of granting Equivalence of a degree, diploma, certificate and such other titles awarded by other Universities in India and abroad to the Council of Faculty Deans and the Council of Faculty Deans shall dispose such issues within a period of forty five days and make their recommendation to the Vice Chancellor. The Vice Chancellor shall implement the decision with or without modifications.

Provided that, if the Council of Faculty Deans fails to take a decision within the prescribed time, The Vice Chancellor shall refer the matter to the State Level Academic Committee for its decision, and it shall be binding on the University.

Provided further that, if the Council of Faculty Deans is of the opinion that, matter is to be dealt with by the State Level Academic Committee, it shall refer the matter to State Level Academic Committee and on receiving such advice, the Vice Chancellor shall act in accordance with it.

(2) If any person is aggrieved by the decision of the Vice Chancellor, an appeal shall lie before the State Level Academic Committee and the decision of the State Level Academic Committee shall be final.

86. Power of Government to cause inspection of University: – (1) The Government shall have the right to cause an inspection to be made by such person or persons as they

may direct, of the University, its buildings, laboratories, libraries, museums, workshops, and equipments and of any institutions maintained, recognized or approved by, or affiliated to the University and also of the work conducted by the University, and to cause enquiry to be made in respect of any matter connected with the University.

(2) The Government shall, before taking any action under sub-section (1), give notice to the University of their intention to cause such inspection or inquiry to be made and the University shall be entitled to be represented thereat.

(3) The Government shall communicate to the Syndicate the result of any inspection or inquiry made under sub-section (1) and may, after ascertaining the opinion of the Syndicate thereon, convey their views to the Senate and to the Syndicate.

(4) The Government may, after considering the views of the Senate and the Syndicate on the result of any inspection or inquiry under sub-section (1), advise the University upon the action to be taken in the matter.

(5) The Syndicate shall report to the Government the action, if any, which is proposed to be taken, or has been taken, upon the result of any inspection or inquiry under sub-section(1).

(6) A report under sub -section (5) shall be submitted with the opinion of the Senate thereon and within such time as the Government may direct.

(7) Where the Senate or the Syndicate does not, within a reasonable time, take any action referred to in sub-section (4) to the satisfaction of the Government, the Government may, after considering any explanation furnished, or representation made, by the Senate or the Syndicate in the matter, issue such directions as they may think fit, and the Senate and the Syndicate shall comply with such directions.

87. Appointment of Commission to inquire into the working of University: – (1) The Government may at any time and shall, at the expiration of ten years from the commencement of this Act and thereafter at the expiration of every ten years, by order published in the Gazette, constitute a Commission which shall consist of a Chairperson and such other members not exceeding five as the Government may appoint, and such order shall define the procedure to be followed by the Commission.

(2) The Commission constituted under sub-section (1) shall inquire into and report on -

(i) the working of the University during the period to which the inquiry relates;

- (ii) the financial position of the University including the financial position of its colleges and departments;
- (iii) any change to be made in the provisions of this Act or the Statutes, Ordinances, rules and bye-laws made thereunder with a view to bringing about improvements in the affairs of the University; and
- (iv) such other matters as may be referred to it by the Government, and make such recommendations to the Government as it thinks fit.

(3) On receipt of the report and the recommendations of the Commission under sub-section (2), the Government shall forthwith refer such report and recommendations to the Senate for consideration and report.

(4) Immediately after the Senate has considered the report and the recommendation of the Commission and submitted its report to the Government, the Government shall consider the report of the Senate and pass such orders thereon as they think fit and shall also cause the same to be published in the Gazette.

88. Power of Government to make rules: – (1) The Government may, by notification in the Gazette, make rules not inconsistent with the provisions of this Act, for the purpose of exercising the powers and discharging the duties conferred or imposed on the Government by this Act.

(2) Every rule made under this section shall be laid, as soon as may be after it is made, before the Legislative Assembly while it is in session for a total period of fourteen days which may be comprised in one session or in two successive sessions, and if, before the expiry of the session in which it is so laid or the session immediately following, the Legislative Assembly agrees in making any modification in the rule or the Legislative Assembly agrees that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so however that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

89. Conditions of service: - (1) Save as otherwise provided by or under this Act, every salaried officer and teacher of the University shall be appointed by a written order.

(2) The written order referred to in sub-section (1) shall be lodged with the Registrar and a copy thereof shall be furnished to the officer or teacher concerned.

(3) Any dispute between any officer or teacher of the University and the University shall, on the request of the University or the officer or teacher concerned, be referred to the University Tribunal for decision, and thereupon, the provisions of section 73 and the regulations made by the Tribunal under the said section shall *mutatis mutandis* apply to the decision of such disputes.

90. Pension, insurance and provident fund: – With the previous approval of the Government, the University shall make appropriate provisions for the benefit of its officers, teachers and other servants under its control in matters of insurance, pension and Provident Fund and for such other benefits as it may deem fit, in such manner as may be prescribed by the Ordinances.

91. Proceedings of the University and bodies not to be invalidated by vacancies: – No act or proceeding of the Senate, the Syndicate, the Academic Council or other body constituted under this Act or the Statutes or the Ordinances shall be deemed to be invalid merely by reason of any vacancy in the body doing or passing it, at the time any such act or proceeding is done or passed.

92. Proceedings of the Senate, Syndicate and Academic Council: – The Registrar shall forward to the Government within 15 days of the date of any meeting of the Senate or the Syndicate or the Academic Council copies of the proceedings of such meeting,

93. Dispute as to the constitution of University authority or body: – If any question arises regarding the interpretation of any provision of this Act, or of any Statute, Ordinance, Regulation, rule, bye-law or order or as to whether a person has been duly elected or appointed as, or is entitled to be, a member of any authority or other body of the University, the matter may be referred by the Vice Chancellor to the University Tribunal and shall be so referred, if not less than twenty-five members of the Senate so require, and the tribunal shall, decide the question so referred . An appeal shall lie before the High Court.

94. Report on affiliated colleges: – The Vice-Chancellor shall, at the end of every four years from the commencement of this Act, submit a report to the Government on the conditions of affiliated colleges.

95. Protection of acts and orders: – All acts and orders duly and in good faith done or passed by the University or any of its authorities, bodies or officers, shall be final; and no suit shall be instituted against, or damage claimed from, the University or its

authorities, bodies or officers for anything purporting to be done in pursuance of this Act and the Statutes, Ordinances, Regulations, Rules, Bye-laws or Orders made thereunder.

96. Institutions affiliated to University: – (1) All Colleges existing in the University area immediately before the commencement of this Act shall stand affiliated to the University.

(2) The Government may, at any time, transfer to the University any institution subject to such terms and conditions as may be agreed upon between the Government and the University as regards its future, maintenance and control.

97. Reservation of appointments: - In making appointments by direct recruitment to posts in any class or category under the University or to posts of teaching or non-teaching staff in the University, the University shall mutates mutandis observe the provisions of clauses (a), (b) and (c) of rule 14 and rules 15, 16, 17 and 17A of the Kerala State and Subordinate Service Rules, 1958, as amended from time to time. and communal rotation shall be followed category -wise treating all the Departments as one unit.

98. Transitory provisions: – (1) Any officer or authority of the Calicut University exercising any power or performing any duty under the Calicut University Act, 1975, immediately before the commencement of this Act. shall for a period of nine months from such commencement or until the corresponding officer or authority is appointed, elected, nominated or constituted, as the case may be, in accordance with the provisions of this Act or the Statutes or Ordinances made thereunder, whichever is later, continue to exercise such powers or perform such duties, as the case may be, so far as such powers or duties are not inconsistent with the provisions of this Act.

Provided that the Officers and Employees appointed under the Calicut University Act, 1975 and holding office immediately before the commencement of this Act shall be entitled to hold office for the full term of his appointment as if this Act had not been passed.

(2) The Statutes, Ordinances, Regulations, Rules, Bye-laws and Orders in force immediately before the commencement of this Act shall, in so far as they are not inconsistent with the provisions of this Act, continue to be in force until they are replaced by the Statutes, Ordinances, Regulations, Rules, Bye-laws or Orders framed under this Act.

(3) All properties, all rights of whatever kind, used, enjoyed or possessed by and all interests of whatever kind owned by or vested in or held in trust by or for the Calicut University constituted under the Calicut University Act, 1975 and all liabilities legally subsisting against the said University.

99. Right to University Services: - Notwithstanding anything contained in this Act, Statutes and Ordinances of the University, the Kerala State Right to Services Act, 2012 (Act 18 of 2012) shall be applicable to the University.

100. First Statutes and Ordinances: – Notwithstanding anything contained in this Act, the first Statutes and the first Ordinances of the University shall be made by the Government.

101. Removal of difficulties: - (1) If any difficulty arises as to the first constitution or reconstitution of any authority of the University, or otherwise in giving effect to the provisions of this Act the Government may by order do anything, not inconsistent with the provisions of this Act, which appears to them necessary for the purpose of removing the difficulty.

(2) Every order issued under sub-section (1) shall be laid, as soon as may be after it is issued, before the Legislative Assembly while it is in session for a total period of fourteen days which may be comprised in one session or in two successive sessions, and if before the expiry of the session in which it is so laid or the session immediately following, the Legislative Assembly makes any modification in the order or decides that the order should not be issued, the order shall thereafter have effect only in such modified form or be of no effect, as the case may be; so however that any such modification or annulment shall be without prejudice to the validity of anything previously done under that order.

102. Repeal: – The Calicut University Act, 1975 (5 of 1975), is hereby repealed.

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Proposed Kannur University Act, 2022

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Proposed Kannur University Act, 2022

An Act to reorganize and reconstitute the Kannur University.

Preamble. – Whereas the Kannur University was established in the year 1996 as a teaching, residential and affiliating University in the State of Kerala to provide for the development of higher education in the Kasaragod and Kannur revenue districts and the Mananthavady taluk of the Wayanad district in the State which are lagging in the field of higher education; and

Whereas it is now felt to enable the University to carry out teaching, research and extension activities suitable for the transformation of Kerala to a knowledge society and in tune with the changing needs of the society.

Be it enacted in the ----- Year of the Republic of India as follows:-

CHAPTER I

Preliminary

1. Short title and commencement. – (1) This Act may be called the Kannur University Act, 2022.

(2) It shall be deemed to have come into force on the _____.

2. Definitions. – In this Act, unless the context otherwise requires: -

- 1) "Academic Council" means the Academic Council of the University;
- 2) "Academic Council of an Autonomous College" means the Academic Council of an Autonomous College constituted under section 87(1) sub clause (i);
- 3) "Adjunct Professor" means a person engaged by the University or College for a specific period or term and for a specific academic purpose who possesses expertise and professional experience in a particular area of knowledge;
- 4) "Affiliated college" means a college affiliated to the University in accordance with the provisions of this Act and the Statutes and in which instruction is provided in accordance with the provisions of the Statutes, Ordinances and Regulations;
- 5) "Autonomous College" means a college conferred with autonomous status by the University Grants Commission and declared as such by the University by notification;

- 6) "Autonomy" means a privilege given to a college to conduct programmes of study, to develop its curriculum and syllabus, to devise teaching, learning and evaluation and assessment methods, to conduct examinations leading to the award of a degree, diploma, certificate and such other titles and distinctions by the University and publication of the results of the respective programmes of study in accordance with the provisions of Chapter X of the Act;
- 7) "Annual meeting" means one of the ordinary meetings of the Senate held every year under sub-section (1) of section 21 and declared by the Statutes to be the annual meeting of the Senate;
- 8) "Board of Studies" means a Board of Studies of the University;
- 9) "Board of Studies of an Autonomous College" means the Board of Studies for a programme or group of programmes conducted by an Autonomous College constituted under section 87(1) sub clause (ii);
- 10) "Chancellor" means the Chancellor of the University;
- 11) "College" means an institution maintained by, or affiliated to the University in which instruction is imparted in accordance with the provisions of the Statutes, Ordinances and Regulations;
- 12) "Collegiate Student Grievance Redressal Committee" means the Student Grievance Redressal Committee for Affiliated Colleges constituted under the section 39 (2) sub clause (a);
- 13) "Colleges other than private college" means a college established, administered and maintained by the Government owned and controlled societies registered under Societies Registration Act, 1860 (Central Act 21 of 1860) or also under The Travancore-Cochin Literary, Scientific and Charitable Societies Registration Act, 1955 (Act XII Of 1955) or The Kerala Co-Operative Societies Act, 1969 (Act 21 Of 1969);
- 14) "Complaint Redressal Committee of an Autonomous College" means the Complaint Redressal Committee of an Autonomous College constituted under section 84(1) sub clause (iv);
- 15) "Constituent college" or "University college" means a college established or maintained by the University;
- 16) "Course" means a segment of subject matter to be covered in a semester traditionally referred to as paper.

- 17) "Department of the University" means a department constituted by University designated as such by the Ordinances or Regulations with reference to a subject or group of subjects;
- 18) "Department Student Grievance Redressal Committee" means the Student Grievance Redressal Committee for University departments constituted under the section 39 (2) sub clause (b);
- 19) "Educational agency" means any person or body of persons who or which establishes and maintains a private college or more than one private college;
- 20) "Expert Committee of an Autonomous College" means the Expert Committee of an Autonomous College constituted under section section 87(1) sub clause (v);
- 21) "Faculty" means a faculty of the University;
- 22) "Finance Committee of an Autonomous College" means the Finance Committee of an Autonomous college constituted under section section 87(1) sub clause (vi);
- 23) " Finance Committee " means the Finance Committee of the University;
- 24) "Government" means Government of Kerala;
- 25) "Government college" means a college maintained by the Government and affiliated to the University;
- 26) "Governing Body" means the Governing Body of an Autonomous College;
- 27) "Governing Council" means the Governing Council of a Private aided College;
- 28) "Hostel" means a unit of residence for the students of the University or the colleges or institutions maintained by, or affiliated to, the University in accordance with the provisions of this Act, or the Statutes or Ordinances;
- 29) "Non-teaching staff of the University or a college" means the employee of the University or that of a college, other than teachers;
- 30) "Prescribed" means prescribed by this Act, or the Statutes, Ordinances, Regulations, rules or bye-laws made thereunder;
- 31) "Principal" means the head of a college whose appointment has been approved by the University, which includes where there is no Principal, the person who is for the time being duly appointed to act as the principal approved by the University, and in the absence of the principal or the acting principal, as the case may be, a Vice-Principal duly appointed as such with the approval of the University;

- 32) "Private college" means a college maintained by an educational agency other than the Government or a society incorporated by the government or University and affiliated to the University;
- 33) "Private aided college" means a private college which is entitled to receive funds from the Government for payment of salary and allowances to its staff;
- 34) "Private Un-aided college" means a private college which is not entitled to any financial assistance from the Government or the University;
- 35) "Pro-Chancellor" means the Pro Chancellor of the University;
- 36) "Pro-Vice-Chancellor" means the Pro-Vice-Chancellor of the University;
- 37) "Programme" means higher education programme pursued for the award of a degree, diploma, certificate and such other titles and distinctions by the University of specified duration;
- 38) "Professional college" means a college offering courses regulated by statutory regulatory bodies;
- 39) "Recognized institution" means an institution for research or special studies, other than an affiliated college, recognized as such by the University;
- 40) "Re-structured programme" means a programme approved by the University by incorporating or substituting inter disciplinary or multi-disciplinary courses to the programme;
- 41) "School" means a multi-disciplinary functional entity to carry out specific academic, research, extension activities and entrepreneurial activities with the involvement of members of one or more department;
- 42) "Senate" means the Senate of the University;
- 43) "State" means the State of Kerala;
- 44) "State Level Academic Committee" means State Level Academic Committee of the Kerala State Higher Education Council;
- 45) "Statutes", "Ordinances", "Regulations", "bye-laws" and "rules", means respectively the "Statutes", "Ordinances", "Regulations", "bye-laws" and "rules" of the University;
- 46) "Student" means a person duly admitted to and continuing in a college affiliated to the University or in the University or in a recognized institution, in accordance with the regulations for undergoing a course leading to the award of a degree, postgraduate degree, diploma, certificate or other academic distinctions instituted by the University;

- 47) "Students Council" means the Students' Council of the University;
- 48) "Students Grievance Redressal Committee of an Autonomous College" means the Students Grievance Redressal Committee of an Autonomous College constituted under section 87(1) sub clause (vii);
- 49) "Syndicate" means the Syndicate of the University;
- 50) "Teacher" means a principal, professor, associate professor, assistant professor, reader, lecturer, instructor or such other person engaged in teaching or supervising research in any of the colleges or recognized institutions and whose appointment has been approved by the University;
- 51) "Teacher of the University" means a person employed as teacher in the University teaching departments or in any institution maintained by the University;
- 52) "University" means the Kannur University constituted under this Act;
- 53) "University area" means the area to which the jurisdiction of the University extends under sub-section (1) of section 5;
- 54) "University Fund" means the Kannur University Fund established under sub-section (1) of section 56;
- 55) "University Ombudsperson" means Ombudsperson constituted under section 40;
- 56) University Student Grievance Redressal Committee means University Student Grievance Redressal Committee constituted under section 39(3);
- 57) "University Tribunal" means the University Tribunal constituted under sub-section (1) of section 84; and
- 58) "Vice-Chancellor" means the Vice-Chancellor of the University.

CHAPTER II

The University

3. The University: -(1) The Chancellor, the Pro-Chancellor, the Vice-Chancellor, the Pro-Vice-Chancellor, if any, and the members of the Senate, the Syndicate and the Academic Council, for the time being, shall constitute a body corporate by the name of the Kannur University.

(2) The University shall be a body corporate having perpetual succession and a common seal, and shall sue and be sued by the said name.

(3) The headquarters of the University shall be at Kannur.

(4) The University shall establish, maintain, manage and develop campuses at Kannur, Kasaragod, Mananthavady, Payyannur, Thalassery, Kanhangad and such other places as are necessary for providing study and research facilities to promote advanced knowledge in Science and Technology and other relevant disciplines and the campus in the University headquarters at Kannur shall be the main campus.

4. Objects of University: - The objects of the University shall be to create and preserve and disseminate knowledge and understanding by teaching, research, extension and service and by effective demonstration and influence of its corporate life on society in general, and in particular the objects shall be -

- (i) to carry out its responsibility of creation, preservation, and dissemination of knowledge;
- (ii) to promote discipline and the spirit of intellectual inquiry and to dedicate itself as fearless academic community to the sustained pursuit of excellence;
- (iii) to encourage individuality and diversity within a climate of tolerance and mutual understanding;
- (iv) to promote freedom, secularism, equality and social justice as enshrined in the Constitution of India and to be catalyst in socio-economic transformation by promoting basic attitudes and values of essence to national development;
- (v) to extend the benefits of knowledge and skills for development of individuals and society by associating the University closely with local and regional problems of development;
- (vi) to carry out social responsibility as an informed and objective critic, to identify and cultivate talent, to train the right kind of leadership in all walks of life and to help younger generation to develop right attitudes, interests and values;
- (vii) to promote equity and access in higher education;
- (viii) to provide for efficient and responsive administration, scientific management and develop organization of teaching, research and extension;
- (ix) to promote acquisition of knowledge in a rapidly developing and changing society and to continually offer opportunities of upgrading knowledge, training and skills in the context of innovations, research and discovery in all fields of human endeavour by

developing higher educational network with use of modern communication media and technologies appropriate for a knowledge society;

(x) to promote national integration and preserve cultural heritage;

(xi) to take measures -

- a) to encourage Malayalam as medium of instruction, governance and communication;
- b) to encourage extensive use of information and communication technology to enrich and spread Malayalam language and literature; and
- c) to promote courses of professional and applied nature in Malayalam language in affiliated colleges and the University.

(xii) to develop work culture and promote dignity of labour through applied components in the syllabi;

(xiii) to build up financial self-sufficiency by undertaking academic and allied programmes and resource generative services in a cost-effective manner;

(xiv) to promote academic collaboration and programmes with other universities in India and abroad;

(xv) to promote better interaction and co-ordination among different universities and colleges by all such means generally to improve the governance of the University and the facilities it provides for higher education;

(xvi) to generate and promote a sense of self-respect and dignity amongst the weaker sections of the society;

(xvii) to strive to promote competitive merit and excellence as the sole guiding criterion in all academic and other matters relating to students;

(xviii) to ensure the academic standards of all colleges and institutions affiliated to the University;

(xix) to promote acquisition of knowledge in a rapidly developing and changing society and to continually offer opportunities for upgrading knowledge;

(xx) to give thrust for the development of indigenous technologies by encouraging research and other academic activities in the related areas;

(xxi) to improve the learning skills of the students by constantly and continuously improving and upgrading the academic quality and standards of faculty;

(xxii) to introduce and sustain innovative systematic quality improvement programmes in the field of education; and

(xxiii) to promote community development activities by suitable extension activities.

5. Territorial limits: – (1) The jurisdiction of the University for the purpose of granting affiliation to the colleges shall be limited to the Kasaragod and Kannur revenue districts and the existing Mananthavady taluk of the Wayanad district of the State.

(2) The University may establish study centres at such other places within the state and at places outside the state and abroad with the prior approval of the Senate and of the concerned Governments.

6. Powers of the University: – The University shall have the following powers, namely:-

(i) to provide for instruction and training in such branches of learning as the University may deem fit, and to make provision for research and for the advancement and dissemination of knowledge;

(ii) to declare by notification conferment or extension of autonomous status to a college which has been conferred or extended such status by the University Grants Commission;

(iii) to institute degrees, titles, diplomas and other academic distinctions;

(iv) to hold examination and to confer degrees and other academic distinctions on persons who-

(a) shall have pursued a prescribed course of study in a college or department under the University, unless exempted therefrom in the manner prescribed, and shall have passed the prescribed examination; or

(b) shall have carried on research under prescribed conditions and which has been duly evaluated.

(v) to confer honorary degrees or other distinctions on distinguished persons in accordance with the conditions to be prescribed in the Statutes;

(vi) to grant diplomas, certificates or other distinctions to persons who shall have pursued a prescribed course of study under prescribed conditions;

(vii) to withdraw or cancel degrees, titles, diplomas, certificates or other distinctions under conditions that may be prescribed by the Statutes, after giving the person affected a reasonable opportunity to present his case within a reasonable time;

(viii) to maintain, supervise and control the residence and discipline of students of the University, colleges and recognised institutions and to make arrangements for promoting their health and general welfare;

(ix) to recognize hostels which are maintained by bodies other than the University and to withdraw such recognition;

(x) to exercise such control over the students as will ensure their physical and moral well-being;

(xi) to constitute a Committee to entertain and if it thinks fit to adjudicate and to redress any grievances of the students of colleges, who may for any reason be aggrieved otherwise than by an act of the Court;

(xii) to fix the minimum infrastructural facilities that shall be provided in a private unaided college;

(xiii) to fix the qualification of teachers and non-teaching staff of a private un-aided college;

(xiv) to fix the fees payable to the University and to demand and receive such fees;

(xv) to fix and regulate, with the previous sanction of the Government, the fees payable in colleges and recognized institutions affiliated to the University;

(xvi) with the previous sanction of the Government, to regulate the emoluments and pattern and to prescribe the duties and conditions of service of teachers and non-teaching staff in private aided colleges;

(xvii) to hold and manage endowments and bursaries and to institute and award, fellowships, scholarships, studentships, medals and prizes and to organize exhibitions;

(xviii) to institute and provide funds wherever necessary for the maintenance of -

(a) A Students' Advisory Bureau;

(b) An Employment Bureau;

(c) A University Union for Students;

- (d) University Athletic Clubs;
 - (e) The National Cadet Corps;
 - (f) the National Service Scheme;
 - (g) University Extension Boards;
 - (h) Students' Cultural and Debating Societies;
 - (i) A Translation and Publication Bureau; and
 - (j) Co-operative societies and other similar institutions for promoting the welfare of students and employees of the University.
- (xix) to cooperate and collaborate with other Universities or any authorities or associations in India and abroad in such manner and for such purposes as the University may determine;
- (xx) to do all such other acts and things, whether incidental to the powers aforesaid or not, as may be requisite in order to further the objects of the University as a teaching and examining body, and to cultivate and promote arts, science and other branches of learning;
- (xxi) to take and hold any property, movable or immovable, which may become vested in it for the purpose of the University by purchase, grant, testamentary disposition or otherwise and to grant, demise, alienate or otherwise dispose of all or any of the properties belonging to the University and also to do all other acts incidental or appertaining to a body corporate;
- (xxii) to direct, manage and control all immovable and movable properties transferred to the University by the Government;
- (xxiii) to co-ordinate, supervise, regulate and control the conduct of teaching and research work in the affiliated colleges and the institutions recognized by the University;
- (xxiv) to define the powers and duties of the officers of the University other than the Vice-Chancellor;
- (xxv) to provide for the inspection of affiliated colleges and to issue such directions as the University may deem fit;

(xxvi) to establish, maintain and manage colleges, institutes of research and other institutions of higher studies;

(xxvii) to affiliate to itself colleges in accordance with the provisions of this Act, and the Statutes, Ordinances and Regulations and to withdraw affiliation of colleges;

(xxviii) to institute professorships, associate professorships, assistant professorships and any other teaching and research posts required by the University and to appoint persons to such professorships, associate professorships, assistant professorships and other teaching and research posts;

(xxix) to establish, maintain and manage hostels;

(xxx) with the previous sanction of the Government as regards the purpose and amount of loan and subject to such conditions as may be specified by the Government as to security and rate of interest, to borrow any sum of money from the Central Government, any other Government, the University Grants Commission or any other incorporated body; and

(xxxi) generally, to do such other acts as may be required to further the aims and purpose of this Act.

7. University open to all classes and creeds: –

(1) No person shall, on grounds only of religion, race, caste, sex, descent, place of birth, residence, language, political opinion or any of them, be ineligible for or discriminated against, in respect of any employment or office under the University or membership of any of the authorities or bodies of the University or admission to any degree or course of study in the University.

Provided that the University may, in consultations with the Government, affiliate any college or recognize any institution, exclusively for women either for education, instruction or residence, or reserve for women or members of socially and educationally backward classes or of Scheduled Castes or Scheduled Tribes, places for the purpose of admission as students in any college or institution maintained or controlled by the University.

CHAPTER III

The Chancellor, The Pro- Chancellor and the Officers of the University

8. The Chancellor: – (1) The Governor of Kerala shall, by virtue of his office, be the Chancellor of the University.

(2) The Chancellor shall be the head of the University and shall, when present, preside at meetings of the Senate, and at any convocation of the University.

(3) Whenever the question arises to whether any proceeding of any of the authorities of the University is not in conformity with this Act, the Statutes, the Ordinances, the Regulations, the rules or the bye-laws, the Chancellor shall refer the matter to the University Tribunal and, the decision shall be final:

Provided that, before making any such order, the University Tribunal shall call upon such authority to show cause why such an order should not be made and consider the cause, if any, shown by such authority within a reasonable time.

(4) The Chancellor shall have power to remove the Vice-Chancellor from office by an order in writing on charges of misappropriation or mismanagement of funds or misbehaviour:

Provided that such charges are proved by an enquiry conducted by the Chairperson of the University Tribunal:

Provided further that the Vice-Chancellor shall not be removed under this section unless he has been given a reasonable opportunity of showing cause against the action proposed to be taken against him.

(5) The Chancellor shall have such other powers as may be conferred on him by this Act or the Statutes.

9. The Pro-Chancellor: – (1) The Minister for the time being administering the subject of Higher Education in the State shall be the Pro-Chancellor of the University.

(2) In the absence of the Chancellor or during his inability to act, the Pro-Chancellor shall exercise all the powers and perform all the functions of the Chancellor.

(3) The Pro-Chancellor may call for any information relating to the academic and administrative affairs of the University and such requisition shall be complied with by the University.

(4) The Pro-Chancellor shall exercise such powers and perform such duties of the Chancellor as the Chancellor may, by an order in writing, delegate to the Pro-Chancellor

and such delegation may be subject to such restrictions and conditions as may be specified in such order.

(5) The Pro- Chancellor shall have the right to bring any matter, which he considers important or a matter involving the policy of the government, to the attention of the Chancellor or to any authority or officer of the University and seek appropriate action.

10. Officers of the University: – The following shall be the officers of the University, namely: -

- (i) the Vice-Chancellor;
- (ii) the Pro-Vice-Chancellor;
- (iii) the Registrar;
- (iv) the Controller of Examinations;
- (v) the Finance Officer; and
- (vi) such other officers in the service of the University, as may be declared by the Statutes to be officers of the University.

11. The Vice-Chancellor: – (1) A person possessing the highest level of competence, integrity, morals and institutional commitment shall be appointed as Vice-Chancellor by the Chancellor.

(2) The person to be appointed as Vice-Chancellor should be a distinguished academician, with a minimum of ten years of experience as Professor in a University system or ten years of experience in reputed research and / or academic administrative organisation with proof of having demonstrated academic leadership.

(3) The selection for the post of Vice-Chancellor should be through proper identification of a panel of three persons by a Search-cum-Selection-Committee, through a public notification or nomination or a talent search process or a combination thereof. The Committee shall consist of one person nominated by the Senate, one person nominated by the Chancellor on the recommendation of the Government and one person nominated by the Chairperson, University Grants Commission. The members of such Search-cum-Selection Committee shall be persons of eminence in the sphere of higher education and shall not be connected in any manner with the University concerned or its colleges. While preparing the panel, the Search cum-Selection Committee shall give proper weightage to

the academic excellence, exposure to the higher education system in the country and abroad, and adequate experience in academic and administrative governance, to be given in writing along with the panel to be submitted to the Chancellor.

(4) Search-cum-Selection-Committee shall submit the panel of three names within two months from the date of notification constituting the Committee. If the search-cum-Selection Committee is not able to propose a panel unanimously, a panel of three names submitted by the majority of the members shall be treated as panel submitted by the Committee.

(5) The Chancellor shall appoint the Vice Chancellor on the recommendation of the Government, out of the panel of three names recommended by the Search-cum-Selection-Committee.

(6) The term of office of the Vice-Chancellor shall form part of the service period of the incumbent making him/her eligible for all service-related benefits.

(7) No person who is more than sixty-five years of age shall be appointed as Vice-Chancellor.

(8) The Vice-Chancellor shall hold office for a term of four years from the date on which he enters upon his office and shall be eligible for reappointment. In the case of reappointment, the provisions in the sub section (3) to (5) shall not be applicable:

Provided that a person shall not be appointed as Vice-Chancellor for more than two terms.

(9) The remuneration payable to, and the other conditions of service of, the Vice-Chancellor shall be prescribed by the Statutes.

(10) The Vice-Chancellor shall be the principal academic and executive officer of the University.

(11) The Vice-Chancellor shall be the Chairperson of the Senate, the Syndicate, the Academic Council, the Students' Council, the Planning and Development Committee and the Finance Committee and shall be entitled to be present at and to address any meeting of any authority of the University, but shall not be entitled to vote thereat unless he is a member of the authority concerned.

(12) In the event of equality of votes at any meeting of the Senate, the Syndicate or the Academic Council or of any other authority, of which the Vice-Chancellor is the Chairperson, he shall have and exercise a casting vote.

(13) It shall be duty of the Vice-Chancellor to ensure that the provisions of the Act, the Statutes, the Ordinances, the Regulations, the rules and the bye-laws are faithfully observed and carried out, and he shall have all powers necessary for this purpose.

(14) The Vice-Chancellor shall have the right of visiting and inspecting colleges and other institutions maintained by, or affiliated to, the University.

(15) If there are reasonable grounds for the Vice-Chancellor to believe that there is an emergency which requires immediate action to be taken, he shall, take such action as he thinks necessary, and shall, as soon as may be, report in writing, the grounds for the emergency and the action taken by him, to such authority, body or various councils which, in the ordinary course, would have dealt with the matter for decision in its next meeting, and shall report, at the next session of such authority, body or various councils:

Provided that, in the event of a difference arising between the Vice-Chancellor and the authority, on the issue of existence of such an emergency, or on the action taken or on both, the matter shall be referred to the University Tribunal whose decision shall be final.

(16) Subject to the provisions of the Statutes and the Ordinances, the Vice-Chancellor shall have power to appoint, suspend, dismiss or otherwise punish any member of the establishment of the University below the rank of Assistant Registrar:

Provided that he may delegate any of his powers under this sub-section to the Pro-Vice-Chancellor or the Registrar.

(17) The Vice-Chancellor shall have power to convene meetings of the Senate, the Syndicate, the Academic Council and any other authorities of the University.

(18) Notwithstanding anything contained in this Act or in the Statutes or Ordinances made or deemed to have been made thereunder, the Vice-Chancellor may, If he is satisfied that the number of examiners in the panel of examiners approved by the Syndicate for the conduct of an examination is not sufficient for the conduct of the examination and that approval of another panel of examiners by the Syndicate will entail delay in the conduct of such examination, nominate such additional number of examiners as may be necessary for the conduct of such examination.

(19) Any person nominated by the Vice-Chancellor under sub-section (18) shall be deemed to be an examiner included in the panel approved by the Syndicate.

(20) It shall be the duty of the Vice-Chancellor to see that the proceedings of the University are carried on in accordance with the provisions of this Act, the Statutes, the Ordinance, the Regulations, the rules and the bye-laws and to report to the Chancellor every proceeding which is not in conformity with such provisions.

(21) The Vice-Chancellor shall exercise such other powers and perform such other functions as may be prescribed by the Statutes.

(22) In the event of a temporary vacancy occurring in the Office of the Vice-Chancellor, or where the Vice-Chancellor is temporarily absent, the Pro Vice-Chancellor shall exercise the powers and perform the duties of the Vice-Chancellor. If there is no Pro Vice-Chancellor, the procedure laid down in sub section (23) shall be followed for exercising the powers and performing the duties of the Vice-Chancellor.

(23) In the event of a permanent vacancy occurring in the Office of the Vice-Chancellor, or when the Vice Chancellor and the Pro Vice-Chancellor are temporarily absent the Syndicate shall select a senior professor of the University from a panel of three names prepared in the order of seniority and such selected person shall exercise the powers and perform the duties of the Vice-Chancellor till the appointment of the Vice-Chancellor.

(24) In the event of a permanent vacancy occurring in the Office of the Vice-Chancellor, the Chancellor shall initiate action for the appointment of Vice-Chancellor within one month of the occurrence of the vacancy and pending such appointment make necessary arrangements as stipulated in sub section (23) for exercising the powers and performing the duties of the Vice-Chancellor.

12. Pro-Vice-Chancellor: - (1) The Pro-Vice-Chancellor shall be appointed by the Syndicate on the recommendation of the Vice-Chancellor. The Pro-Vice-Chancellor shall hold office for a period, which is co-terminus with that of the Vice-Chancellor.

(2) The Pro-Vice-Chancellor shall be a full-time salaried officer of the University and who has held the post of professor, or principal of a college or an institution with not less than fifteen years teaching or research experience.

(3) The Syndicate shall have power to remove the Pro-Vice-Chancellor from office by an order in writing on charges of misappropriation or mismanagement of funds or misbehaviour:

Provided that such charges are proved by an enquiry conducted by the Chairperson of the University Tribunal;

Provided further that the Pro-Vice-Chancellor shall not be removed under this section unless he has been given a reasonable opportunity of showing cause against the action proposed to be taken against him.

(4) No person who is more than sixty years of age shall be appointed as Pro-Vice-Chancellor.

(5) The salary and other conditions of service of the Pro-Vice-Chancellor shall be as determined by the Statutes.

(6) Subject to the provisions of this Act and the Statutes, Ordinances and Regulations, the powers and duties of the Pro-Vice-Chancellor shall be determined by the Syndicate in consultation with the Vice-Chancellor and the Pro-Vice-Chancellor shall exercise such powers and perform such duties in due course.

13. The Registrar: – (1) The Registrar shall be the Chief Administrative Officer of the University.

(2) The Registrar shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and, on such terms, and conditions as may be prescribed by the Statutes.

(3) The person appointed as Registrar shall be eligible for re-appointment for one more term subject to the provisions in sub-section (1).

(4) The Registrar shall exercise such powers and perform such duties as may be prescribed by the Statutes.

(5) The Registrar shall be the Ex-Officio Secretary of the Senate, Syndicate and the Academic Council of the University.

(6) Suits by or against the University shall be instituted by or against the Registrar.

14. The Controller Examinations: - (1) The Controller of Examinations shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and, on such terms, and conditions as may be prescribed by the Statutes.

(2) The person appointed as Controller of Examinations shall be eligible for re-appointment for one more term subject to the provisions in sub-section (1).

15. The Finance Officer: - (1) The Finance Officer shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and, on such terms, and conditions as may be prescribed by the Statutes.

(2) The person appointed as Finance Officer shall be eligible for re-appointment for one more term subject to the provisions in sub-section (1).

(3) The Finance Officer shall exercise such powers and perform such duties as may be prescribed by the Statutes.

16. Appointments to be notified: – The appointments of the Vice-Chancellor, the Pro-Vice-Chancellor, the Registrar, the Controller of Examinations and the Finance Officer shall be notified in the website of the University and also in the Gazette.

CHAPTER IV

Authorities of the University

17. Authorities of the University: – The following shall be authorities of the University, namely: -

- (i) the Senate;
- (ii) the Syndicate;
- (iii) the Academic Council;
- (iv) the Planning and Development Committee;
- (v) the Faculties;
- (vi) the Boards of Studies;

- (vii) the Students' Council;
- (viii) the Finance Committee; and
- (ix) Such other Boards or bodies of the University as may be declared by the Statutes to be authorities of the University.

18. Senate. – The Senate shall consist of the following members, namely:-

Ex-officio members

- (1) The Chancellor;
- (2) The Pro-Chancellor;
- (3) The Vice-Chancellor;
- (4) The Pro-Vice-Chancellor;
- (5) The Secretary to Government in-charge of the Finance Department or an officer not below the rank of a Joint Secretary to Government authorised by him;
- (6) The Secretary to Government in-charge of the Higher Education Department or an officer not below the rank of a Joint Secretary to Government authorised by him;
- (7) The Director of Collegiate Education;
- (8) All members of the Syndicate, who are not otherwise members of the Senate;
- (9) Two Deans of the Faculties of the University who are not otherwise members of the Senate, to be nominated in the order of seniority by the Vice Chancellor by rotation;
- (10) Two Heads of University Departments who are not otherwise members of the Senate, to be nominated in the order of seniority by the Vice Chancellor by rotation;
- (11) The Chairperson of the University Union;

Elected Members

- (1) One Principal of Government Colleges, elected from among themselves, one Principal of Private aided colleges, elected from among themselves and one Principal of Constituent Colleges elected from among themselves;
- (2) Three members elected by the members of the Legislative Assembly of Kerala from among the members representing electorate of the University area, of whom one shall be a member of a Scheduled Castes / Scheduled Tribes;

- (3) Three members elected by the Teachers of the University from among themselves;
- (4) Three members elected by the Teachers of the Government Colleges from among themselves;
- (5) Eight members elected by the Teachers of Private Aided Colleges from among themselves;
- (6) President of a District panchayat elected by the members of the district Panchayats, President of a Block Panchayat, elected by the Presidents of the Block Panchayats, three Presidents of Grama Panchayats elected by the Presidents of the Grama Panchayats and Chairman of a Municipality elected by the Chairmen of the Municipalities, within the University area.
- (7) One member elected by the registered Trade Unions in the University area designated by Statutes, from among their members;
- (8) One member elected by the members of the non-teaching staff of the University from among themselves;
- (9) One member elected by the members of the non-teaching staff of the affiliated Colleges from among themselves;
- (10) One member elected by the members of the non-teaching staff of the Government Colleges from among themselves;
- (11) One member elected by the Managers of the Private Aided Colleges in the University area from among themselves;
- (12) Ten members elected by the Members of the General Council of the University Union from among full-time students, of whom one shall be a post-graduate student, one shall be a research Scholar, one shall be the student of a professional college and three shall be women students.

Other Members

- (1) Not more than Six members nominated by the State Government representing each field such as (i) recognized Research Institutions /recognized Cultural Associations, (iii) Chambers of Commerce / Industries; (iv) Authors /Journalists; (v) Lawyers; (vi) Sports; and (vii) Linguistic minorities;

(2) Not more than five members nominated by the Government from the fields of Higher Education for which one shall be a woman and one shall be from Scheduled Castes/ Scheduled Tribes;

(3) Two members who are Teachers of Private Unaided Colleges, nominated by the Government;

(4) One Principal of Private Unaided Colleges, nominated by the Government; and

(5) One Manager of the Private Aided Colleges, nominated by the Government.

19. Reconstitution of the Senate: – (1) The Senate shall be reconstituted every four years.

(2) The term of Office of any member referred to in items (9) and (10) under the heading "Ex-officio Members" in section 18 shall be two years from the date of his nomination.

(3) Every member of Senate, other than ex-officio, shall subject to the provisions of this Act and the Statutes, hold office until the next reconstitution of the Senate:

Provided that no member nominated or elected in his capacity as a member of a particular Body or as the holder of a particular office shall hold office for a longer period than three months after he has ceased to be such member or holder of such office, unless in the meanwhile he again becomes a member of that electorate;

Provided Further that term of Office of any member referred to in items (11) under the heading "Ex-officio Members" and items (12) under the heading "Elected Members" in section 18 shall continue until his successor assumes the office;

Provided also that where an elected or nominated member of the Senate is appointed temporarily to any office, by virtue of which he is entitled to be a member of the Senate ex-officio, he shall, by notice in writing signed by him and communicated to the Vice-Chancellor within seven days from the date of his taking charge of his appointment, choose whether he will continue to be a member of the Senate by virtue of his election or nomination or whether he will vacate office as such member and become a member ex-officio by virtue of his appointment, and such choice shall be final;

Provided also that the term of office of a member referred to in item (12) under the heading "Elected members" in section 18 shall be one year from the date of his election or nomination, as the case may be.

(4) Notwithstanding anything contained in the first proviso to subsection (3), a Principal elected under item (1), or a teacher of a Government college elected under item (4), or a teacher of a private aided college elected under item (5), or a member of the non-teaching staff of an affiliated college elected under item (9), under the heading "Elected Members" in section 18 shall not cease to be a member of the Senate merely on the ground-

(a) that he has been transferred to an educational institution within the State, situated beyond the territorial limits of the University; or

(b) that the college of which he is the principal or in which he is a teacher or a member of non-teaching staff has been transferred to another University; or

(c) in the case of a teacher, that he has been promoted as Principal.

(5) Notwithstanding anything contained in this Act or in the Statutes, no person elected under item (2) under the heading "Elected Members" in section 18 shall not cease to be a member of the Senate merely on the ground that he has ceased to be employed or normally resident within the territorial limits of the University.

(6) On failure of a member to make the choice under the second proviso to sub-section(3), he shall be deemed to have vacated his office as an elected or nominated member.

(7) When a person ceases to be a member of the Senate, he shall cease to be a member of any of the authorities of the University of which he may happen to be a member by virtue of his membership of the Senate.

20. Powers and functions of the Senate. – (1) Save as otherwise expressly provided in this Act, the Senate shall have the following powers, namely: -

- a) to determine what degrees, diplomas and other academic distinctions shall be granted by the University;
- b) to make, amend or repeal Statutes either of its own motion or on the motion of the Syndicate;
- c) to cancel or amend by a majority of the total membership of the Senate and by a majority of not less than two-third of the members present and voting, any Ordinance passed by the Syndicate or any Regulation passed by the Academic Council:

Provided that no Regulation shall be cancelled or amended by the Senate without giving the Academic Council an opportunity to state its opinion on the proposed cancellation or amendment;

- d) to institute fellowships, scholarships, studentships, bursaries, medals and prizes and organize exhibitions in accordance with the provisions of this Act and the Statutes, Ordinances and Regulations;
- e) to establish and maintain such institutions, as it may from time to time deem necessary;
- f) to review and take such action as it may deem fit on the annual report and the annual accounts of the University which shall be placed before it by the Syndicate and to consider and pass the budget according to the provisions of the Statutes;
- g) to appoint committees and to delegate to them such functions of the Senate as it may deem fit;
- h) to make Statutes regulating the method of election to the authorities of the University, the procedure at the meetings of the Senate, the Syndicate and other authorities of the University and the quorum of members required for the transaction of business by the authorities of the University other than the Senate;
- i) to recommend to the Government the recognition of any local area within the University area as a University centre;
- j) to institute professorships, associate professorships, assistant professorships, and such other teaching or research posts as it may deem necessary; and
- k) to exercise such other powers and perform such other functions as may be assigned to it by this Act and the Statutes.

(2) The Senate shall have the power to review the actions of the Syndicate and the Academic Council, where the actions of the Syndicate and the Academic Council are not in accordance with the powers conferred upon it under this Act, the Statutes, the Ordinances or the Regulations and suggest appropriate action.

21. Meeting of the Senate: – (1) The Senate shall meet at least once in four months on dates to be fixed by the Vice-Chancellor, and one of such meetings shall be called the annual meeting.

(2) One-fourth of the total number of members of the Senate shall be the quorum for a meeting of the Senate:

Provided that such quorum shall not be required for a Convocation of the University or a meeting of the Senate held for the purpose of conferring degrees, titles, diplomas or other distinctions.

(3) When the Chancellor or Pro Chancellor is present, the Chancellor or Pro Chancellor shall preside the meetings of the Senate as the case may be;

(4) The Vice-Chancellor may, whenever he thinks fit and shall, within thirty days of the receipt of a requisition in writing signed by not less than one-third of the total number of members of Senate convene a special meeting of the Senate.

(5) When a special meeting is convened on requisition, no subject other than that shown in the requisition shall be considered at the meeting.

22. The Syndicate: – The Syndicate shall be the Chief Executive body of the University and shall consist of the following members, namely: -

Ex-officio Members

- (a) The Vice-Chancellor;
- (b) The Pro-Vice-Chancellor;
- (c) The Secretary to Government in-charge of the Finance Department or an officer not below the rank of a Joint Secretary to Government authorised by him;
- (d) The Secretary to Government in-charge of the Higher Education Department or an officer not below the rank of a Joint Secretary to Government authorised by him;
- (e) The Director of Collegiate Education;

Other members

- (a) Two Deans of Faculties of the University, nominated by the Vice Chancellor, by rotation in the order of seniority, in every two years.
- (b) Two principals of colleges affiliated to the University of whom one shall be from the Government College, and one shall be from private aided college nominated by the Government.
- (c) Three teachers nominated by the Government of whom at least one shall be from Government College and One shall be from Private aided college, of whom one shall be a member of a Scheduled Caste or a Scheduled Tribe.

(d) A research scholar or a post-graduate student of the University, nominated by the Government;

(e) One member nominated by the Executive Council of the Kerala State Higher Education Council from among its members.

(f) Two Experts from the field of higher education nominated by the Government.

23. Term of office of members of Syndicate. –

(1) Members of the Syndicate other than ex-officio members, shall hold office for a term of four years from the date of their election or nomination, as the case may be

Provided that, no person elected in his capacity as a member of a particular body or as the holder of a particular office shall be a member of the Syndicate for a longer period than three months after he has ceased to be such member or holder of such officer unless in the meanwhile, he again becomes a member of that electorate or the holder of that office:

Provided further that, a member other than ex-officio member shall, notwithstanding the expiration of his term, continue to hold office until his successor is nominated:

Provided also that, no person other than an ex-officio member shall be eligible to hold office for more than two terms in succession.

Provided also that, the members of the Syndicate nominated by the Government shall hold office during the pleasure of the Government.

(2) Notwithstanding anything contained in the first proviso to sub-section (1), a member of the Syndicate referred to in item (c) or in item (d) under the heading "Other Members" in section 22 shall not cease to be such member merely on the ground that -

(1) he had been transferred to an educational institution within the State, situated beyond the territorial limits of the University; or

(2) the college of which he is the principal or in which he is a teacher or a member of the non-teaching staff has been transferred to another University; or

(3) In the case of a teacher, he has been promoted as principal.

(3) The members of the Syndicate nominated by the Government shall hold office during the pleasure of the Government,

24. Powers of Syndicate: – Subject to the provisions of this Act and the Statutes, the executive powers of the University including the general superintendence and control over the institutions of the University shall be vested in the Syndicate and subject likewise the Syndicate shall have the following powers, namely: -

- (i). to affiliate institutions in accordance with the terms and conditions of such affiliation prescribed in this Act and the Statutes;
- (ii). to make ordinances and to amend or repeal the same;
- (iii). to hold, control and administer the properties and funds of the University;
- (iv). to direct the form, custody and use of the common seal;
- (v). to arrange for and direct the inspection of colleges, hostels and other institutions and to constitute a Board of Inspection for that purpose;
- (vi). to establish, maintain and manage colleges and institutes of research and other institutions of higher learning as it may from time to time deem necessary;
- (vii) to award fellowships, scholarships, studentships, bursaries, medals and prizes and to organize exhibitions,
- (viii) to appoint teachers and other employees of the University and prescribe their duties.
- (ix) to create administrative, ministerial and other necessary posts:

Provided that no post shall be created by the Syndicate without prior approval of the Government if creation of such post involves expenditure in excess of the budgetary provision.

- (x) to suspend, discharge, dismiss or otherwise take any disciplinary action against teachers and other employees of the University after giving them reasonable opportunity to defend their position;
- (xi) with the previous sanction of the Government, to fix and regulate the fee payable by students in colleges affiliated to the University;
- (xii) to consider the financial estimates of the University and submit them to the Senate in accordance with the provisions of the Statutes made in this behalf;
- (xiii) to conduct University examinations and approve and publish the results thereof;

- (xiv) to appoint members to the Boards of Studies;
- (xv) to approve the appointment of teachers in private colleges;
- (xvi) to delegate any of its powers to the Vice-Chancellor or to a committee appointed from among its members;
- (xvii) to arrange for and direct the investigation into the affairs of private colleges, to issue instructions for maintaining their efficiency, for ensuring proper conditions of employment of members of their staff and payment of adequate salaries to them, and in case of disregard of such instructions of University or general government directions, to take steps to suspend or withdraw affiliation or recognition.
- (xviii) to withhold or cancel the result of any candidate at any University examination;
- (xix) to accept endowments, bequests, donations and transfers of any movable and immovable properties to the University on its behalf, provided that all such endowments, bequests, donations and transfer shall be reported to the Senate at its next meeting;
- (xx) to exercise the powers of the University under clause (xxvii) of section 6;
- (xxvii) to prescribe with the previous concurrence of the Government the terms and conditions of service of the employees of the University:
- (xxi) to regulate, with the previous concurrence of the Government the emoluments and prescribe the duties and conditions of service of teachers and nonteaching staff of private colleges;
- (xxii). to prepare the budget according to the provisions of the Statutes;
- (xxiii). to cancel any degree, diploma, title or any other distinction granted to any person, in accordance with the provisions of the Statutes;
- (xxiv). to appoint committees and to delegate to them such functions as it may deem fit;
- (xxv). to make Statutes regulating the method of election to the authorities of the University, the procedure of the meeting of the Senate, the Syndicate and other authorities of the University and the quorum of members required for the transaction of business by the authorities of the University other than the Senate:
- (xxvi). to recommend to the Government the recognition of any local area within the University area as a university center;

(xxvii). to co-operate and collaborate with other Universities and other authorities in such manner and for such purposes as it may determine;

(xxviii). to exercise such other powers and perform such other duties as may be prescribed by this Act, the Statutes, the Ordinances, the rules, the bye-laws and the orders

(xxix) to constitute cluster of colleges in accordance with the terms and conditions of such clusters prescribed in this Act and the statutes

25. The Academic Council: – (1) The Academic Council shall be the academic body of the University.

(2) The Academic Council shall, subject to the provisions of this Act and the Statutes, have the control and general regulation and be responsible for the maintenance of Standards, of instruction, education and examinations within the University and shall exercise such other powers and perform such other duties as may be conferred or imposed upon it by the Statutes.

(3) The Academic Council shall consist of the following members, namely: -

Ex-officio members

- (i) the Vice-Chancellor;
- (ii) the Pro-Vice-Chancellor;
- (iii) the Director of Collegiate Education;
- (iv) the Director of Research and Studies;
- (v) the Director of Physical Education;
- (vi) the Directors of Inter University centres;
- (vii) the Deans of Faculties;
- (viii) the Deans other than Deans of Faculties;
- (ix) the Vice-Chairperson of Research Council;
- (x) the General Secretary of the University Union;
- (xi) all the Heads of University Departments of study and research, who are not Deans of faculties;

Elected Members

- (i) five members of the Syndicate, who are not otherwise members of the Academic Council, elected from among themselves;

- (ii) two members (other than Deans of Faculties) elected by the principals of professional colleges from among themselves, of whom at least one shall be a principal of a Government professional college;
- (iii) one principal of a government college (Not being a Deans of Faculties) elected by the principals of Government colleges from among themselves;
- (iv) one principal of Private Aided colleges (Not being a Dean of Faculty) elected by the principals of Private Aided colleges from among themselves;

Nominated Members

- (i) one principal of a college of oriental languages, not being a Dean of Faculty, nominated by the Vice Chancellor in consultation with Syndicate;
- (ii) one teacher each of every subject of study (not being a Dean of Faculty or head of a university department or principal) elected by the teachers of that subject from among themselves;
- (iii) one member representing each faculty, elected by the full-time post graduate students of the faculty from among themselves
- (iv) one principal of a Private Un-Aided colleges (Not being a Dean of Faculty) nominated by the Government; and
- (v) one research scholar who shall be nominated by the Vice Chancellor in consultation with Syndicate.

(4) Members of the Academic Council, other than the members specified in heading Ex-Officio Members in clauses (i) to (vi) of sub-section (3) shall hold office for a term of four years from the date of their appointment or nomination, as the case may be:

Provided that the student who ceases to hold office in the capacity of student shall continue till his successor assumes office.

26. Powers and duties of Academic Council: – Subject to the provisions of this Act and the Statutes, the Academic Council shall have the following powers, duties and functions, namely: -

- (i) to advise the Senate and the Syndicate on all academic matters;
- (ii) to make Regulations and to amend or repeal the same;
- (iii) to prescribe the programmes and courses of studies in the institutions maintained by, or affiliated to, the University or courses conducted by the University in collaboration with other Universities of institutions;

- (iv) to prescribe the qualifications of teachers-
 - a. in colleges; and
 - b. in the institutions maintained by the University.
- (v) to prescribe the qualifications for the admission of students to the various programmes of studies and to the examinations and the conditions under which exemptions may be granted;
- (vi) to make provision for the admission of students to the various programmes in order to maintain standards of education;
- (vii) to make proposals for the instruction and training in such branches of learning as it may think fit;
- (viii) to make and accept proposals for research and advancement and dissemination of knowledge;
- ~~(ix)~~ to make proposals for the institution of professorships, associate professorships, assistant professorships, and other teaching and research posts required by the University;
- (x) to recommend for the institution of fellowships, scholarships, studentships, bursaries, medals, prizes and other Grants;
- (xi) to recommend what degrees, diplomas and other academic distinctions shall be granted by the University;
- (xii) to negotiate with other Universities for the recognition of the examinations of the University with that of the University
- (xiii) and if any dispute arises between universities, to refer the matter to State Level Academic Committee;
- (xiv) to laid down the general guidelines for recognition of degrees awarded by other Universities with that of the University;
- (xv) to co-ordinate teaching and learning in University departments, constituent colleges, affiliated colleges and recognized institutions; and
- (xvi) to exercise such other powers and perform such other duties as may be conferred or imposed on it by this Act or the Statutes, Ordinances, Regulations, Rules or bye-laws.

27. Planning and Development Committee: - (1) There shall be a Planning and Development Committee which shall be the principal planning body of the University

for the planning and development of institutional and infrastructure facilities and to advise the Senate, the Syndicate and the Academic Council on such matters.

(2) The Planning and Development Committee shall consist of the following members, namely: -

- (a) Vice Chancellor, who shall be the Chairperson;
- (b) Pro Vice Chancellor;
- (c) Registrar;
- (d) One representative of Kerala State Planning Board, nominated by the Vice Chairperson of the Kerala State Planning Board;
- (e) Two Members of the Syndicate, elected from among themselves;
- (f) Two experts in fields of planning and development, nominated by the Syndicate;
- (g) Dean of Internal Quality Assurance Cell; and
- (h) Finance Officer, who shall be the Ex Officio Secretary

(3) The Planning and Development Committee shall be reconstituted in every three years and shall meet at least once in three months.

(4) The quorum for the Planning and Development Committee shall be Six.

28. Powers and duties of Planning and Development Committee: - Subject to the provisions of this Act and the Statutes, the Planning and Development Committee shall have the following powers, duties and functions, namely: -

- 1. To prepare the institutional development plan and monitor the progress of its implementation;
- 2. To render advise with regard to the implementation of plans approved by the Syndicate, Senate and other bodies;
- 3. To prepare the progress report on the implementation of different institutional development plans and present the same before the Syndicate; and
- 4. Such other matters regarding the planning and development of University assigned to it by the Syndicate

29. Faculties: – (1) The University may have such Faculties as may be prescribed by the Statutes from time to time.

(2) Each Faculty shall, subject to the control of the Academic Council, have charge of the teaching and the courses of study and research in such subjects as may be assigned to such faculty by the Ordinances or Regulations.

(3) Each faculty shall consist of:

(a) Chairpersons of the Boards of Studies comprised in the faculty;

(b) two members elected from each Board of Studies; and

(c) not less than five and more than ten members nominated by the Syndicate; so that, as far as possible, there is representation for all subjects assigned to the Faculty.

(4) Each Faculty shall comprise such departments of teaching as may be prescribed by the Ordinances.

(5) Subject to the provisions of this Act, each faculty shall exercise such powers and perform such duties as may be prescribed by the Statutes.

(6) The members of Faculties mentioned in sub-clause (3) shall hold office for a period of three years from their date of nomination or election as the case may be.

30. Deans of Faculties: – (1) There shall be a Dean of each Faculty, who shall be nominated by the Vice-Chancellor in consultation with the Syndicate by rotation from among the Heads of University Departments or Professors.

(2) The Dean of each Faculty shall be responsible for the due observance of the Statutes, Ordinances, Regulations and bye laws relating to that Faculty.

(3) The Dean of a Faculty shall hold office for a term of three years and shall be eligible for re-nomination for one more time.

31. Council of Faculty Deans: - (1) There shall be a Council of Faculty Deans consisting of all Faculty Deans consisting of all Faculty Deans in the University which shall:

a) engage in academic strategic planning centered around the University's mission, vision and values;

b) review and discuss policies and practices related to curricular issues, faculty affairs, and budgetary matters;

c) make recommendations on issues specific to academic and faculty policies and practices; and

d) discuss new academic programs and new academic initiatives and recommend them to the Academic Council.

(2) The constitution and powers of the Council of Faculty Deans shall be as may be prescribed by the Statutes.

(3) The Pro Vice Chancellor shall be the chairperson of the Council of Faculty Deans and a senior Dean nominated by the Vice Chancellor shall be the vice Chairperson of the Council.

(4) The Council of Faculty Deans shall meet once in two months, or whenever the Chairperson considers it necessary.

(5) Members of the Council of Faculty Deans shall hold office for a period of three years from the date of their entering into office.

(6) The Council shall meet five days before each meeting of the Academic Council. It may make such recommendations as it deems fit on each item on the agenda of the Academic Council and place them before the Academic Council.

(7) If in any matter that must normally be decided by the Academic Council, there is need of urgent action, the Vice Chancellor may refer the matter to the Council and act according to the recommendations given by the Council. Any such action taken by the Vice Chancellor shall be placed before the Academic Council for ratification at its next meeting,

(8) The Council of Faculty Deans shall have the right to decide on the matters pertaining to the Equivalence or recognition for the degrees of other universities, as per the guidelines prescribed by the Academic Council, forwarded by the Vice Chancellor for their consideration.

32. Boards of Studies: – (1) There shall be a Board of Studies attached to each department of study in the University:

Provided however that post-graduate studies in each department may have separate Board of Studies.

(2) The constitution and powers of the Boards of Studies shall be prescribed by the Statutes.

(3) Members of Boards of Studies shall hold office for a period of three years from the date of their entering into office.

33. Research Council: - (1) There shall be a Research Council to monitor and give advice to the University on any question regarding research.

(2) The Research Council shall consist of the following members, namely -

- a) five Deans of Faculties nominated by the Vice Chancellor in consultation with the Syndicate;
- b) three teacher members of the Syndicate nominated by the Vice Chancellor in consultation with Syndicate;
- c) Three external experts nominated by the Vice Chancellor who have made substantial contribution in the field of research, of whom one shall be the director of a recognised centre for research; and
- d) One research scholar, who shall be nominated by the Vice Chancellor in consultation with Syndicate;

(3) The Pro-Vice Chancellor shall be the Chairperson of the Research Council. A Senior Dean nominated by the Vice Chancellor shall be the Vice Chairperson.

(4) The powers and functions of the Research Council including the delegation of its powers, shall be prescribed by the Statutes.

Provided that the student who ceases to hold office in the capacity of student shall continue till his successor assumes office.

34. Deans other than Faculty Deans: - (1) In order to enhance academic involvement in important aspects of University administration, the following Deans shall be appointed with specific duties and responsibilities and necessary administrative support.

(2) The Deans shall be appointed by the Vice Chancellor from professors of the University or affiliated colleges in consultation with the Syndicate

(3) The Deans shall hold office for a term of two years and shall be eligible for renomination for one more term.

(4) The duties and responsibilities of each Dean shall be as may be provided by the Statutes from time to time

There shall be the following Deans ;

1. Dean of Student Affairs
2. Dean of University Departments
3. Dean of Affiliated Colleges
4. Dean of Teachers' Welfare
5. Dean of University Quality Assurance.

Provided however that the Vice Chancellor may, in consultation with the Syndicate , identify other areas of University administration, where academic involvement in administration would be helpful in improving the quality of University governance and appoint Deans as per the provisions in sub clauses (2) to (4)

35. Council of Deans other the faculty Deans: - (1) There shall be a Council of Deans other the faculty Deans to discuss and advice the University on matters prescribed in the Act and Statutes of the University.

(2) The Council of Deans other the faculty Deans shall consist of the following members, namely: -

- a) Pro-Vice Chancellor, who shall be the Chairperson of the Council;
- b) Dean of Student Affairs
- c) Dean of University Departments
- d) Dean of Affiliated Colleges
- e) Dean of Teachers' Welfare
- f) Dean of University Quality Assurance

(3) The powers and functions of the Council of Deans other the faculty Deans including the delegation of its powers, shall be prescribed by the Statutes.

(4) The Council of Deans other the faculty Deans shall meet once in four months, or whenever the Chairperson considers it necessary.

(5) The Vice Chancellor shall convene a Joint meeting of the Council and the Council of Faculty Deans whenever he considers it necessary or when a request is made by not less than three members of either of the Council, provided however that a Joint Meeting shall be convened at least once in four months.

36. Students' Council. – (1) There shall be a Students' Council in the University consisting of the following members, namely-

Ex-officio Members

- (a) The Vice-chancellor, who shall be the Chairperson of the Council;
- (b) Dean of Student Affairs, who shall be the Vice Chairperson of the Council;
- (c) The Chairperson of the University Union;
- (d) The General Secretary of the University Union;
- (e) The Director, National Cadet Corps;
- (f) The Officer-in charge of the National Service Scheme in the University;
- (g) The Director of Physical Education;

Elected Members

- (a) Ten members, not being members of the Senate or the Academic Council, elected by the members of the General Council of the University Union from among themselves, of whom three shall be women;
- (b) Three members elected from among the full-time students of the departments of the University in such manner as may be prescribed;
- (c) Two members, other than students, elected by the members of the Senate from among themselves;
- (d) One member, other than students, elected by the members of the Syndicate from among themselves;
- (e) One member, other than students, elected by the members of the Academic Council from among themselves;

Other Members

Three students who have distinguished themselves in academic field, sports or fine arts, nominated by the Vice-Chancellor;

- (3) A member elected from among the elected student members of the Council shall be the Secretary to the Council.

(4) The members of the Student's Council other than ex-officio members shall hold office for a term of one year from the date of their election or nomination, as the case may be; Provided that the student who ceases to hold office in the capacity of student shall continue till his successor assumes office.

37. Powers and duties of Student's Council: – (1) Subject to the provisions of this Act and the Statutes, the Students' Council shall have the following powers, duties and functions, namely-

(a) to make recommendations to the Syndicate and to the Academic Council in matters affecting the academic work of the students, such as the structure of courses and, the corporate life of the University in so far as it concerns the students, and the co-curricular and extra-curricular activities in the University;

(b) to make suggestions to the Syndicate and Academic Council in respect of all rules relating to discipline or welfare of the students, sports, working of literary and other societies, management of hostels, student homes and non-resident student centres, extension work, social work, students' health, National Service Scheme and National Cadet Corps and such other matters as may be specified in the Statutes;

(c) to communicate its views, observations and recommendations to any authority of the University in respect of any matter which concerns the students:

Provided that if any question arises as to whether a matter does or does not concern the students, the question shall be decided by the Chairperson of the Students' Council and his decision shall be final;

(d) to take such steps as are necessary for the general welfare of students;

(d) to recommend such steps as are necessary for the general implementation of students' rights enumerated in section 38 of the Act;

(e) to exercise such other powers and perform such other duties as may be conferred or imposed on it by this Act or the Statutes, Ordinances or Regulations,

(2) The Vice Chancellor shall cause to be laid before the Senate and the Students' Council in such manner as may be prescribed by the Statutes periodical reports detailing the recommendations and suggestions made by the Students' Council and the action taken thereon by the authorities to which such recommendations and Suggestions made by the

Student's Council and the action taken thereon by the authorities to which such recommendations and suggestions were made.

Provided that the student who ceases to hold office in the capacity of student shall continue till his successor assumes office.

38. Students' Rights: - (1) Every Student shall have specific rights as may be prescribed by the statutes.

(2) The provisions regarding students' rights shall not be interpreted so as to:

- (a) Deny or restrict any advantage which by reason of a law has been enjoyed by a student;
- (b) Deny or restrict any right or advantage granted to Members of the University Community pursuant to the provisions of any law or well accepted principles or practice; and

(3) Students enjoy within the University all rights and freedoms recognized by law.

(4) Every educational institution shall be liable to observe, promote and protect these rights of students.

39. Students Grievances: - (1) There shall be Three-level Students' Grievance redressal mechanism as may be prescribed by the Statutes, for redressal of students grievances enumerated in the Statutes.

(2) The first level for students' grievance redressal mechanism, and shall consist of-

- (a) Collegiate Student Grievance Redressal Committee (CSGRC) for Affiliated Colleges; or
- (b) Department Student Grievance Redressal Committee (DSGRC) for Departments of the University.

(3) The University Student Grievance Redressal Committee (USGRC) shall be the second level for Students' Grievance redressal mechanism.

(4) The University Ombudsperson shall be the appellate authority for the matters of students' grievances.

(5) Any students aggrieved by the decision of Ombudsperson may appeal to the University Tribunal.

40. University Ombudsperson: - (1) The Ombudsperson shall be a person of eminence in academics or research, who had been Vice- Chancellor of a University or qualified to be appointed as Vice Chancellor

(2) The Ombudsperson shall hear appeals from an aggrieved student, only after the student has availed all other remedies provided under the students' grievance redressal mechanism.

(3) The appointment, functions and duties of Ombudsperson shall be such as may be prescribed by the Statutes.

41. Finance Committee: – (1) There shall be a Finance Committee to give advice to the University on any question affecting its finances.

(2) The Finance Committee shall consist of the following members, namely-

(a) the Vice- Chancellor, who shall be the Chairperson of the Finance Committee;

(b) the Pro-Vice-Chancellor;

(c) The Secretary to Government in-charge of the Finance Department or an officer not below the rank of a Joint Secretary to Government authorised by him;

(d) The Secretary to Government in-charge of the Higher Education Department or an officer not below the rank of a Joint Secretary to Government authorised by him;

(e) Registrar;

(f) one member elected by the members of the Senate from among themselves;

(g) one member elected by the Members of the Syndicate from among themselves; and

(h) one member elected by the Members of the Academic Council from among themselves;

(3) The Finance Officer shall be the Secretary of the Finance Committee.

(4) The powers and functions of the Finance Committee and its procedure in financial matters, including the delegation of its powers, shall be prescribed by the Statutes.

42. Other authorities of University: – The constitution, powers and duties of such other authorities as may be declared by the Statutes to the authorities of the University, shall be prescribed by the Statutes.

43. Disqualifications for membership: – (1) No person shall be qualified for election or nomination or appointment as a member of any of the authorities of the University or for continuing as such member, if he -

(a) is of unsound mind; or

(b) is an undischarged insolvent; or

(c) has been convicted by a court of law of an offence involving moral turpitude; or

(d) has been debarred by any University from appearing in examinations, for malpractices in connection with any examination:

Provided that the disqualification of a person under clause (d) shall cease on the expiry of the period for which he has been debarred.

(2) If any question arises as to whether any person is disqualified under sub-section (1), the question shall be referred to the Vice Chancellor and an appeal shall lie before the University Tribunal.

44. Meetings of the Authorities of the University: - (1) Meeting of any University authorities or Body constituted under this Act, Statutes, Ordinance and Regulations shall be conducted in online, offline or blended modes.

(2) Notice, agenda papers and minutes of the meeting may be circulated to the members in electronic mode.

CHAPTER V

Statutes, Ordinances, Regulations, Rules and Bye-Laws

45. The Statutes: - Subject to the provisions of this Act, the Statutes may provide for all or any of the following matters, namely: -

(a) the powers and duties of the Officers of the University, not specifically provided for in this Act;

(b) the constitution, powers and duties of the authorities of the University, not specifically provided for in this Act;

(c) the procedure for election of members of the Senate, the Syndicate, the Council and other authorities of the University and all such other matters relating to these bodies, as may be necessary or desirable to provide;

- (d) award of degrees, diplomas; titles, certificates and other academic distinctions by the University;
- (e) the withdrawal or cancellation of degrees, diplomas, titles, certificates and other academic distinctions;
- (f). the maintenance of a register of registered graduates;
- (g). the holding of convocations to confer degrees;
- (h). the conditions and procedure for affiliation of colleges;
- (i). the conferment of honorary degrees;
- (j) the maintenance of the accounts and the preparation and passing of the annual budget of the University;
- (k) the procedure for disciplinary action against the employees and the manner of termination of service of such employees;
- (l) the procedure for arbitration in case of dispute between employees or students of the University;
- (m). the procedure for appeal to the Syndicate by any employee or student against the action of any officer or authority of the University;
- (n). the constitution of grievance committee for the employees and students and the terms of reference to be made to it by them;
- (o). the principles governing seniority of service of employees;
- (p). the participation of the students and research scholars in the affairs of the University;
- (q). the establishment and abolition of Faculties, Department, hostel etc.;
- (r). the delegation of powers vested in the various authorities and officers of the University;
- (s). the creation, composition and functions of any other body which is considered necessary for improving the academic life of the University;
- (t). all other matters which by this Act are to be or may be, prescribed by Statutes.

46. Procedure for making Statutes: - (1) The Senate may of its own motion take into consideration the draft of a Statute:

Provided that, in any such case, before the statute is passed, the Senate shall obtain and consider the opinion of the Syndicate.

(2) The Syndicate may propose to the Senate the draft of any Statute for consideration and such draft shall be considered by the Senate at its next meeting.

(3) The Senate may approve the draft of a Statute proposed by the Syndicate and pass the Statute or may reject it or return it to the Syndicate for reconsideration, either in whole or in part together with amendments which the Senate may suggest.

(4) After any draft returned by the Senate under sub- Section (3) has been further considered by the Syndicate, together with any amendment suggested by the Senate, it shall be again presented to the Senate with the report of the Syndicate thereon, and the Senate may then deal with the draft in any manner it thinks fit.

(5) Where any Statutes has been passed by the Senate, it shall be submitted to the Chancellor who may give his assent thereto, or send it back to the Senate for reconsideration within sixty days from the date it has been submitted to the Chancellor.

Provided that, if the Chancellor has not given his assent or sent it back to the Senate for reconsideration within sixty days from the date it has been submitted to the Chancellor, assent shall be deemed to have been given by the Chancellor.

Provided further that, in cases where the Chancellor decides to send it back to the Senate for reconsideration, he shall communicate the reasons for such decision and if the Senate, after reconsideration passes the Statute again, it shall not be necessary to obtain the assent of the Chancellor and the Statutes shall come into force from such date as the Senate may prescribe.

(5) The Syndicate shall not propose the draft of a Statute or of an amendment to a Statute affecting the status, powers or constitution of any authority of the University until such authority has been given an opportunity of expressing an opinion upon the proposal; and any opinion so expressed shall be in writing and shall be considered by the Senate.

(6) No Statute providing for the conditions for, or procedure relating to, the affiliation of private colleges shall be passed by the Senate without the previous approval of the Government.

47. Ordinances: - Subject to the provisions of this Act and the Statutes the Syndicate shall have power to make Ordinances providing for all or any of the following matters, namely-

- (a). the levy of fees in colleges and other institutions except that of private unaided colleges, by the University;
- (b). the residence and discipline of students;
- (c). the workload and pattern of teaching staff in colleges
- (d). the fixation of the scales of pay of various posts in the University and the terms and conditions of service of officers of the University:

Provided that, no special pay or allowance or extra remuneration of any description whatsoever including ex-gratia payment or other benefits having financial implication shall be granted to any officer, teacher or other employee of the University without the prior approval of the Government:

Provided further that, no such prior approval of the Government shall be necessary for incurring any such expenditure of a non-recurring nature subject to a maximum of ten thousand rupees in the aggregate in the financial year.

- (e) all other matters which by this Act or the Statutes are to be, or may be provided for by the Ordinances.

48. Procedure for making Ordinances: - (1) The Syndicate shall have power to make Ordinances in the matter hereinafter provided.

(2) In making Ordinances, the Syndicate shall consult the Board of Studies concerned where such Ordinances affect the appointment and duties of Examiners.

(3) Every Ordinance made by the Syndicate shall be submitted to the Senate at its next meeting. The Senate shall be competent to propose amendments to any such Ordinance for the consideration of the Syndicate. The Syndicate shall resubmit the Ordinance at the next meeting of the Senate with or without amendments.

(4) Every Ordinance shall have effect from the date of its publication in the Gazette and or such other date as the Syndicate may direct.

(4) The procedure to be followed in making, amending or repealing Ordinances shall be prescribed by the Statutes.

(5) Every Ordinance and amendment to an Ordinance including repeal of an Ordinance which involves expenditure shall be made only with the prior approval of the Government.

49. Regulations: - Subject to the provisions of this Act, the Statutes and the Ordinances, the Academic Council may make Regulations providing for all or any of the following matters, namely-

- (a) the Courses of studies and the conduct of examinations;
- (b) the admission of students to the various courses of study and to the examinations;
- (c) the qualifications of teachers;
- (d) the appointment and prescription of duties of the Boards of Studies and examiners;
- (e) recognition of examinations, degrees and diplomas of other Universities as equivalent to the examinations, degrees and diplomas of the University; and
- (f) all other matters which under the provisions of this Act, the Statutes and the Ordinances are to be, or may be, prescribed by Regulations.

50. Procedure for making Regulations: - (1) All Regulations made under this Act shall have effect, from such date as the Academic Council may direct, but every Regulation so made shall be laid before the Senate during its next succeeding meeting.

Provided that no such Regulation or repeal of a Regulation which involves expenditure shall be made by the Academic Council without the prior approval of the Government.

(2) Subject to the provisions of sub-section (1), the procedure to be followed in making, amending or repealing regulations shall be prescribed by the Statutes.

51. Rules, Bye-laws and Orders: - The Syndicate shall have power to make rules, bye-laws and orders not inconsistent with the provisions of the Act, the Statutes, the Ordinances and the Regulations, for the guidance and working of Boards and Committees and other bodies constituted under the provisions of this Act, or the Statutes or the Ordinances or the Regulations and for regulating the procedure and conduct of business at meetings of any authority of the University other than the Senate.

(2) All such rules, by-laws and orders shall have effect from such date as the Syndicate may direct; but every such rule, bye-law or order shall be submitted to the Senate during its next succeeding meeting.

(3) The Senate shall have power to cancel or modify any such rule, bye-law or order.

52. Publication in the Gazette: - All Statutes, Ordinances and Regulations made under this Act shall be published in the University Website and in the Gazette.

CHAPTER VI

Election to the Senate, the Syndicate and the Other Bodies of the University, filling up of Vacancies and Resignation, Removal, etc., of Members of Authorities and Bodies

53. Election of members to the Senate, Syndicate and other bodies of the University:- The election of members to the Senate, the Syndicate and other bodies of the University shall be held in accordance with the system of proportional representation by means of the single transferable vote and in accordance with the procedure prescribed by the Statutes, and the voting at such elections shall be by secret ballot.

54. Filling up of vacancies: - (1) All vacancies among the members (other than ex-officio members) of any authority or body of the University by reason of death, resignation or otherwise shall be filled, within three months, by the person or authority who or which appointed, elected or nominated the member whose place has become vacant.

(2) Any person appointed, elected or nominated under subsection (1) shall hold office as member so long only as the member in whose place he is appointed, elected or nominated as the case may be, would have been entitled to hold office if the vacancy had not occurred.

55. Resignation or removal of members of any authority or body: - (1) Any member of any authority or body of the University may resign his office by letter addressed to the Registrar.

(2) The Senate may, on the recommendation of not less than two thirds of the number of members of the Syndicate, remove the name of any person convicted by a court of law of any offence involving moral turpitude or punished by the University for malpractice connected with any University examination, from the register of registered graduates or

remove any such person from membership or any authority or body of the University and for the same reason may withdraw any degree or diploma conferred on or granted by the University.

(3) The Senate may also remove any person from the membership of any authority or body of the University if he becomes of unsound mind or a deaf-mute or has applied to be adjudicated or has been adjudicated an insolvent.

(4) If an elected member of any authority or body of the University fails to attend three consecutive meetings of that authority or body the Registrar shall bring the matter to the attention of that authority or body, unless such authority or body is satisfied that there was sufficient cause for the failure of the member to attend the meetings, remove him from its membership.

CHAPTER VII

FINANCE

56. University Fund: – (1) All grants and loans received from the State Government, the Government of India, the University Grants Commission and from any other source, all revenues of the University, all fees received all incomes such as rent and profits derived from properties and funds vested in the University, all endowments and donations received from any source whatsoever, all other miscellaneous receipts of the University and all deposits, remittances and service funds, received in connection with the affairs of the University shall form one consolidated fund styled, "The Kannur University Fund" and shall be employed for the purposes and in the manner laid down in this Act and the Statutes, Ordinances, Rules, Bye-laws and Orders made thereunder:

Provided that separate accounts may be maintained for specific purposes.

(2) All moneys in the Kannur University Fund shall be lodged in the Government Treasury or with the approval of the Government in any Nationalized Banks or Kerala Bank up to such limits as may be fixed by the Government.

(3) The University may invest such part of the moneys in the Kannur University Fund, as it may deem fit, in Government securities or securities guaranteed by the Governments.

(4) The custody of the Kannur University Fund, the payment of moneys therein, the withdrawal of moneys therefrom and all other ancillary matters shall be regulated by the Statutes, Ordinances, Rules and Bye-laws made in that behalf.

(5) The University shall maintain a separate fund for research activities. This may be the income from the Government of India, Government of Kerala, Central Autonomous Institute, International Research Agencies, Centre for Engineering Research and Development or any other sources.

57. Grants from Government: – (1) The University shall receive as grants for its maintenance such sums subject to such conditions as may be fixed by the Government from time to time.

(2) The Government may pay to the University such other grants, subject to such conditions as they think fit, for specific purposes.

58. Annual estimates of income and expenditure: – (1) The Syndicate shall prepare the financial estimates of the income and expenditure of the University for the next ensuing year before such dates as, may be prescribed by the Statutes, and forward the same together with a memorandum conveying explanatory notes thereon to the Senate for consideration.

(2) The Senate shall consider the financial estimates at its annual meeting and shall approve it, either with or without alterations as it may think fit.

59. Funds earmarked for a purpose not to be diverted without prior approval of Government: - (a) The University shall, not without the prior approval of the Government, -

(i) divert funds earmarked for a purpose for any other purpose; or

(ii) implement any scheme which involves any matching contribution from the State Government.

(b) The University shall, not implement any scheme which imposes a recurring liability on the Government, after the assistance from the sponsoring authority ceases.

60. Annual Accounts: – (1) The annual accounts of the University shall be prepared under the directions of the Syndicate and shall be submitted to the Government for audit.

(2) The annual accounts together with the audit report thereon shall be published by the Syndicate and copies of such accounts and audit report shall be placed before the Senate and submitted to the Government.

(3) The annual accounts shall be considered by the Senate at its annual meeting, and the Senate may pass resolutions with reference thereto and communicate the same to the Syndicate which shall take action in accordance therewith.

61. Annual Report: – (1) The annual report of the University shall be prepared under the direction of the Syndicate and shall be presented to the Senate for its review on or before such date as may be prescribed by the Statutes.

(2) The Senate may pass resolutions on the annual report and communicate the resolutions to the Syndicate.

(3) The Syndicate shall inform the Senate of the action taken by it on the resolutions passed by the Senate under sub-section (2) and shall submit a copy of the annual report together with a copy of the resolutions, if any, of the Senate under sub-section (2) to the Government.

(4) The Government shall, as soon as the annual accounts and annual report are received, cause the same to be laid on the table of the State Legislative Assembly.

62. Audit of accounts of the University: – (1) The Government shall appoint auditors to audit the accounts of the University and the institutions under the management of the University.

(2) The auditors shall maintain a continuous audit of the accounts of the University and may, after giving due intimation, conduct local audit of any institution under the management of the University.

(3) The University shall bear the cost of the audit as fixed by the Government in consultation with the University.

(4) After completing the audit for a year or for any shorter period or for any transaction or series of transactions, the auditors shall send a report to the University and a duplicate copy thereof to the Government.

(5) The auditors shall specify in the report under sub-section (4) all cases of irregular, illegal or improper expenditure or of failure to recover moneys or other property due to

the University or of any loss or waste of money or other property thereof caused by neglect or misconduct of the officers and authorities of the University.

(6) The auditors shall also report on any other matter relating to the accounts of the University as may be required by the Government.

(7) The University shall forthwith remedy any defect or irregularity pointed out by the auditors and report the action taken to the Government.

(8) Notwithstanding anything contained in the foregoing provisions, the accounts relating to the funds granted by external funding agencies for specific projects/programs shall be audited in such manner as may be specified by the funding agency and so audited accounts shall not be subject to audit by the auditors appointed by Government.

CHAPTER VIII

Private Colleges and Affiliation of Colleges

63. Definitions: - In this Chapter, -

(a) "corporate management" means an educational agency which manages more than one private college;

(b) "unitary management" means an educational agency which manages a private college;

64. Governing Council for private college under unitary management: – (1) A unitary management shall constitute, in accordance with the provisions of the Statutes, a governing Council consisting of the following members, namely: -

(a) The Principal of the private college;

(b) the Manager of the private college;

(c) a person nominated by the University in accordance with the provisions in that behalf contained in the Statutes;

(d) a person nominated by the Government;

(e) a person elected in accordance with such procedure as may be prescribed by the Statutes, by the permanent Teachers of the private college from among themselves;

(f) the Chairperson of the College Union;

(g) a person elected in accordance with such procedure as may be prescribed by the Statutes, by the permanent members of the non-teaching staff of the private college from among themselves; and

(h) not more than six persons nominated by the unitary management.

(2) The Manager of the private college shall be the Chairperson of the governing Council.

(3) It shall be the duty of the governing Council to advise the unitary management in all matters relating to the administration of the private college, in accordance with the provisions of this Act and the Statutes, Ordinances, Regulations, rules, bye-laws and orders made there under.

(4) The decisions of the governing Council shall be taken at meetings on the basis of simple majority of the members present and voting.

65. Governing Council for private colleges under corporate management: – (1) A corporate management shall constitute a Governing Council for all the private colleges under its management, consisting of the following members, namely: -

(a) one Principal by rotation in such manner as may be prescribed by the Statutes;

(b) the Manager of the private colleges;

(c) a person nominated by the University in accordance with the provisions in that behalf contained in the Statutes;

(d) a person nominated by the Government;

(e) two persons elected in accordance with such procedure as may be prescribed by the Statutes, by the permanent teachers of all the private colleges; from among themselves;

(f) a person elected by the Chairmen of the College Unions of all the private colleges, from among themselves;

(g) one person elected in accordance with such procedure as may be prescribed by the Statute, by the permanent members of the nonteaching staff of all private colleges from among themselves; and

(h) not more than fifteen persons nominated by the corporate management.

(2) The Manager of the private colleges shall be the Chairperson of the Governing Council.

(3) It shall be the duty of the Governing Council to advise the corporate management in all matters relating to the administration of the private colleges, in accordance with the provisions of this Act and the Statutes, Ordinances, Regulations, rules, by-laws and orders made there under.

(4) The decisions of the Governing Council shall be taken at meetings on the basis of simple majority of the members present and voting.

66. Appointment of Manager: – (1) A unitary management or corporate management shall appoint a manager for the private college or for all the private colleges, as the case may be, in accordance with the bye-laws approved by the University.

(2) The appointment of the manager shall be approved by the University.

(3) The manager of the unitary management or the corporate management shall be removed only with the prior consent of the University.

It shall be the duty of the manager to give effect to the Orders and directions of the University from time to time and that of the unitary management or the corporate management, which are not inconsistent with University Act, Statutes, Regulations or Orders as the case may be.

(4) The manager shall exercise such powers and discharge such duties as prescribed in the bye laws approved by the Syndicate of the University relating to management and administration of the colleges:

Provided that, If the provisions in the approved bye laws have been violated, it will be treated as mismanagement and may also lead to withdrawal of affiliation

(5) Suits by or against a private college shall be instituted by or against the manager thereof.

(6) If the manager of a private college is guilty of mismanagement, malpractice, corruption or mal administration, gross negligence of duty or disobedience of instructions issued by the Government or the University or is convicted for an offence involving moral turpitude, the Vice-Chancellor may, after giving the manager a reasonable opportunity to show cause against the action proposed to be taken against him and after due enquiry declare him unfit to hold the office of manager and require the unitary management or the corporate management, as the case may be, to appoint a suitable person as manager.

(7) Failure on the part of the manager or the management to obey the instructions issued by the University or the Government in regard to matters relating to the administration of the private college and the continuance in office of a person declared unfit under Subsection (6) shall be deemed to be sufficient cause for taking steps for the withdrawal of the aid, grant or affiliation of the private college.

67. Acts or proceedings of Governing Council not to be invalidated: – No act or proceeding of a governing Council shall be invalidated merely by reason of-

- (a) any vacancy in, or any defect in the constitution of, the Governing Council; or
- (b) any defect in the appointment of a person acting as a member of the Governing Council; or
- (c) any irregularity in the procedure of the Governing Council not affecting the merits of the case.

68. Procedure for determining the areas, where new colleges are to be opened: -(1)

The Government on the recommendation of Kerala State Higher Education Council may, from time to time, prepare two lists for an academic year, one in respect of aided colleges and the other in respect of unaided colleges, identifying the localities where new colleges and new courses are to be sanctioned

(2) In preparing the lists the government shall take into consideration the following:

- a) The existing colleges and courses in and around the locality in which new colleges and new courses are to be sanctioned;
- (b) The distance from each of the existing colleges to the area where new colleges are proposed to be sanctioned;
- (c) The educational needs of the locality with reference to the habitation and backwardness of the area; and
- (d) Other matters which it considers relevant and necessary in this connection.

Explanation: - for the removal of doubts it is hereby clarified that it shall not be necessary to prepare the two lists simultaneously and that it shall be open to the government to prepare only one of the lists.

(3) A list prepared by the government under Sub-rule (1) shall be published in the Gazette, inviting objections or representations against such list. Objections, if any, can

be filed before the government against the list published within one month from the date of publication of the list.

(4) The government may thereafter conduct enquiries, hear the parties, visit the areas in consultation with Kerala State Higher Education Council and finalise the list and publish the same.

(5) A revision shall lie against the final list published by the government to the University Tribunal.

69. Affiliation of Colleges: – (1) The University may invite applications for affiliation for new colleges or for new courses in affiliated colleges in the localities, notified by the Government

(2) The terms and conditions of affiliation of a college or of affiliation to new courses in an affiliated college and the procedure to be followed by the Syndicate in granting such affiliation, including the period within which the Syndicate shall consider an application under sub-section (1), shall be prescribed by the Statutes:

70. Council of Affiliated Colleges: - (1) The Council of Affiliated Colleges shall be a body consisting of all colleges affiliated to the University.

(2). The Council of Affiliated Colleges, subject to the provisions of this Act and the Statutes, be responsible for addressing the issues of affiliated colleges and to recommend measures to the Syndicate of the University.

(3). The Council of Affiliated Colleges shall consist of the following members, namely-

(a). The Pro-Vice-Chancellor - Chairperson

(b). Dean of Affiliated Colleges – Vice Chairperson

(c). Three Principals from Government colleges, nominated by the Vice Chancellor in consultation with the Syndicate – members

(d). Two Principals and one Manager from Private Aided colleges of the University, nominated by the Vice Chancellor in consultation with the Syndicate - members

(e). Two Principals and one Manager from Private Un-Aided colleges of the University, nominated by the Vice Chancellor in consultation with the Syndicate – members

(f) Three Principals, one each from Government colleges, Private Aided Colleges and Private Unaided Colleges and one Manager from Professional colleges of the University, nominated by the Vice Chancellor in consultation with the Syndicate - members

(g). One member of the Syndicate, nominated by the Syndicate from among themselves – member

(h) The Registrar – member secretary.

(3) The Council of Affiliated Colleges shall meet at least once in six months on dates to be fixed by the Chairperson and one of such meetings shall be called the annual meeting.

(4) One-Third of the total number of members of the Council of Affiliated Colleges shall be the quorum for a meeting of the Council.

71. Functions and duties of the Council of Affiliated Colleges: - Subject to the provisions of this Act and the Statutes, the Council of Affiliated Colleges shall have the following duties and functions, namely-

(i). to make recommendations to the Syndicate on matters related to affiliation;

(ii). to make recommendations on the courses of studies in the institutions affiliated to the University;

(iii). to recommend measure to improve the quality of education imparted in the affiliated colleges;

(iv). to make recommendations to the Academic Council, regarding the qualifications for admission of students to the various courses of studies and to the examinations and the conditions under which exemptions may be granted;

(v). to make recommendations to the Academic Council, for the admission of students to the various courses of studies on the basis of merit in order to maintain standards of education;

(vi). to make recommendations for the instruction and training in such branches of learning as it may think fit;

(vii). to make recommendations for research and advancement and dissemination of knowledge;

(viii). to bring to the attention of the authorities the problems faced by affiliated colleges; and

(ix) to exercise such other powers and perform such other duties as may be conferred to imposed on it by this Act or the Statutes, Ordinances, Regulations, Rules, or Bye-laws.

72. Appointment of teachers in private colleges: – (1) Notwithstanding anything contained in any law or in any contract or other document, while making appointments by direct recruitment to teaching posts of private aided colleges eligible to receive salary from the government, Rule 14 to 17 of Kerala State and Subordinate Services Rules, 1958 shall be applicable.

(2) Appointments to the posts eligible to receive salary from the Government shall be made only against posts sanctioned by the Government or by such officers as may be authorized by the Government on the basis of work load approved by the University.

(3) Appointment of principals shall be made by the educational agency through direct recruitment or by promotion as per UGC Regulations as approved by the University from time to time.

(4) For making appointment under this section by direct recruitment the post shall be advertised in such manner as may be prescribed by the Statutes.

(5) The educational agency shall not abolish a course of study in a private college without the prior approval of the University.

(6) Every appointment under this section shall be made by a written order of the manager in such forms as may be prescribed by the Statutes, communicated to the person to be appointed, with copy to the University.

(7) Every appointment under this section shall be reported to the University for approval.

(8) Any person aggrieved by any appointment under this section may appeal to the University Tribunal.

73. Qualifications of Teachers: – (1) Teachers of colleges shall possess such qualifications as may be prescribed by the Regulations.

(2) Notwithstanding anything contained in any law or in any judgment, decree or order of any court or other authority, any decision or order exempting any teacher from possessing the prescribed qualifications or approving the appointment of any teacher who did not possess the prescribed qualifications or allowing any teacher who did not possess the prescribed qualifications to continue in service, made by any authority or officer before the commencement of this Act shall be deemed to have been made by the authority

competent to make such decision or order under this Act as if this Act had been in force at the time when such decision or order was made and accordingly all such decisions and orders shall be, and shall be deemed always to have been, valid and in accordance with law.

74. Probation: – (1) Teachers of private colleges shall be on probation for a period of one year within a period of two years:

Provided that in exceptional cases, the period of probation may be extended by a period not exceeding one year, subject to the prior approval of the Syndicate.

Explanation. - Probation undergone by a teacher before the commencement of this Act shall be deemed to be probation for the purposes of this Sub-section, provided such probation is within a period of two years immediately before such commencement.

(2) Notwithstanding anything contained in any contract or other document, any teacher working in a substantive vacancy at or after the commencement of this Act shall be deemed to be on probation for the purposes of sub-section (1).

(3) The educational agency may, at any time before the prescribed period of probation, terminate the probation of the probationer for want of vacancy and discharge him from service if he was appointed by direct recruitment or revert him to his original appointment if the appointment to the new post was by transfer or promotion.

(4) Any probationer discharged or reverted under under-section (3) shall be given preference in the matter of future appointments to the same post.

(5) On satisfactory completion of probation, the educational agency shall confirm the teacher in the post and if the Vacancy is not a substantive vacancy, the teacher shall be allowed to continue in the post for the duration of the vacancy.

(6) If, on the expiry of the prescribed period of probation, the educational agency decides that the teacher is not suitable for continuance in the post in which he is appointed, it shall discharge him from service or revert him to his original appointment, as the case may be, after giving him a reasonable opportunity of showing cause against the action proposed to be taken in regard to him.

(7) Where the post held by the Probationer is substantively vacant and before the expiry of one month from the prescribed period of probation he is not confirmed under sub-

section (5) or is not discharged or reverted under sub-section (6), he shall be deemed to have been confirmed in that post.

(8) A probationer who is discharged or reverted under sub-section (6) or who is discharged or reverted before the prescribed period or probation otherwise than on the ground of want of vacancy shall be entitled to appeal against the order of discharge or reversion to the University Tribunal and the provisions of section 65 shall, *mutatis mutandis* apply to such appeals.

75. Conditions of service of teachers of private colleges: – (1) Notwithstanding anything contained in any law or in any contract or other document, the conditions of service of teachers of private colleges, whether appointed before or after the commencement of this Act, including conditions relating to pay, pension, provident fund, gratuity, insurance and age of retirement, shall be such as may be prescribed by the Statutes.

(2) The Educational Agency may at any time place a teacher under suspension:

- (a) when disciplinary proceedings against him are pending; or
- (b) when a case against him in respect of any criminal offence is under investigation or trial;

Provided that no teacher shall be placed under suspension by the educational agency for a continuous period exceeding 15 days without the previous sanction of the Vice Chancellor.

(3) Where the orders of suspension are made by the educational agency, it shall on the same day report the matter together with reasons for the suspension to the Vice Chancellor.

(4) The Vice Chancellor shall thereupon make a preliminary investigation on the grounds of suspension. If on such investigations the Vice Chancellor is satisfied that there was no valid ground for the suspension, he may direct the educational agency to reinstate the teacher with effect from the date of suspension and thereupon the teacher shall forthwith be reinstated by the educational agency. If the teacher is not actually reinstated the teacher shall be deemed to have been on duty. It shall then be open to the Director of Collegiate Education to disburse the pay and allowances to the teacher as if he was not suspended and recover the amount so disbursed from the educational agency. If on such

investigation it is found that there are valid grounds for such suspension, permission may be given to the educational agency to place the teacher under suspension beyond 15 days if necessary. The Vice Chancellor shall pass orders permitting the suspension or otherwise within said 15 days.

(5) Notwithstanding anything contained in sub-section, (4) the Vice Chancellor, who permitted the suspension beyond 15 days, may at any time review such permission and if such authority is satisfied that the teacher under suspension has to be reinstated in service for reasons to be recorded in writing cancel the permission already granted and direct the educational agency to reinstate the teacher in service. On such order, the educational agency shall reinstate the teacher forthwith failing which the provisions in sub-rule (4) will apply in such case. Teacher shall be deemed to have been on duty and entitled for pay and allowances and that the pay and allowance paid to teacher shall be recovered from educational agency.

(6) Any person aggrieved by an order of the Vice-Chancellor under Sub-section (5) may, within a period of thirty days from the date of receipt of order by him, appeal to the University Tribunal.

(7) No disciplinary action shall be taken against a teacher as otherwise provided in the statute.

(8) Any teacher aggrieved by an order passed after the commencement of this Act in any disciplinary proceeding taken against him may, within sixty days from the date on which a copy of such order is served on him or within Sixty days after the University Tribunal has been constituted under his Act, whichever period expires later, appeal to the University Tribunal and the University Tribunal may, after giving the parties an opportunity of being heard, and after such further inquiry as may be necessary, pass such order thereon as it may deem fit, including an order of reinstatement of the teacher concerned:

Provided that the University Tribunal may admit an appeal presented after the expiry of the said period if it is satisfied that the appellant had sufficient cause for not presenting the appeal within the said period.

(9) Any person who objects to an order passed by the University Tribunal under sub-section (8) may, within sixty days from the date on which a copy of such order is served

on him, prefer a petition to the High Court on the ground that the University Tribunal has either decided erroneously, or failed to decide, any question of law.

(10) The provisions of section 5 of the Limitation Act, 1963, shall be applicable to any proceedings under Sub-section (9).

(11) The High Court shall, after giving the parties an opportunity of being heard, pass such order on the petition, as it deems fit.

76. Disciplinary powers of Educational Agency over teachers of Private Aided Colleges. - (1) The Educational Agency may at any time place a teacher of a Private aided College under suspension when any disciplinary proceedings are proposed to be taken against him or when such disciplinary proceedings are pending.

(2). A teacher of a Private aided College who is detained in custody whether on a criminal charge or otherwise for a period exceeding forty-eight hours shall be deemed to have been suspended with effect from the date of detention by an order of the Educational Agency and shall remain under suspension until further orders.

(3). When a teacher of a private aided college is suspended for a period exceeding fifteen days, the matter together with the reasons for the suspension, shall be reported to the Vice Chancellor.

(4). Any disciplinary proceedings against a teacher of a private aided college by the educational agency shall be completed within a period of three months or within such further period as may be allowed by the Vice Chancellor.

(5). No disciplinary action shall be taken against a teacher without giving him a reasonable opportunity of showing cause against the action proposed to be taken against him.

(6). Any teacher aggrieved by an order imposing on him any of the following penalties, namely:-

- (a). withholding of increment;
- (b). recovery from pay of any pecuniary loss caused to the institution or the monetary value equivalent to the amount of increment order to be withheld;
- (c). reduction to a lower rank in the seniority list or to a lower grade or post;

- (d) removal from service;
- (e) compulsory retirement from service; and
- (f). dismissal from service.

may, within sixty days from the date on which a copy of such order is served on him, appeal to the University Tribunal on any one or more of the following grounds, namely:-

- (i). that there is want of good faith in passing the order;
- (ii). that the order is intended to victimize the appellant;
- (iii). that in passing the order, the educational agency has been guilty of a basic error or violation of the principles of natural justice; and
- (iv). that the order is not based on any material or is perverse:

Provided that the University Tribunal may admit an appeal presented after the expiration of the said period of sixty days if it is satisfied that the appellant had sufficient cause for not presenting the appeal within that period.

(7). On receipt of an appeal under sub-section (6), the University Tribunal may, after giving the parties an opportunity of being heard, and after such further inquiry as may be necessary pass such order thereon as it may deem fit including an order of reinstatement of the teacher concerned.

(8). Any order passed by the University Tribunal under sub section (7) may be executed through the Subordinate Judges Court having jurisdiction over the area in which the private college is situate as if it were a decree passed by that court.

(9). Any person who objects to an order passed by the University Tribunal under subsection (7) may, within sixty days from the date on which a copy of such order is served on him, prefer a petition accompanied by court fee stamps of the value of ten rupees to the High Court on the ground that the University Tribunal has either decided erroneously or failed to decide any question of law.

(10). The provision of section 5 of the Limitation Act, 1963 (Central Act 36 of 1973), shall be applicable to any proceedings under sub-section (9).

(11). The High Court shall, after giving the parties an opportunity of being heard, pass such orders on the petition, as it deems fit.

77. Disciplinary powers of Government over teachers of Private Colleges. - (1)

Notwithstanding anything contained in this Act or in the Statutes, Ordinances or Regulations and subject to such rules as may be made by Government in this behalf, the Government or such officer not below the rank of Deputy Director of Collegiate Education, as may be authorized by the Government in this behalf, shall have power to take disciplinary proceedings against a teacher of a private college and to impose upon him all or any of the penalties specified by or under this Act:

Provided that before exercising the powers under this sub section, the Government or the authorized Officer, as the case may be, shall intimate the manager regarding the circumstances requiring disciplinary action against the teacher concerned and give the manager a reasonable opportunity of taking disciplinary action and the Government or the authorized Officer, as the case may be, shall take disciplinary action against the teacher only if the manager fails to take appropriate disciplinary action.

(2). The Government or the officer authorized under sub-section (1), as the case may be, may suspend a teacher of a private college when any disciplinary proceedings is proposed to be taken against him under that sub-section or when such disciplinary proceedings are pending.

78. Past disputes relating to service conditions of teachers: – Notwithstanding anything contained in any law for the time being in force, or in any contract or in any judgment decree or order of any court or other authority any dispute between the management of a private college and any teacher of that college relating to the conditions of service of such teacher pending at the commencement of this Act shall be decided under and in accordance with the provisions of this Act and the Statutes made thereunder.

79. Membership of local authorities etc: – A teacher of a private college shall not be disqualified for continuing as such teacher merely on the ground that he has been elected or nominated as a member of a local authority or of the Legislative Assembly of the State or of Parliament.

80. Non-teaching staff of private colleges: – (1) The provisions of this Chapter shall, so far as may be, apply to the non-teaching staff of the private colleges.

(2). Subject to the provisions of sub-section (1), the method of appointment, pay and other conditions of service of the non-teaching staff of private colleges shall be such as may be prescribed by the Statutes.

81. Inter University transfer of teacher by an educational agency: -Notwithstanding anything to the contrary contained in any law for the time being in force, where an educational agency has colleges under the jurisdiction of the Kannur University and also under the jurisdiction of any other University of Universities in the State, a teacher appointed by such educational agency to a college within the jurisdiction of another University, may be transferred to any college under the jurisdiction of the Kannur University, subject to the following conditions, namely;

- (a) transfer shall be made only on the written request of the teacher who has completed three years of service;
- (b) transfer shall be made only once during the entire period of service of a teacher;
- (c) transfer shall be made on the basis of the seniority of teachers;
- (d) a teacher transferred under the provisions of this section shall become the junior most in the colleges under the educational agency in the University irrespective of his service in the University from which he was transferred;
- (e) transfer is to be made as and when vacancy arises in any of the colleges under the educational agency in the University, provided no home college option by any teacher against the said vacancy is pending; and
- (f) a teacher who is transferred under the provisions of this section shall be eligible for home college option and shall be treated as teacher of the University with all benefits that are enjoyed by the existing teachers, provided the services rendered by such teacher outside the University shall not be considered as outside service while exercising home college option.

Explanation: For the purpose of this section, “home college option “means option made by a teacher regarding his home college in the University the provisions of the Statutes made under this Act.

82. Code of Conduct for teachers of affiliated Colleges. - (1) The Government shall, in consultation with the University and the representative of the teachers, frame a Code of Conduct to be observed by the teachers of Government and private colleges.

(2). Any teacher of a Government or private college who contravenes any of the provisions of the Code of Conduct shall be liable for disciplinary action which may involve the imposition of a major penalty.

83. Colleges not complying with provisions of this Act: – (1) If the Syndicate is satisfied that any private college has not complied with any provision contained in this Act, or in the Statutes, Ordinances, Regulations, bye-laws, orders or rules, it may recommend to the Government for withholding or discontinuing aid or grant or it may disaffiliate the college from the University:

Provided that before disaffiliating a college, the educational agency and the Governing council, as the case may be, shall be given an opportunity of being heard.

(2) If, on a recommendation under sub-section (1), the Government are satisfied that any private college has not complied with any of the provisions of this Act, or of the Statutes, Ordinances, Regulations, bye-laws, orders or rules, they may, by order, direct that the college shall not be given any aid or grant from the Government:

Provided that before making any such order, the educational agency and the Governing council, as the case may be, shall be given an opportunity of being heard.

CHAPTER IX

University Tribunal

84. Constitution of University Tribunal: - (1) The Government shall constitute the University Tribunal for the purposes of this Act.

(2) The University Tribunal shall be appointed by the Government and shall consist of Chairperson and two members.

(i) A person who is or has been a judge of the Supreme Court or High Court
-Chairperson

(ii) A person who is an advocate well versed in University Laws and matters related to higher education having not less than 15 years of active practise in the High Court -Member

(iii) An academician who is or has been or qualified to be a Vice Chancellor of an University -Member

(3) The term of Office of the University Tribunal shall be Four years from the date of its appointment.

Provided that no person who is more than seventy years of age shall be appointed as a member of the University Tribunal.

(4) The University Tribunal shall have the power to make regulations consistent with the provisions of this Act, with the previous sanction of the Government for regulating its procedure and disposal of its business. The regulations so made shall be published in the Gazette.

(5) The Government shall provide such facilities for the establishment and functioning of the office of the University Tribunal including creation of required posts and appointment thereto.

(6) The University Tribunal shall have the jurisdiction to adjudicate disputes on any of the matters provided in this Act.

(7) The decision of the University Tribunal on a question as to whether a matter is coming under this Act or not shall be final.

(8) The University Tribunal shall, for the purpose of exercising the powers conferred by or under this Act, have all the powers of a Civil Court while trying a suit under the Code of Civil Procedure, 1908 (Central Act 5 of 1908), in respect of the following matters, namely-

- (a) summoning and enforcing the attendance of any person and examining him on oath;
- (b) requiring the discovery and production of any document;
- (c) receiving evidence on affidavit;
- (d) issuing commission for the examination of witnesses or for local investigation;
- (e) inspecting any property or thing concerning with any decision to be taken;
- (f) requisitioning of any public record or copy thereof from any court, authority or office;
- (g) any other matter which may be prescribed.

(9) The University Tribunal shall exercise such powers and perform such duties as may be prescribed by the Act and Statutes of the University.

(10) The University Tribunal constituted under this Act may be given additional jurisdiction to discharge the functions of University Tribunal under any other Act by the Government by notification.

85. Bar of jurisdiction of civil courts: - No civil court shall have jurisdiction to settle, decide, or deal with any question or to determine any matter which is by or under this Act required to be settled, decided or dealt with or to be determined by any authority or person under this Act.

CHAPTER X

AUTONOMOUS COLLEGES

86. Date of effect of grant of autonomy: - An affiliated college authorised under this Chapter to apply for academic autonomy to the University Grants Commission shall be deemed to be an Autonomous College of the University from the date on which the University Grants Commission provided approval of the autonomous status

87. Authorities of an Autonomous College: - (1) The following shall be the authorities of an Autonomous College, namely-

- (i) The Academic Council of an Autonomous College;
- (ii) The Board of Studies of an Autonomous College;
- (iii) The Governing body;
- (iv) Complaint Redressal Committee of an Autonomous College;
- (v) The Expert Committee of an Autonomous College;
- (vi) The Finance Committee of an Autonomous College; and
- (vii) The Students Grievance Redressal Committee of an Autonomous College.

(2) Notwithstanding anything contained in this Act or the Statutes, Ordinances or Regulations made under this Act, all matters including the invitations, processing and approval of application for grant of autonomy, the constitution of the authorities in an Autonomous College and their powers and the powers of the University over an Autonomous College shall be dealt with in accordance with the provisions of this Chapter from the date on which the University Grants Commission has granted approval of the autonomous status.

(2) If there is any dispute whether any provision in any existing Statute, Regulation and Ordinances of the University is inconsistent with or has the effect of overriding or

contradicting any provision in this Chapter, the decision of the Government shall be final.

- (3) All other matters related to the autonomous colleges shall be decided in such terms and in such manner as may be prescribed by the Statutes.

CHAPTER XI

Miscellaneous

88. Equivalence and recognition: -(1) The Vice Chancellor shall refer all issues in the matters of granting Equivalence of a degree, diploma, certificate and such other titles awarded by other Universities in India and abroad to the Council of Faculty Deans and the Council of Faculty Deans shall dispose such issues within a period of forty five days and make their recommendation to the Vice Chancellor. The Vice Chancellor shall implement the decision with or without modifications

Provided that, if the Council of Faculty Deans fails to take a decision within the prescribed time, The Vice Chancellor shall refer the matter to the State Level Academic Committee for its decision, and it shall be binding on the University.

Provided further that, if the Council of Faculty Deans is of the opinion that, matter is to be dealt with by the State Level Academic Committee, it shall refer the matter to State Level Academic Committee and on receiving such advice, the Vice Chancellor shall act in accordance with it.

- (2) If any person is aggrieved by the decision of the Vice Chancellor, an appeal shall lie before the State Level Academic Committee and the decision of the State Level Academic Committee shall be final.

89. Power of Government to cause inspection of University: – (1) The Government shall have the right to cause an inspection to be made by such person or persons as they may direct, of the University, its buildings, laboratories, libraries, museums, workshops, and equipments and of any institutions maintained, recognized or approved by, or affiliated to the University and also of the work conducted by the University, and to cause enquiry to be made in respect of any matter connected with the University.

- (2) The Government shall, before taking any action under sub-section (1), give notice to the University of their intention to cause such inspection or inquiry to be made and the University shall be entitled to be represented thereat.

(3) The Government shall communicate to the Syndicate the result of any inspection or inquiry made under sub-section (1) and may, after ascertaining the opinion of the Syndicate thereon, convey their views to the Senate and to the Syndicate.

(4) The Government may, after considering the views of the Senate and the Syndicate on the result of any inspection or inquiry under sub-section (1), advise the University upon the action to be taken in the matter.

(5) The Syndicate shall report to the Government the action, if any, which is proposed to be taken, or has been taken, upon the result of any inspection or inquiry under sub-section(1).

(6) A report under sub -section (5) shall be submitted with the opinion of the Senate thereon and within such time as the Government may direct.

(7) Where the Senate or the Syndicate does not, within a reasonable time, take any action referred to in sub-section (4) to the satisfaction of the Government, the Government may, after considering any explanation furnished, or representation made, by the Senate or the Syndicate in the matter, issue such directions as they may think fit, and the Senate and the Syndicate shall comply with such directions.

90. Appointment of Commission to inquire into the working of University: – (1) The Government may at any time and shall, at the expiration of ten years from the commencement of this Act and thereafter at the expiration of every ten years, by order published in the Gazette, constitute a Commission which shall consist of a Chairperson and such other members not exceeding five as the Government may appoint, and such order shall define the procedure to be followed by the Commission.

(2) The Commission constituted under sub-section (1) shall inquire into and report on-

- (i) the working of the University during the period to which the inquiry relates;
- (ii) the financial position of the University including the financial position of its colleges and departments;
- (iii) any change to be made in the provisions of this Act or the Statutes, Ordinances, rules and bye-laws made thereunder with a view to bringing about improvements in the affairs of the University; and
- (iv) Such other matters as may be referred to it by the Government, and make such recommendations to the Government as it thinks fit.

(3) On receipt of the report and the recommendations of the Commission under sub-section (2), the Government shall forthwith refer such report and recommendations to the Senate for consideration and report.

(4) Immediately after the Senate has considered the report and the recommendation of the Commission and submitted its report to the Government, the Government shall consider the report of the Senate and pass such orders thereon as they think fit and shall also cause the same to be published in the Gazette.

91. Power of Government to make rules: – (1) The Government may, by notification in the Gazette, make rules not inconsistent with the provisions of this Act, for the purpose of exercising the powers and discharging the duties conferred or imposed on the Government by this Act.

(2) Every rule made under this section shall be laid, as soon as may be after it is made, before the Legislative Assembly while it is in session for a total period of fourteen days which may be comprised in one session or in two successive sessions, and if, before the expiry of the session in which it is so laid or the session immediately following, the Legislative Assembly agrees in making any modification in the rule or the Legislative Assembly agrees that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so however that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

92. Conditions of service:– (1) Save as otherwise provided by or under this Act, every salaried officer and teacher of the University shall be appointed by a written order.

(2) The written order referred to in sub-section (1) shall be lodged with the Registrar and a copy thereof shall be furnished to the officer or teacher concerned.

(3) Any dispute between any officer or teacher of the University and the University shall, on the request of the University or the officer or teacher concerned, be referred to the University Tribunal for decision, and thereupon, the provisions of section 73 and the regulations made by the Tribunal under the said section shall *mutatis mutandis* apply to the decision of such disputes.

93. Pension, insurance and provident fund: – With the previous approval of the Government, the University shall make appropriate provisions for the benefit of its officers, teachers and other servants under its control in matters of insurance, pension

and Provident Fund and for such other benefits as it may deem fit, in such manner as may be prescribed by the Ordinances.

94. Proceedings of the University and bodies not to be invalidated by vacancies: –

No act or proceeding of the Senate, the Syndicate, the Academic Council or other body constituted under this Act or the Statutes or the Ordinances shall be deemed to be invalid merely by reason of any vacancy in the body doing or passing it, at the time any such act or proceeding is done or passed.

95. Proceedings of the Senate, Syndicate and Academic Council: – The Registrar shall forward to the Government within 15 days of the date of any meeting of the Senate or the Syndicate or the Academic Council copies of the proceedings of such meeting,

96. Dispute as to the constitution of University authority or body: – If any question arises regarding the interpretation of any provision of this Act, or of any Statute, Ordinance, Regulation, rule, bye-law or order or as to whether a person has been duly elected or appointed as, or is entitled to be, a member of any authority or other body of the University, the matter may be referred by the Vice Chancellor to the University Tribunal and shall be so referred, if not less than twenty-five members of the Senate so require, and the tribunal shall, decide the question so referred . An appeal shall lie before the High Court

97. Report on affiliated colleges: – The Vice-Chancellor shall, at the end of every four years from the commencement of this Act, submit a report to the Government on the conditions of affiliated colleges.

98. Protection of acts and orders: – All acts and orders duly and in good faith done or passed by the University or any of its authorities, bodies or officers, shall be final; and no suit shall be instituted against, or damage claimed from, the University or its authorities, bodies or officers for anything purporting to be done in pursuance of this Act and the Statutes, Ordinances, Regulations, Rules, Bye-laws or Orders made thereunder.

99. Institutions affiliated to University: – (1) All Colleges existing in the University area immediately before the commencement of this Act shall stand affiliated to the University.

(2) The Government may, at any time, transfer to the University any institution subject to such terms and conditions as may be agreed upon between the Government and the University as regards its future, maintenance and control.

100. Reservation of appointments: - In making appointments by direct recruitment to posts in any class or category under the University or to posts of teaching or non-teaching staff in the University, the University shall mutates mutandis observe the provisions of clauses (a), (b) and (c) of rule 14 and rules 15, 16, 17 and 17A of the Kerala State and Subordinate Service Rules, 1958, as amended from time to time. and communal rotation shall be followed category -wise treating all the Departments as one unit

101. Transitory provisions: – (1) Any officer or authority of the Kannur University exercising any power or performing any duty under the Kannur University Act, 1996, immediately before the commencement of this Act. shall for a period of nine months from such commencement or until the corresponding officer or authority is appointed, elected, nominated or constituted, as the case may be, in accordance with the provisions of this Act or the Statutes or Ordinances made thereunder, whichever is later, continue to exercise such powers or perform such duties, as the case may be, so far as such powers or duties are not inconsistent with the provisions of this Act:

Provided that the Officers and Employees appointed under the Kannur University Act, 1996 and holding office immediately before the commencement of this Act shall be entitled to hold office for the full term of his appointment as if this Act had not been passed.

(2) The Statutes, Ordinances, Regulations, Rules, Bye-laws and Orders in force immediately before the commencement of this Act shall, in so far as they are not inconsistent with the provisions of this Act, continue to be in force until they are replaced by the Statutes, Ordinances, Regulations, Rules, Bye-laws or Orders framed under this Act.

(3) All properties, all rights of whatever kind, used, enjoyed or possessed by and all interests of whatever kind owned by or vested in or held in trust by or for the Kannur University constituted under the Kannur University Act, 1996 and all liabilities legally subsisting against the said University.

102. Right to University Services: - Notwithstanding anything contained in this Act, Statutes and Ordinances of the University, the Kerala State Right to Services Act ,2012 (Act 18 of 2012) shall be applicable to the University.

103. First Statutes and Ordinances: – Notwithstanding anything contained in this Act, the first Statutes and the first Ordinances of the University shall be made by the Government.

104. Removal of difficulties: - (1) If any difficulty arises as to the first constitution or reconstitution of any authority of the University, or otherwise in giving effect to the provisions of this Act the Government may by order do anything, not inconsistent with the provisions of this Act, which appears to them necessary for the purpose of removing the difficulty.

(2) Every order issued under sub-section (1) shall be laid, as soon as may be after it is issued, before the Legislative Assembly while it is in session for a total period of fourteen days which may be comprised in one session or in two successive sessions, and if before the expiry of the session in which it is so laid or the session immediately following, the Legislative Assembly makes any modification in the order or decides that the order should not be issued, the order shall thereafter have effect only in such modified form or be of no effect, as the case may be; so however that any such modification or annulment shall be without prejudice to the validity of anything previously done under that order.

105. Repeal: – The Kannur University Act, 1996 (12 of 1996), is hereby repealed.

Chapter - VII

Proposed

Sree Sankaracharya University of Sanskrit Act,2022

CHAPTER- VII
PROPOSED SREE SANKARACHARYA UNIVERSITY
OF SANSKRIT ACT, 2022

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Proposed Sree Sankaracharya University of Sanskrit Act, 2022

An Act to establish and incorporate a University of Kalady in Aluwa taluk in Ernakulam District by the name Sree Sankaracharya University of Sanskrit.

Preamble: - Whereas, it is considered necessary to reorganize the University in the name of the illustrious Indian Philosopher and Saint Jagadguru Sree Adi Sankaracharya in his place of birth for the promotion and development of the study of the Sanskrit, Indology, Indian Philosophy and Indian languages.

Be it enacted in the _____ year of the Republic of India as follows: -

CHAPTER I

PRELIMINARY

1. Short title and commencement: - (1) This Act may be called the Sree Sankaracharya University of Sanskrit Act, 2022.

(2). It shall be deemed to have come into force on the _____.

2. Definitions: - In this Act, unless the context otherwise requires: -

- a) "Academic Council" means the Academic Council of the University constituted under sub-section (1) of section 16;
- b) "Academic department" means a department of studies functioning under a head of department, which forms a faculty, or a constituent unit of a faculty, of the University.
- c) "Adjunct Professor" means a person who possess expertise and / or Professional experience in a subject, whose service may be utilized by a University / College as an adjunct professor on a limited-term contract and is ineligible for tenure;
- d) "Annual meeting" means one of the ordinary meetings of the Senate held every year under sub-section (1) of section 14 and declared by the Statutes to be the annual meeting of the Senate;
- e) "Authority" means any authority of the University specified under section 23;
- f) "Board of Studies" means a Board of Studies of the University;
- g) "Chancellor" means the Chancellor of the University;
- h) "Course" means one of the subjects which comprises a programme;

- i) "Dean" means the head of a faculty of the University;
- j) "Department of the University" means a department constituted by university designated as such by the Ordinances or Regulations with reference to a subject or group of subjects;
- k) "Employee" means any person in the wholtime employment of the University and includes teachers and other staff of the University;
- l) "Faculty" means a faculty of the University consisting of one or more Academic departments;
- m) "Finance Committee" means the Finance Committee of the University referred under sub-section (1) of section 23;
- n) "Government" means the Government of Kerala;
- o) "Hostel" means a unit of residence for the students of the University or institutions maintained by the University in accordance with the provisions of this Act, or the Statutes or Ordinances;
- p) "Non-teaching staff" of the University means the employee of the University, other than teachers;
- q) "Officer" means an officer of the University specified in section 27 in Chapter V, or any person designated as an officer by the Statutes;
- r) "Prescribed" means prescribed by this Act or by the Statutes, Ordinances or Regulations made thereunder;
- s) "Pro-Chancellor" means the Pro-Chancellor of the University;
- t) "Pro-Vice-Chancellor" means the Pro-Vice-Chancellor university;
- u) "Registrar" means the Registrar of the University;
- v) "School" means a multi-disciplinary functional entity to carry out specific academic, research, extension activities and entrepreneurial activities with the involvement of members of one or more department;
- w) "Senate" means the Senate of the University;
- x) "State" means the State of Kerala;
- y) "State Level Academic Committee" means State Level Academic Committee of the Kerala State Higher Education Council;
- z) "Statutes", "Ordinances" and "Regulations" means respectively the Statutes, the Ordinances and the Regulations of the University;
- aa) "student" means a person duly admitted in the University or in a recognized institution, in accordance with the regulations for undergoing a course leading to

the award of a degree, postgraduate degree, diploma, certificate or other academic distinctions instituted by the University;

bb) "Students Council" means the Students' Council of the University;

cc) "Syndicate" means the Syndicate of the University;

dd) "Teacher of the University" means a person employed as teacher in any institution maintained by the University;

ee) "University" means the Sree Sankaracharya University of Sanskrit established and incorporated under this Act;

ff) "University Fund" means the Sree Sankaracharya University of Sanskrit Fund established under sub-section (1) of section 43;

gg) "University Grants Commission" means the University Grants Commission established under the University Grants Commission Act, 1956 (Central Act 3 of 1956);

hh) "University Ombudsperson" means Ombudsperson constituted under sub clause (1) of section 59;

ii) "University Tribunal" means the University Tribunal constituted under sub clause (1) of section 25;

jj) "Vice-Chancellor" means the Vice Chancellor of the University.

CHAPTER II

The University

3. The University: - (1) The Chancellor, the Pro-Chancellor, the Vice-Chancellor, Pro-Vice-Chancellor, and the members of the Senate, Syndicate and Academic Council, for the time being, shall constitute a body corporate by the name of "Sree Sankaracharya University of Sanskrit".

(2) The University shall have perpetual succession and a common seal, and shall sue and be sued by the said name.

(3) The headquarters of the University shall be at Kalady, the birth place of Sree Adi Sankaracharya, in Ernakulam District.

4. Territorial jurisdiction: - (1) The territorial jurisdiction of the University shall extend to the whole of Kerala.

(2) The University may assume responsibility for the establishment and development of appropriate institutions for the study of Sanskrit, Indology, Indian philosophy Indian Languages and allied subject of study in different parts of the State or abroad.

5. Objects of the University: - The following shall be the objects of the University, namely: -

- a) imparting intensive, extensive and higher education in various branches of Sanskrit learning as well as in Indology, Indian Philosophy and Indian Languages;
- b) providing facilities for the advanced study of various Indian Languages laying emphasis on their longstanding association and relationship with Sanskrit and their inter-relationship with each other;
- c) promoting research in Sanskrit, Indology, Indian Philosophy and Indian languages;
- d) taking measures for the preservation of our cultural heritage enshrined in Sanskrit language and in our ancient art and literature;
- e) publication of books in Sanskrit, as well as books written in other languages dealing with Sanskrit classics, Sanskrit authors and relating to Sanskrit Language and literature in general;
- f) taking measures to collect, preserve and publish ancient manuscripts;
- g) providing facilities to promote and encourage Fine Arts such as Music, Drama and Painting according to the Indian traditions;
- h) making provision for imparting education in other subjects-including foreign languages and literature, arts, humanities and social sciences-along with Sanskrit for the purpose of offering fully rounded and composite courses of study which are useful and attractive to the young generations;
- i) providing facilities for the study and research in the cultural diversities of Kerala;
- j) establishing for the use of Sanskrit Scholars and the students a computerised data base of published works and ongoing research work in and on Sanskrit language and literature, Indology and Indian Philosophy from all over the world;
- k) making provision to get translated Vedas, Puranas and Upanishat into Malayalam Language;
- l) to develop work culture and promote dignity of labour through applied components in the syllabi;

- m) to encourage individuality and diversity within a climate of tolerance and mutual understanding;
- n) to promote freedom, secularism, equality and social justice as enshrined in the Constitution of India and to be catalyst in socio-economic transformation by promoting basic attitudes and values of essence to national development;
- o) to extend the benefits of knowledge and skills for development of individuals and society by associating the university closely with local and regional problems of development;
- p) to extend the benefits of knowledge and skills for development of individuals and society by associating the university closely with local and regional problems of development;
- q) to strive to promote competitive merit and excellence as the sole guiding criterion in all academic and other matters relating to students.
- r) to generate and promote a sense of self-respect and dignity amongst the weaker sections of the society; and
- s) to promote community development activities by suitable extension activities;

6. Admission to the University: - (1) The University shall, subject to the provisions of this Act, and Statutes, be open to all persons:

Provided that nothing in this section shall be deemed to require the University to admit to any course of study any person who does not meet the prescribed academic standards for admission or to retain on the rolls of the University any person whose academic records are below the minimum standards required for the award of a degree or diploma or certificate, or whose personal conduct is found to be prejudicial to the rights and privileges of other students and staff, or to admit to any course of study a larger number of students than that can be normally accommodated by the University on the basis of principles enunciated by the Academic Council.

(2) Subject to the provisions of sub-section (1), the Government may direct that the University shall reserve seats in specific courses offered by the University for Scheduled Castes, Scheduled Tribes and members of socially and educationally backward classes as well as candidates from other States and Union Territories of Indian and from outside India:

Provided that no such person shall be entitled to be admitted to the University unless he or she meets the minimum standards laid down by the University for admission with the usual relaxation available to the Scheduled Caste and Scheduled Tribe candidates.

7. Powers and functions of the University: - The University shall have the following powers and functions, namely: -

- (i) to provide for instruction in Sanskrit, Indology, Indian Philosophy and Indian languages as well as in such other appropriate allied subjects as the University may deem fit;
- (ii) to make provision for research in Sanskrit, Indology, Indian Philosophy and Indian languages;
- (iii) to provide for instruction and research in traditional Fine Arts of India;
- (iv) to institute courses of study and to hold examinations or persons who have undergone such courses of study;
- (v) to institute degrees, diplomas, titles, certificates and other academic distinctions;
- (vi) to confer degrees, diplomas, titles, certificates and other academic distinctions on persons who shall have-
 - a. pursued a prescribed course of study in any academic department or institution under the University and passed the prescribed examinations; or
 - b. carried out such research as has been prescribed by the University;
- (vii) to confer such honorary degrees or other distinctions as may be prescribed by the Statutes on persons who have made notable contributions to Sanskrit literature. Sanskrit education, Indology, Indian Philosophy, Indian languages, fine arts, humanities or social sciences of cultural contact between India and foreign countries;
- (viii) to withdraw or cancel degrees, diplomas, titles, certificates or other academic distinctions conferred by the University for good and sufficient cause as may be prescribed by the Statutes;
- (ix) to organise conferences, debates, discussions, seminars, symposia, workshops and other such programmes in furtherance of the objects of the University;
- (x) to conduct competition in different branches of Sanskrit studies and the teachings of Sree Adi Sankara and award prizes and certificates to winners;
- (xi) to co-operate or collaborate or associate with other Universities, academic organisations and institutions of higher learning in such manner and for such purposes, as the University may deem fit so as to promote the objects of the University;

- (xii) to establish and maintain academic institutions under the management of the University, to promote education in Sanskrit, Indology, Indian Philosophy and Indian languages;
- (xiii) to make provisions for the residence and other educational facilities for girl students;
- (xiv) to maintain archives, libraries, information centers, data bank, museums and such other institutions which are useful for the furtherance of the objects of the University;
- (xv) to collect, conserve and publish ancient manuscripts and to conserve materials of archaeological values and importance;
- (xvi) to acquire to take by purchase, grant, testamentary disposition or otherwise, and to hold, manage or control any property movable or immovable and to grant, demise, alienate or otherwise dispose of any such property, for the purposes of the University;
- (xvii) to accept donations or grants or gifts, or to borrow money from the Central Government or any State Government or from any individual, association or body corporate with the prior approval of Government for the purposes of the University;
- (xviii) to define the powers, duties and responsibilities of the authorities, officers and other employees of the University other than those prescribed in this Act;
- (xix) to regulate and enforce discipline among the employees and students of the University and take such disciplinary measures in this regard as may be deemed by the University to be necessary;
- (xx) to create posts for teaching, research and other allied academic activities with the prior approval of Government and to appoint persons to such posts;
- (xxi) to co-ordinate, supervise, regulate and control the conduct of teaching in the prescribed courses in the recognised institution;
- (xxii) to create administrative and other posts with the prior approval of Government and to appoint persons to such posts;
- (xxiii) to institute, hold and manage endowments and bursaries for the promotion of Sanskrit and to give financial and other assistance to deserving institutions or individuals engaged in the dissemination of Sanskrit learning and to institute and award fellowships, scholarships and prizes in accordance with the Statutes for the promotion and propagation of Sanskrit;
- (xxiv) to publish books, periodicals, pamphlets and monographs in furtherance of the objects of the University;

- (xxv) to give financial and other assistance to institutions or individuals for the publication of books which are conducive to the furtherance of the objects of the University;
- (xxvi) to establish and maintain residential accommodation for the students and employees of the University;
- (xxvii) to supervise and control the residence, conduct and discipline of the students of the University and to make arrangements for promoting their health, recreation and welfare;
- (xxviii) to fix, demand and receive such fees and other charges as may be prescribed by the Statutes;
- (xxix) to appoint persons working in any other University or organisation or institution of higher learning as teachers of the University for a specified period; and
- (xxx) generally, to do all such other acts and things, whether incidental to the powers and functions aforesaid or not, as may be necessary for the furtherance of the objects of the University.

CHAPTER III

The Chancellor and Pro-Chancellor

8. The Chancellor. - (1) The Governor of Kerala shall, by virtue of his office, be the Chancellor of the University.

(2) The Chancellor shall be the head of the University and shall, when present, preside at meetings of the Senate, and at any convocation of the University.

(3) Whenever the question arises to whether any proceeding of any of the authorities of the University is not in conformity with this Act, the Statutes, the Ordinances, the Regulations, the rules or the bye-laws, the Chancellor shall refer the matter to the University Tribunal and, the decision shall be final:

Provided that, before making any such order, the University Tribunal shall call upon such authority to show cause why such an order should not be made and consider the cause, if any, shown by such authority within a reasonable time.

(4) The Chancellor shall have power to remove the Vice-Chancellor from office by an order in writing on charges of misappropriation or mismanagement of funds or misbehaviour:

Provided that such charges are proved by an enquiry conducted by the Chairperson of the University Tribunal:

Provided further that the Vice-Chancellor shall not be removed under this section unless he has been given a reasonable opportunity of showing cause against the action proposed to be taken against him.

(5) The Chancellor shall have such other powers as may be conferred on him by this Act or the Statutes.

9. The Pro-Chancellor. – (1) The Minister for the time being administering the subject of Higher Education in the State shall be the Pro-Chancellor of the University.

(2) In the absence of the Chancellor or during his inability to act, the Pro-Chancellor shall exercise all the powers and perform all the functions of the Chancellor.

(3) The Pro-Chancellor may call for any information relating to the academic and administrative affairs of the University and such requisition shall be complied with by the University.

(4) The Pro-Chancellor shall exercise such powers and perform such duties of the Chancellor as the Chancellor may, by an order in writing, delegate to the Pro-Chancellor and such delegation may be subject to such restrictions and conditions as may be specified in such order.

(5) The Pro-Chancellor shall have the right to bring any matter, which he considers important or a matter involving the policy of the government, to the attention of the Chancellor or to any authority or officer of the University and seek appropriate action.

CHAPTER IV

Authorities of the University and University Tribunal

10. Authorities of the University. - The following shall be the authorities of the University, namely: -

- (i) the Senate;
- (ii) the Syndicate;
- (iii) the Academic Council;
- (iv) Planning and Development Committee;

- (v) the faculties;
- (vi) the Boards of Studies;
- (vii) the Students' Council;
- (viii) the Finance Committee; and
- (ix) Such other Boards or bodies of the University as may be declared by the Statutes to be authorities of the University.

11. Senate. – The Senate shall consist of the following members, namely: -

Ex-officio members

- (1) The Chancellor
- (2) The Pro-Chancellor
- (3) The Vice-Chancellor
- (4) The Pro-Vice-Chancellor
- (5) The Secretary to Government in-charge of the Finance Department or an officer not below the rank of a Joint Secretary to Government authorised by him;
- (6) The Secretary to Government in-charge of the Higher Education Department or an officer not below the rank of a Joint Secretary to Government authorised by him;
- (7) All members of Syndicate who are not otherwise the members of the Senate.
- (8) Two Heads of University Departments who are not otherwise members of the Senate, to be nominated in the order of seniority, by the Vice Chancellor, by rotation for a period of Two years.
- (9) Two Deans of the Faculties of the University who are not otherwise members of the Senate, to be nominated in the order of seniority, by the Vice Chancellor, by rotation for a period of Two years.
- (10) The Chairperson of the University Union.

Elected Members

- (1) Three members elected by the members of the Legislative Assembly of Kerala from among the members, of whom one shall be a member of a Scheduled Castes / Scheduled Tribes.

(2) Three members elected by the Teachers of the University from among themselves.

(3) Two members elected by the members of the non-teaching staff of the University from among themselves.

(4) Ten members elected by the Members of the General Council of the University Union from among full-time students, of whom one shall be a post-graduate student, one shall be a research Scholar, one shall be the student of a professional college and three shall be women students.

Other Members

Five members nominated by the State Government from the fields of Indology, Indian Philosophy and Indian Languages.

12. Reconstitution of the Senate: –

(1) The Senate shall be reconstituted every four years.

(2) The term of Office of any member referred to in items (09) and (10) under the heading "Ex-officio Members" in section 18 shall be two years from the date of his nomination.

(3) Every member of Senate, other than ex-officio, shall subject to the provisions of this Act and the Statutes, hold office until the next reconstitution of the Senate:

Provided that no member nominated or elected in his capacity as a member of a particular Body or as the holder of a particular office shall hold office for a longer period than three months after he has ceased to be such member or holder of such office, unless in the meanwhile he again becomes a member of that electorate:

Provided further that where an elected or nominated member of the Senate is appointed temporarily to any office, by virtue of which he is entitled to be a member of the Senate ex-officio, he shall, by notice in writing signed by him and communicated to the Vice-Chancellor within seven days from the date of his taking charge of his appointment, choose whether he will continue to be a member of the Senate by virtue of his election or nomination or whether he will vacate office as such member and become a member ex-officio by virtue of his appointment, and such choice shall be final:

Explanation. - For the removal of doubts, it is hereby clarified that a member referred to in the preceding proviso shall not cease to be such member solely on the ground that he has ceased to be a student within the period of one year specified in that proviso.

Provided also that the student who ceases to hold office in the capacity of student shall continue till his successor assumes office.

(4) Notwithstanding anything contained in this Act or in the Statutes, no person elected under item (2) under the heading "Elected Members" in section 18 shall not cease to be a member of the Senate merely on the ground that he has ceased to be employed or normally resident within the territorial limits of the University.

(5) On failure of a member to make the choice under the second proviso to sub-section (3), he shall be deemed to have vacated his office as an elected or nominated member.

(6) When a person ceases to be a member of the Senate, he shall cease to be a member of any of the authorities of the University of which he may happen to be a member by virtue of his membership of the Senate.

13. Powers and function of the Senate. – (1) The Senate shall have the right to review the actions of the Syndicate and the Academic Council, where the actions of the Syndicate and the Academic Council are not in accordance with the powers conferred upon it under this Act, the Statutes, the Ordinances or the Regulations and suggest the appropriate actions

(2) Save as otherwise expressly provided in this Act, the Senate shall have the following powers, namely:-

- (a) to review, from time to time, the general policies and programmes of the University;
- (b) to determine the degrees, diplomas, certificates and other academic distinctions to be granted by the University
- (c) to establish, maintain and manage such institutions as are deemed necessary for the furtherance of the objects of the University;
- (d) to institute professorships, associate professorships, assistant professorships, and such other teaching or research posts as it may deem necessary;
- (e) to suggest measures for the improvement and development of the University;
- (f) to make, amend or repeal Statutes either of its own motion or on the motion of the Syndicate;

- (g) to create academic fellowships, scholarships, studentships, bursaries, medal and prizes with the prior concurrence of the Finance Committee;
- (h) to consider and pass the financial Estimates, and Annual Accounts, together with the Audit Report, and the Annual Report of the University in accordance with the provisions of the Statutes made in this behalf;
- (i) to make Statutes regulating the method of election to the authorities of the University, the procedure at the meetings of the Senate, the Syndicate and other authorities of the University and the quorum of members required for the transaction of business by the authorities of the University other than the Senate;
- (j) to approve the annual budget of the University;
- (k) to create such faculties and academic departments as are necessary under the University from time to time
- (l) to exercise such other powers and perform such other functions as may be assigned to it by this Act and the Statutes.

14. Meeting of the Senate. –

- (1) The Senate shall meet at least once in four months on dates to be fixed by the Vice-Chancellor, and one of such meetings shall be called the annual meeting.
- (2) One-fourth of the total number of members of the Senate shall be the quorum for a meeting of the Senate:

Provided that such quorum shall not be required for a Convocation of the University or a meeting of the Senate held for the purpose of conferring degrees, titles, diplomas or other distinctions.

- (3) The Vice-Chancellor may, whenever he thinks fit and shall, within thirty days of the receipt of a requisition in writing signed by not less than one-third of the total number of members of Senate convene a special meeting of the Senate.
- (4) When a special meeting is convened on requisition, no subject other than that shown in the requisition shall be considered at the meeting.

15. The Syndicate. - The Syndicate shall be the chief executive body of the University and shall consist of the following members, namely: -

Ex officio Members

- (i) The Vice-Chancellor;

- (ii) The Pro-Vice-Chancellor;
- (iii) The Secretary to Government in-charge of the Finance Department or an officer not below the rank of a Joint Secretary to Government authorised by him;
- (iv) The Secretary to Government in-charge of the Higher Education Department or an officer not below the rank of a Joint Secretary to Government authorised by him;

Nominated Members

- (i) One member nominated by the government from among the members of the Kerala Legislative Assembly for a period of four years:

Provided that such member shall not hold office for a longer period than three months after he has ceased to be a member of the Legislative Assembly, unless in the meanwhile he again becomes a member of the Legislative Assembly;

- (ii) Two eminent scholars representing Sanskrit, Indology, Indian Philosophy and any of the Indian Languages, nominated by the Government for a period of four years;
- (iii) Three Educationists or Eminent Academicians in the field of Higher Education, nominated by the Government, for a period of four years of whom One shall be teacher of the Sree Sankaracharya University of Sanskrit, and One shall be a member of a Scheduled Castes / Scheduled Tribes;
- (iv) One Postgraduate student of the University/Colleges/Centers affiliated to the University having excellent academic merit, nominated by the Government, for a period of one year;
- (v) One Dean of Faculty, to be nominated in the order of seniority by the Vice Chancellor by rotation for a period of one year;
- (vi) The member nominated by the Executive Council of the Kerala State Higher Education Council.

16. Constitution of Syndicate: - The Syndicate shall be constituted every four years.

17. Powers and functions of the Syndicate. - (1) Subject to the provisions of this Act and Statutes, the executive powers of the University shall be vested in the syndicate; and the Syndicate shall have the control, management and administration of the properties and funds of the University.

(2) Subject to the provisions of this Act and the Statutes, the Syndicate shall have the following powers, namely: -

To institute with prior approval of government, professorship required by the University

- (i) to propose Statutes and Regulations for the consideration and approval of the Senate and Academic Council respectively;
- (ii) to make Ordinances and to amend or repeal the same;
- (iii) To institute with prior approval of government, professorship, associate professorship, assistant professorship and other teaching posts required by the University
- (iv) to establish, maintain and manage such institutions as are deemed necessary for the furtherance of the objects of the University;
- (v) to recommend Senate, for creation teaching and non-teaching posts in the University
- (vi) to arrange for the inspection of the recognised institution;
- (vii) to exercise disciplinary powers over the teachers and other employees of the University;
- (viii) to appoint teachers and other employees of the University, to prescribe their duties and to fix their terms and conditions of services in accordance with the provisions of the statutes.
- (ix) to prepare the annual budget of the University;
- (x) to review the annual accounts and the annual report of the University and to take such action thereon as it deems fit;
- (xi) to conduct examinations and to approve and publish the results thereof;
- (xii) to accept on behalf of the University any bequest, donation or transfers of any movable or immovable property to the University;
- (xiii) to provide buildings, premises, furniture, equipments and other requisites for carrying on the work of the University and to that end, enter into, vary, carry out and cancel contracts on behalf of the University;
- (xiv) to direct the form, custody and use of the common seal of the University;
- (xv) to arrange for and direct the inspection of hostels and other institutions of the University;
- (xvi) to fix and regulate the fee payable by the students;

- (xvii) to withhold or cancel for sufficient reasons the result of any candidate at any examination or to withdraw or cancel for sufficient reasons, degrees, diplomas, titles, certificates and other academic distinctions granted by the University;
- (xviii) to grant assistance to institutions or individuals for the publication of Sanskrit books or books relating to Sanskrit literature or Indian Philosophy or for the dissemination of Sanskrit learning;
- (xix) to exercise any of the powers of the University not specifically conferred on any of the authorities under this Act and the Statutes;
- (xx) The Syndicate shall, subject to the provisions of this Act and the Statutes, appoint the teachers and other employees of the University and shall assign their duties and functions and shall exercise general supervision and control over them.
- (xxi) to exercise such other powers and perform such other duties as are laid down in this Act, the Statutes and the Ordinances.

18. Meetings of the Syndicate. - (1) The Syndicate shall meet at least once in two months on dates to be fixed by the Vice-Chancellor.

(2) the quorum for a meeting of the Syndicate shall be one-third of the effective strength of the member.

(3) The Vice-Chancellor or, in his absence, the Pro-Vice-Chancellor and, in the absence of both, any one of its members chosen from among themselves for the occasion by the members of the Syndicate present, shall preside over a meeting of the Syndicate.

19. The Academic Council. - (1) The Academic Council shall be the principal academic body of the University in all academic matters.

(2) The Academic Council shall be constituted by the Chancellor and shall be reconstituted every three years.

(3) The Academic Council shall consist of the following members namely:-

Ex Officio Members

- (i) the Vice-Chancellor;
- (ii) The Pro-Vice-Chancellor;
- (iii) the Secretary to Government, Higher Education Department or an officer not below the rank of an Additional Secretary to Government nominated by him;

- (iv) the Secretary to Government, Finance Department or an officer not below the rank of an Additional Secretary to Government nominated by him;
- (v) the Director of Collegiate Education;
- (vi) the Deans of Faculties;
- (vii) the Heads of Academic Departments;
- (viii) the Registrar;
- (ix) the Chairperson of the University union; and
- (x) Five members of the Syndicate who are not otherwise members of the Academic Council.

Elected Members

One teacher, other than a Dean or head of department, representing each faculty elected by the members of the faculty from among themselves for a period of three years.

Nominated Members

- (i) One postgraduate student and one research student, both nominated by the Vice Chancellor for a period of one year at a time;
- (ii) Five eminent scholars in Sanskrit, Indology, Indian Philosophy and Indian languages nominated by the government for a period of three years at a time of whom one shall be a woman.

20. Powers, duties and functions of the Academic Council. - (1) The Academic Council shall, subject to the provisions of this Act and the Statutes, guide and supervise all the academic activities of the University and shall be responsible for the maintenance of standards of instruction and examinations of the University.

(2) Subject to the provisions of this Act and the Statutes, the Academic Council shall have the following powers, duties and functions, namely: -

- (a) to advice the Syndicate on all academic matters especially in respect of-
 - (i) the courses of studies in the University;
 - (ii) the degrees, diplomas, titles, certificates and other academic distinctions to be granted by the University;
 - (iii) the qualifications of teachers in conformity with the recommendations of the University Grants Commission;

- (iv) The qualifications for, and the conditions of, the admission of students to various courses of studies;
- (v) the Institution of scholarships, fellowships, medals and prizes;
- (vi) the establishment, abolition or reorganisation of academic departments;
- (vii) the scheme of examinations to be conducted by the University;
- (viii) to negotiate with other Universities for the recognition of the examinations of the University
- (b) to scrutinise all Statutes in respect of academic matters at the draft stage and, if necessary, to suggest modifications to them for the consideration of the Syndicate;
- (c) to make, amend, modify or repeal Regulations;
- (d) to exercise such other powers and perform such other functions as may be prescribed by the Statutes.

21. Meetings of the Academic Council. - (1) The Academic Council shall meet at least once in six months on dates to be fixed by the Vice-Chancellor.

(2) One-fourth of the total number of members of the Academic Council shall constitute the quorum for a meeting.

(3) The Vice-Chancellor or, in his absence, the Pro-Vice-Chancellor or, in the absence of both, a member chosen by the members present from among themselves shall preside over a meeting of the Academic Council.

22. Planning and Development Committee: - (1) There shall be a Planning and Development Committee which shall be the principal planning body of the University for the planning and development of institutional and infrastructure facilities and to advise the Senate, the Syndicate and the Academic Council on such matters.

(2) The Planning and Development Committee shall consist of the following members, namely -

- i) Vice Chancellor, who shall be the Chairperson;
- ii) Pro Vice Chancellor;
- iii) Registrar;
- iv) One representative of Kerala State Planning Board, nominated by the Vice Chairperson of the Kerala State Planning Board;

- v) Two Members of the Syndicate, elected from among themselves;
- vi) Two experts in fields of planning and development, nominated by the Syndicate;
- vii) Dean of Internal Quality Assurance Cell; and
- viii) Finance Officer, who shall be the Ex Officio Secretary

(3) The Planning and Development Committee shall be reconstituted in every three years and shall meet at least once in three months.

(4) The quorum for the Planning and Development Committee shall be Six.

23. Powers and duties of Planning and Development Committee: - Subject to the provisions of this Act and the Statutes, the Planning and Development Committee shall have the following powers, duties and functions, namely -

- 1 To prepare the institutional development plan and monitor the progress of its implementation;
- 2 To render advise with regard to the implementation of plans approved by the Syndicate, Senate and other bodies;
- 3 To prepare the progress report on the implementation of different institutional development plans and present the same before the Syndicate; and
- 4 Such other matters regarding the planning and development of University assigned to it by the Syndicate

24. Student's Council. –

(1) There shall be a Students' Council in the University.

(2) The Students' Council shall consist of the following members, namely:-

Ex-officio Members

- (a) The Vice-chancellor who shall be the Chairperson of the Council.
- (b) Dean of Student Affairs shall be the Vice Chairperson
- (c) The Chairperson of the University Union.
- (d) The General Secretary of the University Union.
- (e) The Director, National Cadet Corps.
- (f) The Officer-in charge of the National Service Scheme in the University.

(g) The Director of Physical Education.

Elected Members

(a) Ten members, not being members of the Senate or the Academic Council, elected by the members of the General Council of the University Union from among themselves, of whom three shall be women.

(b) Three members elected from among the full time students of the departments of the University in such manner as may be prescribed.

(c) Two members, other than students, elected by the members of the Senate from among themselves.

(d) One member elected by the members of the Syndicate from among themselves.

(e) One member elected by the members of the Academic Council from among themselves.

Other Members

Five students who have distinguished themselves in academic field, sports or fine arts, nominated by the Vice-Chancellor

(3) A member elected from among the elected Student members of the Council shall be the Secretary to the Council.

(4) The members of the Student's Council other than ex-officio members shall hold office for a term of one year from the date of their election or nomination, as the case may be.

25. Powers and duties of Student's Council. –

(1) Subject to the provisions of this Act and the Statutes, the Students' Council shall have the following powers, duties and functions, namely:-

(a) to make recommendations to the Syndicate and to the Academic Council in matters affecting the academic work of the students, such as the structure of courses and, the corporate life of the University in so far as it concerns the students, and the co-curricular and extra-curricular activities in the University;

(b) to make suggestions to the syndicate and Academic Council in respect of all rules relating to discipline or welfare of the students, sports, working of literary and other societies, management of hostels, student homes and non-resident student centres,

extension work, social work, students' health, National Service Scheme and National Cadet Corps and such other matters as may be specified in the Statutes;

(c) to communicate its views, observations and recommendations to any authority of the University in respect of any matter which concerns the students:

Provided that the student who ceases to hold office in the capacity of student shall continue till his successor assumes office.;

Provided further that if any question arises as to whether a matter does or does not concern the students, the question shall be decided by the Chairperson of the Students' Council and his decision shall be final.

(d) to take such steps as are necessary for the general welfare of students;

(e) to exercise such other powers and perform such other duties as may be conferred or imposed on it by this Act or the Statutes, Ordinances or Regulations,

(2) The Vice Chancellor shall cause to be laid before the Senate and the Students' Council in such manner as may be prescribed by the Statutes periodical reports detailing the recommendations and suggestions made by the Students' Council and the action taken thereon by the authorities to which such recommendations and Suggestions made by the Student's Council and the action taken thereon by the authorities to which such recommendations and suggestions were made.

26. The Faculties. - (1) The University shall have the following faculties, namely:-

(i) Sanskrit literature;

(ii) Sanskrit grammar;

(iii) Indian Metaphysics;

(iv) Indian Logic;

(v) Other Sanskrit Studies;

(vi) Indology;

(vii) Indian languages;

(viii) Foreign languages; and

(ix) Arts and Social Sciences:

Provided that it shall not be necessary to have all the faculties at the incorporation of the University.

(2) The University may, as and when necessary, constitute such other faculties as may be prescribed by the Statutes.

(3) Every faculty shall consist of one or more Academic departments.

(4) The Academic departments shall constitute the basic units of the academic studies of the University headed by a Professor or, in the absence of a Professor, by a associate professor of that department or, in the absence of both, the senior most teacher of that department.

(5) The head of an Academic department shall be responsible to the Dean of the faculty to which the department belongs for the proper organization and working of the department and shall exercise immediate supervisory and disciplinary control over the teaching and non-teaching staff of the department.

(6) The Dean of the faculty shall be responsible for the due observance of the Statutes, the Ordinances and the Regulations relating to the faculty and for the organization and conduct of the teaching and research work of the Academic departments which constitute the faculty.

(7) The term of the faculty, its constitution and composition shall be as prescribed by the Statutes.

(8) Subject to the provisions of this Act, each faculty shall exercise such powers and perform such duties as may be prescribed by the Statutes.

27. Boards of Studies. - (1) There shall be a Board of Studies for each Academic department of the University having a teaching course.

(2) The Dean of the concerned faculty shall be the ex officio Chairperson of each Board of Studies.

(3) The members of the Boards of studies shall be nominated by the Vice-Chancellor in consultation with the Syndicate.

(4) The constitution, term of office and the powers and functions of the Boards of Studies shall be such as may be prescribed by the Statutes.

28. Finance Committee. - (1) There shall be a Finance Committee of the University consisting of the following members, namely: -

- (i) the Vice-Chancellor;
- (ii) The Pro-Vice-Chancellor;
- (iii) the Secretary to Government, Finance Department or an officer not below the rank of Joint Secretary nominated by him;
- (iv) the Secretary to Government, Higher Education Department or an officer not below the rank of Joint Secretary nominated by him; and
- (v) the Registrar.

(2) The Finance Committee shall have the following powers, namely:-

- (a) to review the financial position of the University, from time to time, and to make recommendations to the Syndicate on all matters relating to the finance of the University;
- (b) to examine the annual budget estimates of the University and to advise the Syndicate thereon;
- (c) to make recommendations to the Syndicate on all proposals which involve expenditure not contemplated in the budget or in excess of the provision of the budget;
- (d) to exercise such other powers as may be prescribed by the Statutes.

29. Provisions relating to membership in authorities. - (1) Save as otherwise provided in this Act any casual vacancy among the members other than the ex officio members of any authority or other body of the University shall be filled, within 60 days, by the person or body who or which nominated or elected the member whose place has become vacant, and the person so nominated or elected to a casual vacancy shall be a member of such authority or body for the remaining period for which the person in whose place he is nominated or elected would have been a member.

(2) The Senate may remove any person from membership of any authority or body of the University on the ground that such person has been convicted of an offence involving moral turpitude and any such person shall be intelligible for membership in any of the authorities in future:

Provided that no order for removal shall be passed against any person without giving him an opportunity of being heard.

(3) If any question arises as to whether any person has been duly nominated or elected as, or is entitled to be, a member of any authority of the University, the question shall be referred to the University Tribunal, and that decision shall be final:

Provided that no such decision shall be taken without giving an opportunity of being heard to the person likely to be affected by the decision.

30. Constitution of University Tribunal. - (1) The Government shall constitute an University Tribunal for the purposes of this Act.

(2) The University Tribunal shall be appointed by the Government and shall consist of Chairperson and two members.

- (i) A person who is or has been a judge of the Supreme Court or High Court -
Chairperson
- (ii) A person who is an advocate well versed in University Laws and matters related to higher education having not less than 15 years of active practise in the High court -Member
- (iii) An academician who is or has been or qualified to be a Vice Chancellor of an University -Member

(3) The term of Office of the University Tribunal shall be Four years from the date of its appointment.

Provided that no person who is more than seventy years of age shall be appointed as a member of the University Tribunal.

(4) The University Tribunal shall have the power to make regulations consistent with the provisions of this Act, with the previous sanction of the Government for regulating its procedure and disposal of its business. The regulations so made shall be published in the Gazette.

(5) The Government shall provide such facilities for the establishment and functioning of the office of the University Tribunal including creation of required posts and appointment thereto.

(6) The University Tribunal shall have the jurisdiction to adjudicate disputes on any of the matter provided in this Act.

(7) The decision of the University Tribunal on a question as to whether a matter is coming under this Act or not shall be final.

(8) The University Tribunal shall, for the purpose of exercising the powers conferred by or under this Act, have all the powers of a Civil Court while trying a suit under the Code of Civil Procedure, 1908 (Central Act 5 of 1908), in respect of the following matters, namely: —

- (a) summoning and enforcing the attendance of any person and examining him on oath;
- (b) requiring the discovery and production of any document;
- (c) receiving evidence on affidavit;
- (d) issuing commission for the examination of witnesses or for local investigation;
- (e) inspecting any property or thing concerning with any decision to be taken;
- (f) requisitioning of any public record or copy thereof from any court, authority or office;
- (g) any other matter which may be prescribed.

(9) The University Tribunal shall exercise such powers and perform such duties as may be prescribed by the Act and Statutes of the University.

(10) The University Tribunal constituted under this Act may be given additional jurisdiction to discharge the functions of University Tribunal under any other Act by the Government by notification.

31. Meetings of the Authorities of the University: - (1) Meeting of any University authorities or Body constituted under this Act, Statutes, Ordinance and Regulations shall be conducted in online, offline or blended modes.

(2) Notice, agenda paper and minutes of the meeting may be circulated to the members in electronic mode.

CHAPTER V

Officers of the University

32. Officers of the University. - The following shall be the officers of the University, namely: -

- (i) The Vice-Chancellor;
- (i) The Pro-Vice-Chancellor;
- (ii) The Registrar;
- (iii) The Deans of Faculties;

(iv) Such other officers in the service of the University as may be declared by the Statutes to be officers of the University.

33. The Vice-Chancellor. - (1) A person possessing the highest level of competence, integrity, morals and institutional commitment shall be appointed as Vice-Chancellor by the Chancellor.

(2) The person to be appointed as Vice-Chancellor should be a distinguished academician, with a minimum of ten years of experience as Professor in a University System or ten years of experience in reputed research and / or academic administrative organisation with proof of having demonstrated academic leadership.

(3) The selection for the post of Vice-Chancellor should be through proper identification of a Panel of 3 persons by a Search-cum-Selection-Committee, through a public notification or nomination or a talent search process or a combination thereof. The Committee shall consist of one person nominated by the Syndicate, one person nominated by the Chancellor on the recommendation of the Government and one person nominated by the Chairperson, University Grants Commission. The members of such Search-cum-Selection Committee shall be persons of eminence in the sphere of higher education and shall not be connected in any manner with the University concerned or its colleges. While preparing the panel, the Search cum-Selection Committee shall give proper weightage to the academic excellence, exposure to the higher education system in the country and abroad, and adequate experience in academic and administrative governance, to be given in writing along with the panel to be submitted to the Chancellor.

(4) Search-cum-Selection-Committee shall submit the panel of three names within two months from the date of notification constituting the Committee. If the search-cum-Selection Committee is not able to propose a panel unanimously, a panel of three names submitted by the majority of the members shall be treated as panel submitted by the Committee.

(5) The Chancellor shall appoint the Vice Chancellor on the recommendation of the Government, out of the panel of Three names recommended by the Search-cum-Selection - Committee.

(6) The term of office of the Vice-Chancellor shall form part of the service period of the incumbent making him/her eligible for all service-related benefits.

(7) No person who is more than sixty-five years of age shall be appointed as Vice-Chancellor.

(8) The Vice-Chancellor shall hold office for a term of four years from the date on which he enters upon his office and shall be eligible for reappointment. In the case of reappointment the provisions in the sub section (3) to (5) shall not be applicable.

Provided that a person shall not be appointed as Vice-Chancellor for more than two terms.

(9) The remuneration payable to, and the other conditions of service of, the Vice-Chancellor shall be prescribed by the Statutes.

34. Resignation of the Vice-Chancellor. - (1) The Vice-Chancellor may in writing under his hand and addressed to the Chancellor, resign his office.

(2) The resignation of the Vice-Chancellor shall be delivered to the chancellor ordinarily at least thirty days prior to the date on which the Vice-Chancellor wishes to be relieved of his office but the Chancellor may relieve him earlier.

(3) The resignation of the Vice-Chancellor shall take effect from the date of his relief.

(4) In the event of a temporary vacancy occurring in the Office of the Vice-Chancellor, or where the Vice-Chancellor is temporarily absent, the Pro Vice- Chancellor shall exercise the powers and perform the duties of the Vice-Chancellor. If there is no Pro Vice-Chancellor, the procedure laid down in sub section (5) shall be followed for exercising the powers and performing the duties of the Vice-Chancellor.

(5) In the event of a permanent vacancy occurring in the Office of the Vice-Chancellor, or when the Vice Chancellor and the Pro Vice Chancellor are temporarily absent the syndicate shall select a senior professor of the University from a panel of three names in order of seniority and such selected person shall exercise the powers and perform the duties of the Vice-Chancellor till the appointment of the Vice-Chancellor.

(6). In the event of a permanent vacancy occurring in the Office of the Vice-Chancellor, the Chancellor shall initiate action for the appointment of Vice-Chancellor within one month of the occurrence of the vacancy and pending such appointment make necessary arrangements as stipulated in sub section (5) for exercising the powers and performing the duties of the Vice-Chancellor.

35. Powers and duties of the Vice-Chancellor. - (1) The Vice-Chancellor shall be the principal executive and academic officer of the University and the ex officio Chairperson of the Syndicate, the Academic Council and the Finance Committee and shall, in the absence of the Chancellor and the Pro-Chancellor, preside at the convocation of the University and confer degrees on persons entitled to receive them.

(2) The Vice-Chancellor shall exercise general control over the affairs of the University and shall be responsible for the due maintenance of discipline in the University.

(3) The meetings of the Senate, Syndicate and the Academic Council shall be convened by the Registrar as directed by the Vice-Chancellor.

(4) The Vice-Chancellor shall ensure the due observance of the provisions of this Act, the Statutes, the Ordinances and the Regulations and may exercise such powers as may be necessary for this purpose.

(5) The Vice-Chancellor shall be responsible for the proper administration of the University and for the proper and regular performance of the academic work of the University.

(6) If at any time, except when the Syndicate or the Academic Council is in session, the Vice-Chancellor is satisfied that an emergency has arisen which requires immediate action to be taken involving the exercise of any power vested in the Syndicate or the Academic Council, the Vice-Chancellor may take such action as he deems fit and shall report the same for approval at the next meeting of the concerned authority and if the action taken by the Vice-Chancellor is not approved by such authority, shall refer the matter to the University Tribunal whose decision thereon shall be final.

(7) Where any action taken by the Vice-Chancellor under sub-section (8) affects any person in the service of the University to his disadvantage, such person may prefer an appeal to the Syndicate within thirty days from the date on which such person has notice of the action taken:

Provided that the Syndicate may entertain appeals preferred after the period of thirty days, if it is proved to the satisfaction of the Syndicate that the person was prevented from filing the appeal for good and sufficient reasons beyond his control.

(8) The Vice-Chancellor shall be entitled to be present at and to address, any meeting of any authority or body or committee of the University but shall not be entitled to vote thereat unless he is a member of such authority, body or committee.

(9) The Vice-Chancellor shall exercise such other powers as may be prescribed by the Statutes and the Ordinances.

(10) The Vice-Chancellor may delegate any of his powers to the Pro-Vice- Chancellor.

36. The Pro-Vice-Chancellor. - (1) The Pro-Vice-Chancellor shall be appointed by the Syndicate on the recommendation of the Vice- Chancellor. The Pro-Vice-Chancellor shall hold office for a period, which is co-terminus with that of the Vice-Chancellor.

(2) The Pro-Vice-Chancellor shall be a full-time salaried officer of the University and who has held the post of professor, or principal of a Government or private aided college with not less than fifteen years teaching or research experience.

(3) The Syndicate shall have power to remove the Pro-Vice-Chancellor from office by an order in writing on charges of misappropriation or mismanagement of funds or misbehaviour:

Provided that such charges are proved by an enquiry conducted by the Chairperson of the University Tribunal:

Provided further that the Pro-Vice-Chancellor shall not be removed under this section unless he has been given a reasonable opportunity of showing cause against the action proposed to be taken against him.

(4) No person who is more than sixty years of age shall be appointed as Pro-Vice-Chancellor.

(5) The salary and other conditions of service of the Pro-Vice-Chancellor shall be as determined by the Statutes.

(6) Subject to the provisions of this Act and the Statutes, Ordinances and Regulations, the powers and duties of the Pro- Vice-Chancellor shall be determined by the syndicate in consultation with the Vice-Chancellor and the Pro-Vice-Chancellor shall exercise such powers and perform such duties in due course.

37. Registrar: – (1) The Registrar shall be the Chief Administrative Officer of the University.

- (2) The Registrar shall be a whole-time salaried officer of the University and shall be appointed for a term of four years, in such manner as may be prescribed by the Statutes.
- (3) The qualification for, and the salary and allowances payable to, the Registrar shall be such as may be prescribed by the Statutes.
- (4) The Registrar shall be responsible for the due custody of the records and common seal of the University.
- (5) The Registrar shall be the immediate custodian of the movable and immovable properties of the University and shall be responsible for their upkeep and safety.
- (6) The Registrar shall be responsible for the proper guidance, control and supervision of all the non-teaching staff of the University and for the general administration of the office of the University.
- (7) The Registrar shall be the ex-officio Secretary of the Senate , Syndicate and the Academic council and he shall be responsible to place all necessary facts and information before the Syndicate and the Academic council and to keep the minutes of their meetings.
- (8) The Registrar shall receive applications for admission to various courses of the University and shall maintain or cause to be maintained a permanent record of all courses, curricula and other information as may be deemed necessary by the Syndicate.
- (9) The Registrar shall be responsible for maintaining a permanent record of the academic performance of the students of the University including the courses taken, grades obtained, degrees awarded, prizes or other distinctions won and any other items pertinent to the academic performance of the students.
- (10) The Registrar shall be the Ex-Officio Secretary of the Senate, Syndicate and the Academic Council of the University.
- (11) Suits by or against the University shall be instituted by or against the Registrar.
- (12) The Registrar shall perform such other duties as may be prescribed by the Statutes or which may be assigned by the Syndicate or the Vice-Chancellor.

38. The Controller of Examinations. - (1) The Controller of Examinations shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of Four years from the date on which he enters upon his office or till he

completes the age of fifty-six years, whichever is earlier and, on such terms, and conditions as may be prescribed by the Statutes.

(2) The person appointed as Controller of Examinations shall be eligible for re-appointment for one more term subject to the provisions in sub-section (1)

39. The Finance Officer. - (1) The Finance Officer shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of Four years from the date on which he enters upon his office or till he completes the age of fifty-six years , whichever is earlier and on such terms and conditions as may be prescribed by the Statutes.

(2) The person appointed as Finance Officer shall be eligible for re-appointment for one more term subject to the provisions in sub-section (1)

(3) The Finance Officer shall exercise such powers and perform such duties as may be prescribed by the Statutes.

40. Dean of Faculties. - (1) There shall be a Dean for each Faculty who shall be nominated by the Vice-Chancellor for a period of three years.

(2) The Dean shall possess a minimum of fifteen years teaching experience in the Universities or affiliated colleges in the State and ten years' experience in guiding research at doctoral level.

(3) No person shall be eligible for re-nomination as Dean of Faculty in succession.

(4) The Dean shall be the Chairperson of the Faculty and he shall be responsible for the observance of the Statutes, Ordinances, Regulations and Orders relating to that faculty.

41. Council of Faculty Deans. - (1) There shall be a Council of Faculty Deans consisting of all Faculty Deans in the University which shall:

a) engage in academic strategic planning centered around the University's mission, vision and values;

b) review and discuss policies and practices related to curricular issues, faculty affairs, and budgetary matters;

c) make recommendations on issues specific to academic and faculty policies and practices; and

d) discuss new academic programs and new academic initiatives and recommend them to the Academic Council.

(2) The constitution and powers of the Council of Faculty Deans shall be as may be prescribed by the Statutes.

(3) The Pro Vice Chancellor shall be the chairperson of the Council of Faculty Deans and a senior Dean nominated by the Vice Chancellor shall be the vice Chairperson of the Council.

(4) The Council of Faculty Deans shall meet once in two months, or whenever the Chairperson considers it necessary

(5) Members of the Council of Faculty Deans shall hold office for a period of three years from the date of their entering into office.

(6) The Council shall meet five days before each meeting of the Academic Council. It may make such recommendations as it deems fit on each item on the agenda of the Academic Council and place them before the Academic Council.

(7) If in any matter that must normally be decided by the Academic Council, there is need of urgent action, the Vice Chancellor may refer the matter to the Council and act according to the recommendations given by the Council. Any such action taken by the Vice Chancellor shall be placed before the Academic Council for ratification at its next meeting,

(8) The Council of Faculty Deans may have the right to decide on Equivalence issues which has been forwarded by the Vice Chancellor for consideration and shall be reported before the Academic Council in its next meeting.

42. Research Council. - (1) There shall be a Research Council to monitor and give advice to the University on any question regarding research.

(2) The Research Council shall consist of the following members, namely:-

- a) Five Deans of Faculties nominated by the Vice Chancellor;
- b) Three teacher members of the Syndicate nominated by the Vice Chancellor. and
- c) Three external experts nominated by Vice Chancellor in consultation with Syndicate ,who have made substantial contribution in the field of research, of whom one shall be the director of a recognised centre for research .
- d) One research scholar , who shall be nominated by the Vice Chancellor.

(3) The Pro-Vice Chancellor shall be the Chairperson of the Research Council. A Senior Dean nominated by the Vice Chancellor shall be the Vice Chairperson.

(4) The powers and functions of the Research Council including the delegation of its powers, shall be prescribed by the Statutes.

43. Deans other than Faculty Deans :- (1) In order to ensure academic involvement in important aspects of University administration, the following Deans shall be appointed with specific duties and responsibilities and necessary administrative support.

(2) The Deans shall be appointed by the Vice Chancellor from Senior professors of the University or Senior teachers of affiliated colleges in consultation with the Syndicate

(3) The Deans shall hold office for a term of three years and shall be eligible for renomination for one more time.

(4) The duties and responsibilities of each Dean shall be as may be provided by the Statutes from time to time.

There shall be the following Deans ;

1. Dean of Student Affairs
2. Dean of Teachers' Welfare
3. Dean of University Quality Assurance.

Provided however that the Vice Chancellor may , in consultation with the Syndicate , identify other areas of University administration , where academic involvement in administration would be helpful in improving the quality of University governance and appoint Deans as per the provisions in sub clauses (2) to (4)

44. Council of Deans other the faculty Deans: (1) There shall be a Council of Deans other the faculty Deans to discuss and advice the University on matter related to the areas specified in section 33.

(2) The Council of Deans other the faculty Deans shall consist of the following members, namely:-

- a) Pro-Vice Chancellor, who shall be the Chairperson of the Council;
- b) Dean of Student Affairs
- c) Dean of Teachers' Welfare
- d) Dean of University Quality Assurance

(3) The powers and functions of the Council of Deans other the faculty Deans including the delegation of its powers, shall be prescribed by the Statutes.

(4) The Council of Deans other the faculty Deans shall meet once in four months, or whenever the Chairperson considers it necessary.

(5) The Vice Chancellor shall convene a Joint meeting of the Council and the Council of Faculty Deans whenever he considers it necessary or when a request is made by not less than three members of either of the Council, provided however that a Joint Meeting shall be convened at least once in four months.

45. Prohibition of remuneration from outside sources. - No whole-time salaried officer or employee of the University shall accept any remuneration from any agency or institution outside the University save as may be provided in the Statutes.

CHAPTER VI

Appointment of Teachers, Officers and Staff

46. Appointment of teachers, officers and staff. - (1) Subject to the provisions of this Act and the Statutes, the teachers, officers and other employees of the University shall be appointed by the Syndicate on the advice of appropriate Selection Committee constituted in the manner prescribed by the Statutes.

(2) (a) Save as otherwise provided in this Act and the Statutes, every teacher, officer and other employee of the University shall be appointed under a written order.

(b) The written order referred to in clause (a) shall be lodged with the Registrar and a copy thereof shall be furnished to the teacher, officer or employee concerned.

(c) Every appointment shall be made consistent with the provisions of this Act and the Statutes for the time being in force in relation to conditions of service.

(3) The retirement age of the teachers of the University, shall be sixty years and that of the teaching and non-teaching officers and other employees of the University shall be fifty-Six years or as prescribed by the government from time to time:

Provided that in respect of any person who is appointed temporarily on a short term contract for a period not exceeding three years, the age-limit mentioned shall not apply:

Provided further that even such short term contract appointments shall be subject to the approval of the Selection Committee constituted in the manner prescribed in the Statutes.

(4) The procedure for the recruitment, the qualification and conditions of service of the teaching and non-teaching employees of the University shall, unless otherwise provided for in this Act be such as may be prescribed by the Statutes.

47. Reservation of appointment. - In making appointments by direct recruitment to posts in any class or category under the University or to posts of teaching or non-teaching staff in the University, the University shall mutates mutandis observe the provisions of clauses (a), (b) and (c) of rule 14 and rules 15, 16, 17 and 17A of the Kerala State and Subordinate Service Rules, 1958, as amended from time to time. and communal rotation shall be followed category -wise treating all the Departments as one unit

CHAPTER VII

Funds and Accounts

48. General fund of the University. - (1) The University shall have a general fund to which shall be credited,-

- (a) contributions or grants which may be made by the Government to such fund on such conditions as the Government may impose;
- (b) the income from fees levied by the University;
- (c) the income from endowments, if any;
- (d) donations made by individuals, institutions, organizations or other bodies for realizing the objects of the University;
- (e) any contribution or grant made by the Central Government or the University Grants Commission; and
- (f) all other receipts.

(2) The general fund of the University shall be utilized in such manner as may be prescribed by the Statutes for fulfilling the objects of the University.

(3) The Government shall every year make the following non-lapsable lump sum grants to the general fund of the University, namely: -

- (a) a grant not less than the estimated net expenditure of pay and allowances of the staff, and of contingencies and the supplies and services of the University;
 - (b) a grant which is adequate to meet the expenses for programmes of development undertaken by the University with the prior concurrence of the Government;
 - (c) a grant to meet such additional items of expenditure recurring and non-recurring as the Government find necessary for the proper functioning of the University.
- (4) The fund shall be kept in Government Treasury or in any Nationalized Banks or Kerala Bank as decided by the Syndicate and shall be operated by Vice-Chancellor, the Registrar or any other officer of the University authorized in this behalf by the Vice-Chancellor.

49. Special Grants and Endowments. - It shall be competent for the University in furtherance of its objects to accept grants or donations or endowments from the Government of Kerala or any other State Government or the Central Government or other bodies or associations or institutions or individuals under such conditions as may be agreed upon between the University and the grantor or donor and approved by the Government.

50. Reports to Government. - The University shall furnish such statements, accounts, reports and other particulars as the Government may require relating to any grant made by the Government and shall take such action and furnish such statements, accounts, reports and other particulars relating to the utilization of any grant within such time and in such manner as the Government may direct.

51. Development fund of the University. - (1) The University shall form a fund to be known as the development fund from the grants and contributions made by the Government towards such fund as well as such other sums as the Syndicate may decide to be credited to the development fund.

(2) The development fund shall be invested in such long-term deposits as the Government may direct and the interests of such long-term deposits shall be utilised for development programmes of the University as decided by the Syndicate.

(3) The University may constitute such other funds and utilise them in such manner as may be prescribed by the Statutes.

52. Pension, Provident Fund, etc. - (1) With the previous approval of the Government, the University shall make appropriate provisions for the benefit of its officers, teachers and other employees in matters of pension, insurance and provident funds as it may deem fit in such manner and subject to such conditions as may be prescribed by the Statutes.

(2) Where any such pension, insurance or provident fund has been constituted by the University, the Government may declare that the provisions of the Provident Funds Act, 1925 (Central Act 19 of 1925) shall apply to such fund as if it were a Government Provident Fund:

Provided that the University shall have power to invest the provident fund amount as the Government may direct.

53. Accounts and Audit. - (1) All the moneys received by, or accruing to, the University and all amounts disbursed and paid by the University shall entered in the accounts of the University.

(2) The annual accounts of the University shall be prepared by the Registrar under the direction of the Vice-Chancellor.

(3) The accounts of the University shall be audited by the Director of Local Fund Accounts:

Provided that the Comptroller and Auditor General shall be competent to audit the accounts of the University in respect of the grants disbursed by the Government and utilised by the University.

(4) The University shall bear the cost of the audit as fixed by the Government in consultation with University.

(5) The auditors shall maintain a continuous audit of the account of the University and may, after giving due intimation conduct local audit of any institution under the management and control of the University.

(6) After completing the audit for a year or for any shorter period or for any transaction or series of transactions, the auditors shall send a report to the University and duplicate copy thereof to the Government.

(7) The auditors shall specify in the report under sub-section (6) all cases of irregular, illegal or improper expenditure or of failure to recover moneys or other property due to

the University or of any loss or waste of money or other property thereof caused by neglect or misconduct of the officers and authorities of the University.

(8) The auditors shall also report on any other matter relating to the accounts of the University as may be required by the Government.

(9) The University shall forthwith rectify any defect or irregularity pointed out by the auditors and report the action taken to the Government.

(10) The audited accounts of the University shall be go printed and copies thereof together with the audit report as well as a statement on the action taken by the University on the audit report shall be presented by the Vice-Chancellor to the Senate, and the Chancellor and shall be submitted to the Government on or before the 1st day of March of the succeeding year and on such receipt, the Government shall immediately, cause the same to be laid on the table of the Legislative Assembly, if it is in session, and if it is not in session, in the next session immediately following such receipt.

(11) Notwithstanding anything contained in the foregoing provisions, the audit of accounts relating to funds granted by external funding agencies for specific projects and Programmes shall be audited in such manner as may be specified by the funding agency and so audited accounts shall not be subjected to the audit by the auditors appointed by the Government.

CHAPTER VIII

Statutes, Ordinances, Regulations and Orders

54. Statutes. - Subject to the provisions of this Act, the Statute may provide for all or any of the following matters, namely:-

- (a) the constitution, powers and duties of the authorities and other bodies of the University not specifically provided for in this Act;
- (b) the powers and duties of the officers of the University not specifically provided for in this Act;
- (c) the procedure for election of members to any authority of the University to which some members are to be elected under the provisions of this Act;
- (d) award of degrees, diplomas, titles, certificates and other academic distinctions including honorary degrees by the University;

- (e) the holding of convocations to confer degrees;
- (f) the procedure for recruitment of the teaching and non-teaching staff of the University;
- (g) the classification, terms and conditions of service, disciplinary control, termination of tenure and such other service matters relating to the teachers, officers and other employees of the University;
- (h) the maintenance of the accounts and the preparation and approval of the annual budget of the University;
- (i) the procedure to be followed for making, amending or repealing Ordinances and Regulations;
- (j) all other matters which under the provisions of this Act are to be or may be prescribed by prescribed by Statutes.

55. Procedure for making Statutes. - (1) The Senate may of its own motion take into consideration the draft of a Statute:

Provided that, in any such case, before the statute is passed, the Senate shall obtain and consider the opinion of the Syndicate.

(2) The Syndicate may propose to the Senate the draft of any Statute for consideration and such draft shall be considered by the Senate at its next meeting.

(3) The Senate may approve the draft of a Statute proposed by the Syndicate and pass the Statute or may reject it or return it to the Syndicate for reconsideration, either in whole or in part together with amendments which the Senate may suggest.

(4) After any draft returned by the Senate under sub- Section (3) has been further considered by the Syndicate, together with any amendment suggested by the Senate, it shall be again presented to the Senate with the report of the Syndicate thereon, and the Senate may then deal with the draft in any manner it thinks fit.

(5) Where any Statutes has been passed by the Senate, it shall be submitted to the Chancellor who may give his assent thereto, or send it back to the Senate for reconsideration within sixty days from the date it has been submitted to the Chancellor.

Provided that, if the Chancellor has not given his assent or sent it back to the Senate for reconsideration within sixty days from the date it has been submitted to the Chancellor, assent shall be deemed to have been given by the Chancellor.

Provided further that, in cases where the Chancellor decides to send it back to the Senate for reconsideration, he shall communicate the reasons for such decision and if the Senate, after reconsideration passes to statutory again, it shall not be necessary to obtain the assent of the Chancellor and the statutes shall come into force from such date as the Senate may prescribe.

(5) The Syndicate shall not propose the draft of a Statute or of an amendment to a Statute affecting the status, powers or constitution of any authority of the University until such authority has been given an opportunity of expressing an opinion upon the proposal; and any opinion so expressed shall be in writing and shall be considered by the Senate.

(6) No Statute providing for the conditions for, or procedure relating to, the affiliation of private colleges shall be passed by the Senate without the previous approval of the Government.

56. Ordinances. - (1) Subject to the provisions of this Act and the Statutes, the Syndicate shall have power to make Ordinances providing for all or any of the following matters, namely:-

- (a) the levy of fees in the departments and institutions of the University;
- (b) the workload and pattern of teaching to be followed in the Academic departments and institutions of the University.
- (c) the fixation of the scales of pay of various posts in the University;
- (d) the residence and discipline of students;
- (e) all other matters which by this Act or the Statutes are to be or may be prescribed by Ordinances.

57. Procedure for making Ordinances: - (1) The Syndicate shall have power to make Ordinances in the matter hereinafter provided.

(2) In making Ordinances, the Syndicate shall consult the Board of Studies concerned where such Ordinances affect the appointment and duties of Examiners.

(3) Every Ordinance made by the Syndicate shall be submitted to the Senate at its next meeting. The Senate shall be competent to propose amendments to any such Ordinance for the consideration of the Syndicate. The Syndicate shall resubmit the Ordinance at the next meeting of the Senate with or without amendments.

(4) Every Ordinance shall have effect from the date of its publication in the Gazette or such other date as the Syndicate may direct.

(4) The procedure to be followed in making, amending or repealing Ordinances shall be prescribed by the Statutes.

(5) Every Ordinance and amendment to an Ordinance including repeal of an Ordinance which involves expenditure shall be made only with the prior approval of the Government.

58. Regulations. - Subject to the provisions of this Act, the Statutes and Ordinances, the Academic Council may make Regulations providing for all or any of the following matters, namely:-

- (a) the course of studies and the conduct of examinations;
- (b) the admission of students to the various courses of study and to the examinations;
- (c) the qualifications of teachers;
- (d) the appointment and prescription of duties of the Boards of Studies and the examiners;
- (e) recognition of examinations, degrees and diplomas of other Universities as equivalent to the examinations, degrees and diplomas of the University; and
- (f) all other matters which under the provisions of this Act, the Statutes and the Ordinances are to be or may be prescribed by Regulations.

59. Procedure for making Regulations: - (1) All Regulations made under this Act shall have effect, from such date as the Academic Council may direct, but every Regulation so made shall be laid before the Senate during its next succeeding meeting.

(2) Subject to the provisions of sub-section (1), the procedure to be followed in making, amending or repealing regulations shall be prescribed by the Statutes.

60. Orders. - (1) The Vice-Chancellor shall have power to issue orders not inconsistent with the provisions of this Act, the Statutes, the Ordinances and the Regulations for the guidance and working of Boards and committees and other bodies constituted under the provisions of this Act, the Statutes, the Ordinances or the Regulations and for regulating the procedure and conduct of business at the meetings of any authority of the University other than the Syndicate and Academic Council.

(2) All orders shall have effect from such date as the Vice-Chancellor may direct in each case.

(3) Every order shall be laid before the Syndicate during its next succeeding meeting and the Syndicate shall have power to amend or modify the order in such manner as it deems fit.

61. Publication in the Gazette: - All Statutes Ordinances and Regulations made under this Act shall be published in the University Website and in the Gazette.

CHAPTER IX

Students Welfare

62. Students' Rights; (1) Every Student shall have specific rights as may be prescribed by the statutes.

(2) The provisions regarding students' rights shall not be interpreted so as to:

- (a) Deny or restrict any advantage which by reason of a law has been enjoyed by a student;
- (b) Deny or restrict any right or advantage granted to Members of the University Community pursuant to the provisions of any law or well accepted principles or practice.

(3) Students enjoy within the University all rights and freedoms recognized by law.

(4) Every educational institutions shall be liable to observe , promote and protect these rights of Students

63. Students Grievances: - (1) There shall be Three-level Students' Grievance redressal mechanism as may be prescribed by the Statutes, for redressal of students' grievances enumerated in the Statutes.

(2) The first level for students' grievance redressal mechanism, and shall consist of-

- (a) Regional Student Grievance Redressal Committee (CSGRC) for Regional institutes and centers ; or
- (b) Department Student Grievance Redressal Committee (DSGRC) for Departments of the University.

(3) The University Student Grievance Redressal Committee (USGRC) shall be the second level for Students' Grievance redressal mechanism.

(4) The University Ombudsperson shall be the appellate authority for the matters of students' grievances.

(5) Any students aggrieved by the decision of Ombudsperson may appeal to the University Tribunal.

64. University Ombudsperson: - (1) The Ombudsperson shall be a person of eminence in academics or research, who had been Vice- Chancellor of a University or qualified to be appointed as Vice Chancellor

(2) The Ombudsperson shall hear appeals from an aggrieved student, only after the student has availed all other remedies provided under the students' grievance redressal mechanism.

(3) The appointment, functions and duties of Ombudsperson shall be such as may be prescribed by the Statutes .

65. Recreational facilities. - (1) The University shall provide facilities for sports and games, occasional social gatherings, cultural entertainments and programmes for the promotion and development of the artistic talents of the students and provide opportunity to the maximum extent possible for the development of the all-round personality of each student of the University.

(2) There shall be a University Union consisting of one student representative from each academic department elected by the students of that department in the manner prescribed by the Statutes and such representatives shall elect one among them as the Chairperson and another as the General Secretary of the Union;

(3) The University shall provide adequate fund and facility for the publication of students' magazine.

(4) The University shall provide adequate funds for the functioning of the University Union.

(5) The University Union shall conduct Youth Festivals for students.

CHAPTER X

Miscellaneous

66. Equivalence: -(1) The Vice Chancellor shall refer all issues in the matters of granting Equivalence of a degree, diploma, certificate and such other titles awarded by other Universities in India and abroad to the Council of Faculty Deans and the Council of

Faculty Deans shall dispose such issues within a period of forty five days and make their recommendation to the Vice Chancellor. The Vice Chancellor shall implement the decision with or without modifications

Provided that, if the Council of Faculty Deans fails to take a decision within the prescribed time, The Vice Chancellor shall refer the matter to the State Level Academic Committee for its decision, and it shall be binding on the University.

Provided further that, if the Council of Faulty Deans is of the opinion that, matter is to be dealt with by the State Level Academic Committee, it shall refer the matter to State Level Academic Committee and on receiving such advice, the Vice Chancellor shall act in accordance with it.

(2) If any person is aggrieved by the decision of the Vice Chancellor, an appeal shall lies before the State Level Academic Committee and the decision of the State Level Academic Committee shall be final.

67. Power of Government to cause inspection and enquiry. - (1) The Government shall have the right to cause an inspection to be made by such person or persons as they may direct, of the University, its buildings, libraries, museums and any institution maintained or administered by the University, of the teaching and other work conducted by the University or under its auspices and of the conduct of any other function of the University; and to cause an enquiry to be made in respect of any matter connected with the administration and finances of the University.

(2) The Government shall, before causing an inspection or enquiry to be made under subsection (1), give notice in writing to the Vice-Chancellor of their intention to cause an inspection or enquiry to be made and the Vice-Chancellor shall be entitled to appoint a representative of the University who shall have the right to be present and to be heard at such inspection or enquiry.

(3) The Government shall communicate to the University the views of the Government with reference to the results of such inspection or enquiry and may after ascertaining the opinion thereon of the University, advise the University upon the action to be taken and fix a time limit for taking such action.

(4) The University shall, within the time limit so fixed, report to the Government the action which has been taken or is proposed to be taken on the advice tendered by the Government.

(5) The Government may, where action has not been taken by the University to the satisfaction of the Government within the time limit fixed, after considering any explanation furnished or representation made by the University, issue such directions to the University as they may think fit.

(6) The University shall either comply with the directions issued by the Government under sub-section (5) or place the matter before the Chancellor for his orders and the orders issued by the Chancellor shall be final.

(7) Notwithstanding anything contained in sub-sections (1) to (6), if at any time the Government are of opinion that the affairs of the University are not managed in furtherance of the objects of the University or in accordance with the provisions of this Act, the Statutes, the Ordinances and the Regulations, or that special measures are necessary to realize the objects of the University effectively, the Government may indicate to the University any matter in regard to which they desire an explanation and call upon the University to offer such explanation within such time as may be specified by the Government.

(8) If the University fails to offer any explanation within the time specified under sub-section (7) or offers an explanation which in the opinion of the Government is unsatisfactory, the Government may issue such instructions as appear to them to be necessary and desirable in the circumstances of the case.

(9) The University shall either comply with the instructions issued by the Government under sub-section (8) or place the matter before the Chancellor for his orders and the orders issued by the Chancellor shall be final.

(10) The University shall furnish such information relating to the administration of the University as the Government may require.

68. Appointment of Commission to inquire into the working of University: – (1) The Government may at any time and shall, at the expiration of ten years from the commencement of this Act and thereafter at the expiration of every ten years, by order published in the Gazette, constitute a Commission which shall consist of a Chairperson and such other members not exceeding five as the Government may appoint, and such order shall define the procedure to be followed by the Commission.

(2) The Commission constituted under sub-section (1) shall inquire into and report on-

- (i) the working of the University during the period to which the inquiry relates;
 - (ii) the financial position of the University including the financial position of its colleges and departments;
 - (iii) any change to be made in the provisions of this Act or the Statutes, Ordinances, rules and bye-laws made thereunder with a view to bringing about improvements in the affairs of the University; and
 - (iv) Such other matters as may be referred to it by the Government, and make such recommendations to the Government as it thinks fit.
- (3) On receipt of the report and the recommendations of the Commission under subsection (2), the Government shall forthwith refer such report and recommendations to the Senate for consideration and report.
- (4) Immediately after the Senate has considered the report and the recommendation of the Commission and submitted its report to the Government, the Government shall consider the report of the Senate and pass such orders thereon as they think fit and shall also cause the same to be published in the Gazette.

69. Acts or Proceedings of the authorities or bodies not to be invalidated. - No act or proceedings of any authority or other body of the University shall be invalidated merely by reason of any defect in the constitution of such authority or body or the existence of a vacancy or vacancies among its members or by reason of some person having taken part in the proceedings who is subsequently found not to have been entitled to do so.

70. Protection of acts done in good faith. - (1) All acts and orders duly and in good faith done and passed by the University or any authority or body of the University shall be final and no suit shall be instituted against or damage claimed from the University or any authority, or body for anything done or purported to be done in pursuance of this Act, the Statutes, the Ordinances and the Regulations.

(2) No suit, prosecution or other proceedings shall lie against any officer or other employee of the University for any act done or purported to have been done under this Act, or the Statutes or the Ordinances or the Regulations without the previous sanction of the Syndicate.

(3) No officer or other employee of the University shall be liable in respect of any such act in any civil or criminal proceedings if the Act was done in good faith and in the course

of the execution of the duties or in the discharge of the functions imposed by or under this Act.

71. Removal of difficulties. - (1) If any difficulty arises in giving effect to the provisions of this Act, the Government may, by order published in the Gazette, do anything not inconsistent with the provisions of this Act, which appears to them to be necessary or expedient for removing the difficulty.

Provided that no order shall be made under this section after the expiration of three years from the date on which this Act comes into force.

(2) Every order published under this section shall as soon as may be after its publication, be laid before the Legislative Assembly.

72. Reservation of appointments: - In making appointments by direct recruitment to posts in any class or category under the University or to posts of teaching or non-teaching staff in the University, the University shall mutates mutandis observe the provisions of clauses (a), (b) and (c) of rule 14 and rules 15, 16, 17 and 17A of the Kerala State and Subordinate Service Rules, 1958, as amended from time to time. and communal rotation shall be followed category -wise treating all the Departments as one unit

73. Annual Report. - (1) The annual report of the University shall be prepared under the direction of the Vice-Chancellor and shall be approved by the Senate with or without modifications.

(2) The annual report shall be laid by the Syndicate before the Senate at its next meeting and the Senate may express its views and record its comments on the annual report.

(3) The annual report, after consideration by the Senate, shall be forwarded to the Government on or before the 15th day of September of the succeeding year] by the Vice-Chancellor with such comments as may be deemed necessary.

(4) On receipt of the annual report under sub-section (3), the Government shall, immediately, cause the same, with such comments and observations as are considered necessary, to be laid on the table of the legislative Assembly, if it is in session, and if it is not in session, in the next immediately following such receipt.

74. Transitory provisions: – (1) Any officer or authority of the University of Kerala exercising any power or performing any duty under the Kerala University Act, 1974, immediately before the commencement of this Act. shall for a period of nine months

from such commencement or until the corresponding officer or authority is appointed, elected, nominated or constituted, as the case may be, in accordance with the provisions of this Act or the Statutes or Ordinances made thereunder, whichever is later, continue to exercise such powers or perform such duties, as the case may be, so far as such powers or duties are not inconsistent with the provisions of this Act:

Provided that the Officers and Employees appointed under the Kerala University Act, 1974 and holding office immediately before the commencement of this Act shall be entitled to hold office for the full term of his appointment as if this Act had not been passed.

(2) The Statutes, Ordinances, Regulations, Rules, Bye-laws and Orders in force immediately before the commencement of this Act shall, in so far as they are not inconsistent with the provisions of this Act, continue to be in force until they are replaced by the Statutes, Ordinances, Regulations, Rules, Bye-laws or Orders framed under this Act.

(3) All properties, all rights of whatever kind, used, enjoyed or possessed by and all interests of whatever kind owned by or vested in or held in trust by or for the University of Kerala constituted under the Kerala University Act, 1974 and all liabilities legally subsisting against the said University.

75. Right to University Services: - Notwithstanding anything contained in this Act, Statutes and Ordinances of the University, the Kerala State Right to services act ,2012 (Act 18 of 2012) shall be made applicable.

76. First Statutes and Ordinances. - Notwithstanding anything contained in this Act the First Statutes and the First Ordinances of the University shall be made by the Government.

77. Repeal and Saving. - (1) Sree Sankaracharya University of Sanskrit Act, 1994 (Act No. 5 of 1994) is hereby repealed.

Chapter - VIII

Proposed Cochin University of Science and Technology Act, 2022

CHAPTER - VIII

PROPOSED THE COCHIN UNIVERSITY OF SCIENCE AND TECHNOLOGY ACT, 2022

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PROPOSED THE COCHIN UNIVERSITY OF SCIENCE AND TECHNOLOGY ACT, 2022

An Act to provide for the reorganization of the Cochin University of Science and Technology.

Preamble: WHEREAS it is expedient to provide for the reorganization of the Cochin University of Science and Technology and convert it into a full-fledged University for the promotion of graduate and post-graduate studies and advanced research in applied science, technology, industry, commerce, management and social science; and

Whereas it is now felt to enable the University to carry out teaching, research and extension activities suitable for the transformation of Kerala to a knowledge society and in tune with the changing needs of the society.

Be it enacted in the _____ year of the Republic of India as follows: -

CHAPTER I

PRELIMINARY

1. Short title and commencement: - (1) This Act may be called the Cochin University of Science and Technology Act, 2022.

(2). It shall be deemed to have come into force on the _____.

2. Definitions: - In this Act, unless the context otherwise requires: -

- (a) "Academic Council" means the Academic Council of the University constituted under sub-section (1) of section 16;
- (b) "Academic department" means a department of studies functioning under a head of department, which forms a faculty, or a constituent unit of a faculty, of the University.
- (c) "Adjunct Professor" means a person engaged by the University or College for a specific period or term and for a specific academic purpose who possesses expertise and professional experience in a particular area of knowledge;
- (d) "Annual meeting" means one of the ordinary meetings of the Senate held every year under sub-section (1) of section 14 and declared by the Statutes to be the annual meeting of the Senate;
- (e) "Authority" means any authority of the University specified under section 23;

- (f) "Board of Studies" means a Board of Studies of the University;
- (g) "Chancellor" means the Chancellor of the University;
- (h) "Course" means a segment of subject matter to be covered in a semester traditionally referred to as paper;
- (i) "Dean" means the head of a faculty of the University;
- (j) "Department of the University" means a department constituted by university designated as such by the Ordinances or Regulations with reference to a subject or group of subjects;
- (k) "Employee" means any person in the whole-time employment of the University and includes teachers and other staff of the University;
- (l) "Faculty" means a faculty of the University consisting of one or more Academic departments;
- (m) "Finance Committee" means the Finance Committee of the University referred under sub-section (1) of section 23;
- (n) "Government" means the Government of Kerala;
- (o) "Hostel" means a unit of residence for the students of the University or institutions maintained by the University in accordance with the provisions of this Act, or the Statutes or Ordinances;
- (p) "Non-teaching staff" of the University means the employee of the University, other than teachers;
- (q) "Officer" means an officer of the University specified in section 27 in Chapter V, or any person designated as an officer by the Statutes;
- (r) "Prescribed" means prescribed by this Act or by the Statutes, Ordinances or Regulations made thereunder;
- (s) "Pro-Chancellor" means the Pro-Chancellor of the University;
- (t) "Pro-Vice-Chancellor" means the Pro-Vice-Chancellor university;
- (u) "Registrar" means the Registrar of the University;
- (v) "School" means a multi-disciplinary functional entity to carry out specific academic, research, extension activities and entrepreneurial activities with the involvement of members of one or more department;
- (w) "Senate" means the Senate of the University;
- (x) "State" means the State of Kerala;
- (y) "State Level Academic Committee" means State Level Academic Committee of the Kerala State Higher Education Council;

- (z) "Statutes", "Ordinances" and "Regulations" means respectively the Statutes, the Ordinances and the Regulations of the University;
- (aa) "Student" means a person duly admitted in the University or in a recognized institution, in accordance with the regulations for undergoing a course leading to the award of a degree, postgraduate degree, diploma, certificate or other academic distinctions instituted by the University;
- (bb) "Students Council" means the Students' Council of the University;
- (cc) "Syndicate" means the Syndicate of the University;
- (dd) "Teacher" means a person appointed or recognized by the University for the purpose of imparting instructions or conducting and guiding research or any other project or programme, and includes any other person who may be declared by the Statutes to be a teacher;
- (ee) "University" means the Cochin University of Science and Technology established and incorporated under this Act;
- (ff) "University Fund" means the Cochin University of Science and Technology Fund established under sub-section (1) of section 43;
- (gg) "University Grants Commission" means the University Grants Commission established under the University Grants Commission Act, 1956 (Central Act 3 of 1956);
- (hh) "University Ombudsperson" means Ombudsperson constituted under sub clause (1) of section 59;
- (ii) "University Tribunal" means the University Tribunal constituted under sub clause (1) of section 25;
- (jj) "Vice-Chancellor" means the Vice Chancellor of the University.

CHAPTER II

The University

3. The University: - (1) The Chancellor, the Pro-Chancellor, the Vice-Chancellor, Pro-Vice-Chancellor, and the members of the Senate, Syndicate and Academic Council, for the time being, shall constitute a body corporate by the name of "Cochin University of Science and Technology".

(2) The University shall have perpetual succession and a common seal, and shall sue and be sued by the said name.

(3) The headquarters of the University shall be at Kalamassery in Ernakulam District.

4. Objects of the University: - The following shall be the objects of the University, namely: -

- (i) to prosecute and promote research in applied science, technology, industry, commerce, management and social science for the advancement of knowledge and for the betterment of society;
- (ii) to provide facilities and offer opportunities for graduate and post-graduate education in applied science, technology, industry, commerce, management and social science by instruction, training, research, development and extension and by such other means as the University may deem fit;
- (iii) to devise and implement programmes of education in applied science, technology, industry, commerce, management and social science that are relevant to the changing needs of society, in terms of breadth of diversity and depth of specialization;
- (iv) to serve as a center for fostering co-operation and exchange of ideas between the academic and research community on the one hand and industry on the other;
- (v) to organize exchange programmes with other institutions of repute in India and abroad with a view to keeping abreast of the latest developments in relevant areas of teaching and research;
- (vi) to carry out its responsibility of creation, preservation, and dissemination of knowledge;
- (vii) academic community to the sustained pursuit of excellence;
- (viii) to encourage individuality and diversity within a climate of tolerance and mutual understanding;
- (ix) to promote freedom, secularism, equality and social justice as enshrined in the Constitution of India and to be catalyst in socio-economic transformation by promoting basic attitudes and values of essence to national development;
- (x) to extend the benefits of knowledge and skills for development of individuals and society by associating the university closely with local and regional problems of development;
- (xi) to promote equity and access in higher education;

- (xii) to provide for efficient and responsive administration, scientific management and develop organization of teaching, research and extension;
- (xiii) to promote acquisition of knowledge in a rapidly developing and changing society and to continually offer opportunities of upgrading knowledge, training and skills in the context of innovations, research and discovery in all fields of human endeavour by developing higher educational network with use of modern communication media and technologies appropriate for a knowledge society;
- (xiv) to promote national integration and preserve cultural heritage;
- (xv) to take measures:
 - (a) to encourage Malayalam as medium of instruction, governance and communication;
 - (b) To encourage extensive use of information and communication technology to enrich and spread Malayalam language and literature; and
 - (c) to promote course of professional and applied nature in Malayalam language in affiliated colleges and the University.
- (xvi) to develop work culture and promote dignity of labour through applied components in the syllabi;
- (xvii) to build up financial self-sufficiency by undertaking academic and allied programmes and resource generative services in a cost-effective manner;
- (xviii) to promote academic collaboration and programmes with other universities in India and abroad;
- (xix) to promote better interaction and co-ordination among different universities and colleges by all such means generally to improve the governance of the university and the facilities it provides for higher education;
- (xx) to generate and promote a sense of self-respect and dignity amongst the weaker sections of the society;
- (xxi) to strive to promote competitive merit and excellence as the sole guiding criterion in all academic and other matters relating to students;
- (xxii) to ensure the academic standards of all colleges and institutions affiliated to the University;
- (xxiii) to promote acquisition of knowledge in a rapidly developing and changing society and to continually offer opportunities for upgrading knowledge;

- (xxiv) to give thrust for the development of indigenous technologies by encouraging research and other academic activities in the related areas;
- (xxv) to improve the learning skills of the students by constantly and continuously improving and education; and
- (xxvi) to promote community development activities by suitable extension activities.

5. Territorial limits: - (1) Notwithstanding anything contained any other law for the time being in force, on the coming into force of this Act, the territorial jurisdiction of the University shall extend to the whole of the State of Kerala.

(2) The University may assume responsibility for the establishment and development of appropriate institutions for the study of Science and Technology and allied subject of study within or Outside the State or abroad.

6. Powers of the University: - The University shall have the following powers, namely:

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- (i) to establish and maintain institutions for higher technological studies and research in science, technology and management in any part of the State;
- (ii) to accord recognition to any science and technology institution which is neither a part of, nor affiliated to a University or deemed University, as a Recognized Institution;
- (iii) to provide for instruction and training in such branches of learning as are in keeping with the objects of the University and to make provision and for the advancement and dissemination of knowledge;
- (iv) to institute degrees, titles, diplomas and other academic distinctions;
- (v) to hold examinations and to confer degrees and other academic distinctions on persons who:
 - (a) shall have pursued a prescribed course of study in any institution / Recognized Institution under the University, and shall have passed the prescribed examination; or
 - (b) shall have under prescribed conditions carried on research which has been duly evaluated;
- (vi) to confer honorary degrees or other distinctions on distinguished persons in accordance with the conditions to be prescribed in the Statutes;

- (vii) to withdraw or cancel degrees, titles, diplomas, certificates or other distinctions under conditions that may be prescribed by the Statutes, after giving the person affected a reasonable opportunity to present his case;
- (viii) to make arrangements for promoting the health general welfare and moral well-being of students and take such measures as would foster in them habits of hard work, self – discipline and spirit of service to society;
- (ix) to fix the fees payable to the University and to demand and receive such fees;
- (x) to hold and manage endowments and bursaries and to institute and award fellowships, scholarships, studentships, medals and prizes;
- (xi) to institute and provide funds wherever necessary the maintenance of –
 - (a) A Students’ Advisory Bureau;
 - (b) An Employment Bureau;
 - (c) University Union for Students;
 - (d) University Athletic Club;
 - (e) The National Cadet Corps;
 - (f) The National Service Corps;
 - (g) University Extension Board;
 - (h) Students’ Cultural and Debating Societies;
 - (i) A Translation and Publication Bureau;
 - (j) Co-operative Societies and other institutions for promoting the welfare of students and employees of the University;
 - (k) A University Library;
 - (l) A Staff Council; and
 - (m) Such other bodies as the Syndicate may deem necessary.
- (xii) to co-operate with other Universities or authorities or associations in such manner and for such proposes as the Syndicate may determine;
- (xiii) to take and hold any property, movable or immovable, which may become vested in it for the purpose of the University by purchase, grant, testamentary disposition or otherwise and to grant, demise, alienate or otherwise dispose of all or any of the properties belonging to the University and also to do all other acts incidental or appertaining to a body corporate;
- (xiv) to direct, manage and control all immovable and movable properties transferred to the University by the Government;
- (xv) to establish, maintain and manage hostels;

- (xvi) to co-ordinate, supervise, regulate and control the conduct of teaching and research work in the Recognized Institutions to the extent deemed necessary;
- (xvii) to define the powers and duties of the Officers and other employees of the University other than those prescribed in this Act;
- (xviii) to provide for the inspection of Recognized Institutions and lay down standards of instruction and research;
- (xix) to institute professorship, readerships, lectureships and any other teaching and research posts; and
- (xx) generally to do all such other acts and things, whether incidental to the powers aforesaid or not as may be required in order to further the objects of the University.

7. University open to all classed and creeds: - (1) No person shall, on grounds only of religion, race, caste, sex, descent, place of birth, residence, language, political opinion or any of them, be ineligible for, or discriminated against, in respect of any employment or office under the University or membership of any of the authorities or bodies of the University or admission to any course of study or research in the University.

Provided that the University may, in consultation with the Government, reserve seats for the members of socially and educationally backward classes or Scheduled Castes or Scheduled Tribes for the purpose of admission as students in any of the institutions of the University or Recognized Institutions

CHAPTER III

The Chancellor and Pro-Chancellor

8. The Chancellor: - (1) The Governor of Kerala shall, by virtue of his office, be the Chancellor of the University.

(2) The Chancellor shall be the head of the University and shall, when present, preside at meetings of the Senate, and at any convocation of the University.

(3) Whenever the question arises to whether any proceeding of any of the authorities of the University is not in conformity with this Act, the Statutes, the Ordinances, the

Regulations, the rules or the bye-laws, the Chancellor shall refer the matter to the University Tribunal and, the decision shall be final:

Provided that, before making any such order, the University Tribunal shall call upon such authority to show cause why such an order should not be made and consider the cause, if any, shown by such authority within a reasonable time.

(4) The Chancellor shall have power to remove the Vice-Chancellor from office by an order in writing on charges of misappropriation or mismanagement of funds or misbehaviour:

Provided that such charges are proved by an enquiry conducted by the Chairperson of the University Tribunal:

Provided further that the Vice-Chancellor shall not be removed under this section unless he has been given a reasonable opportunity of showing cause against the action proposed to be taken against him.

(5) The Chancellor shall have such other powers as may be conferred on him by this Act or the Statutes.

9. The Pro-Chancellor: – (1) The Minister for the time being administering the subject of Higher Education in the State shall be the Pro-Chancellor of the University.

(2) In the absence of the Chancellor or during his Inability to act, the Pro-Chancellor shall exercise all the powers and perform all the functions of the Chancellor.

(3) The Pro-Chancellor may call for any information relating to the academic and administrative affairs of the University and such requisition shall be complied with by the University.

(4) The Pro-Chancellor shall exercise such powers and perform such duties of the Chancellor as the Chancellor may, by an order in writing, delegate to the Pro-Chancellor and such delegation may be subject to such restrictions and conditions as may be specified in such order.

(5) The Pro-Chancellor shall have the right to bring any matter, which he considers important or a matter involving the policy of the government, to the attention of the Chancellor or to any authority or officer of the University and seek appropriate action.

CHAPTER IV

Officers of the University

10. Officers of the University: – The following shall be the officers of the University, namely:-

- (i) the Vice-Chancellor;
- (ii) the Pro-Vice-Chancellor;
- (iii) the Registrar;
- (iv) the Controller of Examinations;
- (v) the Finance Officer; and
- (vi) such other officers in the service of the University, as may be declared by the Statutes to be officers of the University.

11. The Vice-Chancellor: – (1) A person possessing the highest level of competence, integrity, morals and institutional commitment shall be appointed as Vice-Chancellor by the Chancellor.

(2) The person to be appointed as Vice-Chancellor should be a distinguished academician, with a minimum of ten years of experience as Professor in a University system or ten years of experience in reputed research and / or academic administrative organisation with proof of having demonstrated academic leadership.

(3) The selection for the post of Vice-Chancellor should be through proper identification of a panel of three persons by a Search-cum-Selection-Committee, through a public notification or nomination or a talent search process or a combination thereof. The Committee shall consist of one person nominated by the Senate, one person nominated by the Chancellor on the recommendation of the Government and one person nominated by the Chairperson, University Grants Commission. The members of such Search-cum-Selection Committee shall be persons of eminence in the sphere of higher education and shall not be connected in any manner with the University concerned or its colleges. While preparing the panel, the Search cum-Selection Committee shall give proper weightage to the academic excellence, exposure to the higher education system in the country and abroad, and adequate experience in academic and administrative governance, to be given in writing along with the panel to be submitted to the Chancellor.

(4) Search-cum-Selection-Committee shall submit the panel of three names within two months from the date of notification constituting the Committee. If the search-cum-Selection Committee is not able to propose a panel unanimously, a panel of three names submitted by the majority of the members shall be treated as panel submitted by the Committee.

(5) The Chancellor shall appoint the Vice Chancellor on the recommendation of the Government, out of the panel of three names recommended by the Search-cum-Selection-Committee.

(6) The term of office of the Vice-Chancellor shall form part of the service period of the incumbent making him/her eligible for all service-related benefits.

(7) No person who is more than sixty-five years of age shall be appointed as Vice-Chancellor.

(8) The Vice-Chancellor shall hold office for a term of four years from the date on which he enters upon his office and shall be eligible for reappointment. In the case of reappointment, the provisions in the sub section (3) to (5) shall not be applicable:

Provided that a person shall not be appointed as Vice-Chancellor for more than two terms.

(9) The remuneration payable to, and the other conditions of service of, the Vice-Chancellor shall be prescribed by the Statutes.

(10) The Vice-Chancellor shall be the principal academic and executive officer of the University.

(11) The Vice-Chancellor shall be the Chairperson of the Senate, the Syndicate, the Academic Council, the Students' Council, the Planning and Development Committee and the Finance Committee and shall be entitled to be present at and to address any meeting of any authority of the University, but shall not be entitled to vote thereat unless he is a member of the authority concerned.

(12) In the event of equality of votes at any meeting of the Senate, the Syndicate or the Academic Council or of any other authority, of which the Vice-Chancellor is the Chairperson, he shall have and exercise a casting vote.

(13) It shall be duty of the Vice-Chancellor to ensure that the provisions of the Act, the Statutes, the Ordinances, the Regulations, the rules and the bye-laws are faithfully observed and carried out, and he shall have all powers necessary for this purpose.

(14) The Vice-Chancellor shall have the right of visiting and inspecting colleges and other institutions maintained by, or affiliated to, the University.

(15) If there are reasonable grounds for the Vice-Chancellor to believe that there is an emergency which requires immediate action to be taken, he shall, take such action as he thinks necessary, and shall, as soon as may be, report in writing, the grounds for the emergency and the action taken by him, to such authority, body or various councils which, in the ordinary course, would have dealt with the matter for decision in its next meeting, and shall report, at the next session of such authority, body or various councils:

Provided that, in the event of a difference arising between the Vice-Chancellor and the authority, on the issue of existence of such an emergency, or on the action taken or on both, the matter shall be referred to the University Tribunal whose decision shall be final.

(16) Subject to the provisions of the Statutes and the Ordinances, the Vice-Chancellor shall have power to appoint, suspend, dismiss or otherwise punish any member of the establishment of the University below the rank of Assistant Registrar:

Provided that he may delegate any of his powers under this sub-section to the Pro-Vice-Chancellor or the Registrar.

(17) The Vice-Chancellor shall have power to convene meetings of the Senate, the Syndicate, the Academic Council and any other authorities of the University.

(18) Notwithstanding anything contained in this Act or in the Statutes or Ordinances made or deemed to have been made thereunder, the Vice-Chancellor may, If he is satisfied that the number of examiners in the panel of examiners approved by the Syndicate for the conduct of an examination is not sufficient for the conduct of the examination and that approval of another panel of examiners by the Syndicate will entail delay in the conduct of such examination, nominate such additional number of examiners as may be necessary for the conduct of such examination.

(19) Any person nominated by the Vice-Chancellor under sub-section (18) shall be deemed to be an examiner included in the panel approved by the Syndicate.

(20) It shall be the duty of the Vice-Chancellor to see that the proceedings of the University are carried on in accordance with the provisions of this Act, the Statutes, the Ordinance, the Regulations, the rules and the bye-laws and to report to the Chancellor every proceeding which is not in conformity with such provisions.

(21) The Vice-Chancellor shall exercise such other powers and perform such other functions as may be prescribed by the Statutes.

(22) In the event of a temporary vacancy occurring in the Office of the Vice-Chancellor, or where the Vice-Chancellor is temporarily absent, the Pro Vice-Chancellor shall exercise the powers and perform the duties of the Vice-Chancellor. If there is no Pro Vice-Chancellor, the procedure laid down in sub section (23) shall be followed for exercising the powers and performing the duties of the Vice-Chancellor.

(23) In the event of a permanent vacancy occurring in the Office of the Vice-Chancellor, or when the Vice Chancellor and the Pro Vice-Chancellor are temporarily absent the Syndicate shall select a senior professor of the University from a panel of three names prepared in the order of seniority and such selected person shall exercise the powers and perform the duties of the Vice-Chancellor till the appointment of the Vice-Chancellor.

(24) In the event of a permanent vacancy occurring in the Office of the Vice-Chancellor, the Chancellor shall initiate action for the appointment of Vice-Chancellor within one month of the occurrence of the vacancy and pending such appointment make necessary arrangements as stipulated in sub section (23) for exercising the powers and performing the duties of the Vice-Chancellor.

12. Pro-Vice-Chancellor: - (1) The Pro-Vice-Chancellor shall be appointed by the Syndicate on the recommendation of the Vice-Chancellor. The Pro-Vice-Chancellor shall hold office for a period, which is co-terminus with that of the Vice-Chancellor.

(2) The Pro-Vice-Chancellor shall be a full-time salaried officer of the University and who has held the post of professor, or principal of a college or an institution with not less than fifteen years teaching or research experience.

(3) The Syndicate shall have power to remove the Pro-Vice-Chancellor from office by an order in writing on charges of misappropriation or mismanagement of funds or misbehaviour:

Provided that such charges are proved by an enquiry conducted by the Chairperson of the University Tribunal;

Provided further that the Pro-Vice-Chancellor shall not be removed under this section unless he has been given a reasonable opportunity of showing cause against the action proposed to be taken against him.

(4) No person who is more than sixty years of age shall be appointed as Pro-Vice-Chancellor.

(5) The salary and other conditions of service of the Pro-Vice-Chancellor shall be as determined by the Statutes.

(6) Subject to the provisions of this Act and the Statutes, Ordinances and Regulations, the powers and duties of the Pro-Vice-Chancellor shall be determined by the Syndicate in consultation with the Vice-Chancellor and the Pro-Vice-Chancellor shall exercise such powers and perform such duties in due course.

13. The Registrar: – (1) The Registrar shall be the Chief Administrative Officer of the University.

(2) The Registrar shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and, on such terms, and conditions as may be prescribed by the Statutes.

(3) The person appointed as Registrar shall be eligible for re-appointment for one more term subject to the provisions in sub-section (1).

(4) The Registrar shall exercise such powers and perform such duties as may be prescribed by the Statutes.

(5) The Registrar shall be the Ex-Officio Secretary of the Senate, Syndicate and the Academic Council of the University.

(6) Suits by or against the University shall be instituted by or against the Registrar.

14. The Controller Examinations: - (1) The Controller of Examinations shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of four years from the date on which he enters upon his office or till he completes

the age of fifty-six years, whichever is earlier and, on such terms, and conditions as may be prescribed by the Statutes.

(2) The person appointed as Controller of Examinations shall be eligible for re-appointment for one more term subject to the provisions in sub-section (1).

15. The Finance Officer: - (1) The Finance Officer shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and, on such terms, and conditions as may be prescribed by the Statutes.

(2) The person appointed as Finance Officer shall be eligible for re-appointment for one more term subject to the provisions in sub-section (1).

(3) The Finance Officer shall exercise such powers and perform such duties as may be prescribed by the Statutes.

16. Appointments to be notified: – The appointments of the Vice-Chancellor, the Pro-Vice-Chancellor, the Registrar, the Controller of Examinations and the Finance Officer shall be notified in the website of the University and also in the Gazette.

CHAPTER V

Authorities of the University and University Tribunal

17. Authorities of the University: - The following shall be the authorities of the University, namely: -

- (i) the Senate;
- (ii) the Syndicate;
- (iii) the Academic Council;
- (iv) Planning and Development Committee;
- (v) the faculties;
- (vi) the Boards of Studies;
- (vii) the Students' Council;
- (viii) the Finance Committee; and

(ix) Such other Boards or bodies of the University as may be declared by the Statutes to be authorities of the University.

18. Senate: – The Senate shall consist of the following members, namely: -

Ex-officio members

- (1) The Chancellor
- (2) The Pro-Chancellor
- (3) The Vice-Chancellor
- (4) The Pro-Vice-Chancellor
- (5) The Secretary to Government in-charge of the Finance Department or an officer not below the rank of a Joint Secretary to Government authorised by him;
- (6) The Secretary to Government in-charge of the Higher Education Department or an officer not below the rank of a Joint Secretary to Government authorised by him;
- (7) All members of Syndicate who are not otherwise the members of the Senate.
- (8) The Chairperson of the University Union.

Elected Members

- (i) Three members elected by the members of the Legislative Assembly from among themselves, of whom one shall be a member of Scheduled Caste/ Scheduled Tribes;
- (ii) Three Deans of Faculties to be elected from among themselves;
- (iii) Seven members, elected from among themselves by the teaching staff of the University Departments and Recognized Institutions; of whom one shall be from a scheduled caste / scheduled tribe;
- (iv) One member, elected by the registered Trade Unions in the State from among themselves in such manner as may be prescribed;
- (v) Seven members, elected by the students of the University from among themselves in such manner as may be prescribed;
- (vi) Two members, elected by the non-teaching staff of the University from among themselves in such manner as may be prescribed.

Other Members

- (i) Four experts representing Industries and Commerce nominated by the Government of whom one shall be a representative of any of the chamber of commerce situated within the area of the Greater Cochin Development Authority;
- (ii) Not more than Six members nominated by the Government representing; -
 - (i) Recognized research institutions;
 - (ii) Recognized Cultural associations;
 - (iii) Authors;
 - (iv) Journalists;
 - (v) Advocates; and
 - (vi) Eminent Educationists.

19. Reconstitution of the Senate: - (1) The Senate shall be reconstituted every four years.

(2) Every member of the Senate, other than ex-officio and life members, shall, subject to the provisions of this Act and the Statutes; hold office until the next reconstitution of the Senate:

Provided that no member nominated or elected in his capacity as a member of a particular body or as the holder of a particular office shall hold office for a longer period than three months after he has ceased to be such member or holder of such office unless in the meanwhile he again becomes a member of that body or holder of that office.

Provided further that where an elected or nominated member of Senate is appointed to any office by virtue of which he is entitled to be a member of Senate ex-officio, he shall, by notice in writing signed by him and communicated to the Vice-Chancellor within seven days from the date of his taking charge of his appointment, choose whether he will continue to be a member of the Senate by virtue of his election or nomination or be an ex-officio member by virtue of his appointment and such choice shall be final.

(3) On the failure of a member to make the choice under the preceding proviso, he shall be deemed to have vacated his office as a elected or nominated member.

(4) When a person ceases to be a member of the Senate, he shall cease to be a member of any of the authorities of the University of which he may happen to be a member by virtue of his membership of the Senate.

20. Powers and functions of the Senate: - Save as otherwise expressly provided in this Act, the Senate shall have the following powers, namely; -

- (a) to review, from time to time, the general policies and programmes of the University;
- (b) to suggest measures for the improvement and development of the University;
- (c) to make, amend or repeal Statutes either of its own motion or on the motion of the Syndicate;
- (d) to create academic fellowships, scholarships, studentships, bursaries, medal and prizes with the prior concurrence of the Finance Committee;
- (e) to consider and pass the financial Estimates, and Annual Accounts, together with the Audit Report, and the Annual Report of the University in accordance with the provisions of the Statutes made in this behalf;
- (f) to create teaching, technical, administrative, ministerial and other necessary posts with prior approval of Government ;

21.. Meetings of the Senate: - (1) The Senate shall meet at least once in four months on such dates as may be fixed by the Vice-Chancellor.

(2) The quorum for the meeting of the Senate shall be twenty.

22. The Syndicate: - (1) The syndicate shall be the chief executive body of the University and shall be the chief executive body of the University and shall consist of the following members, namely: -

- (i) The Vice Chancellor
- (ii) The Pro-Vice-Chancellor
- (iii) The Secretary to Higher Education Department to Government or an officer not below the rank of Joint Secretary nominated by him.
- (iv) The Finance Secretary to Government or an officer not below the rank of Joint Secretary nominated by him.
- (v) The Executive Vice President of the Kerala State Council for Science, Technology and Environment or a nominee by him.
- (vi) Two Deans of Faculties of the University by rotation in the alphabetical order of the Faculties in every two years.
- (vii) An expert from the field of industry and commerce, nominated by the Government.
- (viii) Four members of the Senate, nominated by the Government, of whom one shall be a member of a Schedules Caste and Scheduled Tribe and One shall be a teacher.

- (ix) One person nominated by the Government from among the members of the Legislative Assembly of Kerala.
- (x) One member nominated by the executive council of the Kerala State Higher Education Council.
- (xi) A research scholar or a post-graduate student of the University, nominated by the Government.

(2) The term of office of the members nominated under items (viii), (ix), (x) and (xi) in sub-section (1) shall be four years from the date of their nomination and they shall not be eligible for re-nomination.

Provided that no person nominated in his capacity as a member of the Legislative Assembly shall hold office as a member of the Syndicate for a longer period than three months after he has ceased to be such member of the Legislative Assembly, unless in the meanwhile, he again becomes a member of the Legislative Assembly.

23. Powers of the Syndicate: - Subject to the provisions of this Act and the Statutes, the executive powers of the University including the general superintendence and control over its institutions shall be vested in the Syndicate and subject likewise the Syndicate shall have the following powers, namely:

- (i) to so manage the University that its objectives are fulfilled;
- (ii) to admit an institution to the University as a Recognized Institution in accordance with the terms and conditions prescribed by the Ordinances;
- (iii) to make ordinances and Rules and to amend or repeal the same;
- (iv) to hold, control and administer the properties and funds of the University including investment of money in such stocks, funds, shares or securities as deemed fit;
- (v) to provide buildings, premises, furniture, apparatus and other requisites for carrying on the work of the University, and to that end enter into, vary, carry out and cancel contracts on behalf of the University.
- (vi) To direct the form, custody, and use of the common seal for the University;
- (vii) To arrange for and direct the inspection of hostels and other institutions and to constitute a Board of Inspection for that purpose;

- (viii) To arrange to establish, maintain and manage departments and institutes of research and other advanced centers of learning as it may from time to time deem necessary;
- (ix) to appoint teachers and other employees of the University of and above the rank of an Assistant Registrar and prescribe their duties;
- (x) to suspend, discharge, dismiss or otherwise take disciplinary action against teachers and other employees of the University of and above the rank of Assistant Registrar;
- (xi) to fix and regulate the fee payable by the students;
- (xii) to conduct examinations and approve and publish the results thereof;
- (xiii) to appoint members to the Faculties and Boards of Studies;
- (xiv) to delegate any of its powers to the Vice Chancellor;
- (xv) to arrange for the inspection of recognized institution to ensure compliance with the conditions of recognition and to decide on the continuance of recognition;
- (xvi) to withhold or cancel the result of any candidates at any examination;
- (xvii) to accept grants, endowments, bequests, donations and transfers of movable and immovable properties to the University on its behalf;
- (xviii) to establish, in collaboration with industries research facilities and service training for the students; and
- (xix) to exercise such other powers and perform such other duties as may be prescribed by this Act, and the Statutes and the Ordinances, made there under.

Ex-Officio Members

- i) The Vice Chancellor
- ii) The Pro-Vice-Chancellor
- iii) The Director of Technical Education
- iv) The Deans of Faculties
- v) The Deans other than faculties Deans
- vi) Vice Chairperson of Research council.
- vii) Five members of the Syndicate who are not otherwise members of the Academic Council elected from among themselves.
- viii) All the Heads of Departments/Schools of study and research.
- ix) All the Chairperson of the Boards of Studies who are not otherwise members of the Academic Council.

Nominated Members

- (i) Five Teachers who are not otherwise members of the Academic Council nominated by the Vice-Chancellor for a term of two years, representing distinct branches of studies.
- (ii) One representative each of the following national institutions/organisations to be nominated by the Government on the recommendation of the Vice-Chancellor, for a period of two years; (a) Council of Scientific and Industrial Research, (b) Department of Science and Technology (Government of India), (c) Indian Council of Agricultural Research, (d) Indian Space Research Organisation, (e) National Institute of Oceanography and (f) Defense Research and Development Organization.
- (iii) Three experts in Industry and Commerce to be nominated by the Government for a term of two years.

Elected Members

- (a) Two members, elected by the Students of the University, for one year, from among themselves in such manner as may be prescribed, of whom one shall be from the research wing and the other from the graduate and post-graduate students.

24. Powers and duties of the Academic Council: - Subject to the provisions of this Act and of the Statutes, the Academic Council shall have the following powers, duties and functions, namely:-

- (i) to advise the Syndicate on all academic matters;
- (ii) to make Regulations and to amend or repeal the same, with the approval of the Syndicate on the following matters:
- (iii) prescribing courses of studies and scheme of examination;
- (iv) prescribing qualifications for admission of students to various courses of studies and to research degrees, and to the examinations and the conditions under which exemption may be granted.
- (v) Prescribing the standards of evaluation of the performance of student and classification of students on the basis of their performance in the examinations;
- (vi) Prescribing the conditions for admission of candidates for research degrees and the requirements for the award of such degrees;

- (vii) prescribing the qualification for recognition of teachers and scientists as supervising guides for research;
- (viii) prescribing the equivalence of examination degrees, diplomas and certificates of other Universities, institutions, boards;
- (ix) prescribing the qualification of teachers conformity with the recommendations of the University Grants Commission;
- (x) prescribing the norms for the up gradation of teaching posts;
- (xi) to examine and act upon the recommendations of the various faculties in making Regulations;
- (xii) to determine what degrees, diplomas and other academic distinctions shall be granted by the University, and to award the same;
- (xiii) to institute teaching posts, scholarships, fellowships;
- (xiv) to recommend to the syndicate the conferment of honorary degrees and other distinctions;
- (xv) to delegate to the Vice-Chancellor any of its powers;
- (xvi) to negotiate with other Universities for the recognition of the examinations of the University;
- (xvii) to exercise such other powers and perform such other functions as may be prescribed by the Statutes.

25. Meetings of the Academic Council: - (1) The Academic Council shall meet at least once in six months on dates to be fixed by the Vice-Chancellor.

(2) One-fourth of the total number of members of the Academic Council shall constitute the quorum for a meeting.

(3) The Vice-Chancellor or, in his absence, the Pro-Vice-Chancellor or, in the absence of both, a member chosen by the members present from among themselves shall preside over a meeting of the Academic Council.

26. Planning and Development Committee. - (1) There shall be a Planning and Development Committee which shall be the Principal planning body of the University to advise the Senate, the Syndicate and the Academic Council on any matter which the Board considers necessary for the fulfilment of the objectives of the University.

(2) The Planning and Development Board shall consist of the following members, namely:-

- (i) Vice Chancellor – Chairperson
- (j) Pro Vice Chancellor
- (k) Registrar
- (l) One representative of Kerala State Planning Board nominated by the Vice Chairman
- (m) Two Members of Syndicate elected from among themselves
- (n) Two experts in planning and development nominated by the Syndicate
- (o) Dean of Internal Quality Assurance Cell ; and
- (p) Finance Officer shall be the Ex Officio Secretary

(3) Planning and Development Committee shall be reconstituted in every 3 Years and shall meet once in three months

(4) The quorum for the Planning and Development Committee shall be Seven.

27. Powers and duties of Planning and Development Committee

1. To prepare the institutional development plan and monitor the progress of its implementation;
2. To render advise with regard to the implementation of plans approved by the Syndicate, Senate and other bodies;
3. To prepare the progress report on the implementation of different plans and present the same before the Syndicate
4. Such other matters regarding to the planning and development of University assigned to it by the Syndicate

28. Faculties: -

- (1)
 - (a) The University shall have such Faculties as may be prescribed by the Statutes from time to time.
 - (b) Each Faculty shall, subject to the control of the Academic Council, be responsible for the co-ordination of study and research in the branches of studies represented in the Boards of Studies coming under its purview.
- (2) The term of the Faculty, its constitution and membership shall be prescribed by the Statutes.

(3) Subject to the provisions of this Act, each Faculty shall exercise such powers and perform such duties as may be prescribed by the Statutes.

(4) There shall be a Dean for each Faculty, who shall be nominated by the Vice-Chancellor.

(5) The Dean of each Faculty shall be responsible for the due observance of the Statutes, Regulations and Ordinances and in guiding the deliberations of the Faculty.

(6) The Dean of a Faculty shall hold office for a term of three years.

29. Council of Faculty Deans: - (1) There shall be a Council of Faculty Deans consisting of all Faculty Deans in the University which shall:

- (a) engage in academic strategic planning centered around the University's mission, vision and values;
- (b) review and discuss policies and practices related to curricular issues, faculty affairs, and budgetary matters;
- (c) make recommendations on issues specific to academic and faculty policies and practices; and
- (d) discuss new academic programs and new academic initiatives and recommend them to the Academic Council.

(2) The constitution and powers of the Council of Faculty Deans shall be as may be prescribed by the Statutes.

(3) The Pro Vice Chancellor shall be the chairperson of the Council of Faculty Deans and a senior Dean nominated by the Vice Chancellor shall be the vice Chairperson of the Council.

(4) The Council of Faculty Deans shall meet once in two months, or whenever the Chairperson considers it necessary

(5) Members of the Council of Faculty Deans shall hold office for a period of three years from the date of their entering into office.

(6) The Council shall meet five days before each meeting of the Academic Council. It may make such recommendations as it deems fit on each item on the agenda of the Academic Council and place them before the Academic Council.

(7) If in any matter that must normally be decided by the Academic Council, there is need of urgent action, the Vice Chancellor may refer the matter to the Council and act according to the recommendations given by the Council. Any such action taken by the

Vice Chancellor shall be placed before the Academic Council for ratification at its next meeting.

(8) The Council of Faculty Deans may have the right to decide on Equivalence issues which has been forwarded by the Vice Chancellor for consideration and shall be reported before the Academic Council in its next meeting.

30. Boards of Studies: - (1) There shall be a Board of Studies for each Academic department of the University having a teaching course.

(2) The Dean of the concerned faculty shall be the ex officio Chairperson of each Board of Studies.

(3) The members of the Boards of studies shall be nominated by the Vice-Chancellor in consultation with the Syndicate.

(4) The constitution, term of office and the powers and functions of the Boards of Studies shall be such as may be prescribed by the Statutes.

31. Research Council: - (1) There shall be a Research Council to monitor and give advice to the University on any question regarding research.

(2) The Research Council shall consist of the following members, namely:-

- a) Five Deans of Faculties nominated by the Vice Chancellor;
- b) Three teacher members of the Syndicate nominated by the Vice Chancellor; and
- c) Three external experts who have made substantial contribution in the field of research, of whom one shall be the director of a recognised centre for research.
- d) One research scholar , who shall be nominated by the Vice Chancellor.

(3) The Pro-Vice Chancellor shall be the Chairperson of the Research Council. A Senior Dean nominated by the Vice Chancellor shall be the Vice Chairperson.

(4) The powers and functions of the Research Council including the delegation of its powers, shall be prescribed by the Statutes.

32. Deans other than Faculty Deans :- (1) In order to ensure academic involvement in important aspects of University administration, the following Deans shall be appointed with specific duties and responsibilities and necessary administrative support.

(2) The Deans shall be appointed by the Vice Chancellor from Senior professors of the University or Senior teachers of affiliated colleges in consultation with the Syndicate.

(3) The Deans shall hold office for a term of two years and shall be eligible for renomination.

(4) The duties and responsibilities of each Dean shall be as may be provided by the Statutes from time to time.

There shall be the following Deans;-

1. Dean of Student Affairs
2. Dean of Teacher's Welfare
3. Dean of University Quality Assurance.

Provided however that the Vice Chancellor may, in consultation with the Syndicate , identify other areas of University administration, where academic involvement in administration would be helpful in improving the quality of University governance and appoint Deans as per the provisions in sub clauses (2) to (4)

33. Council of Deans other the Faculty Deans: - (1) There shall be a Council of Deans other the faculty Deans to discuss and advice the University on matter related to the areas specified in section 32.

(2) The Council of Deans other the faculty Deans shall consist of the following members, namely:-

- a) Pro-Vice Chancellor, who shall be the Chairperson of the Council
- b) Dean of Student Affairs
- c) Dean of Teachers' Welfare
- d) Dean of University Quality Assurance

(3) The powers and functions of the Council of Deans other the faculty Deans including the delegation of its powers, shall be prescribed by the Statutes.

(4) The Council of Deans other the faculty Deans shall meet once in four months, or whenever the Chairperson considers it necessary.

(5) The Vice Chancellor shall convene a Joint meeting of the Council and the Council of Faculty Deans whenever he considers it necessary or when a request is made by not less than three members of either of the Council, provided however that a Joint Meeting shall be convened at least once in four months.

(5) The constitution and powers of the Boards of Studies shall be prescribed by the Statutes.

34. Finance Committee: - (1) There shall be a Finance Committee of the University consisting of the following members, namely: -

- (i) the Vice-Chancellor;
- (ii) The Pro-Vice-Chancellor;
- (iii) the Secretary to Government, Finance Department or an officer not below the rank of Joint Secretary nominated by him;
- (iv) the Secretary to Government, Higher Education Department or an officer not below the rank of Joint Secretary nominated by him; and
- (v) the Registrar.

(2) The Finance Committee shall have the following powers, namely:-

- (a) to review the financial position of the University, from time to time, and to make recommendations to the Syndicate on all matters relating to the finance of the University;
- (b) to examine the annual budget estimates of the University and to advise the Syndicate thereon;
- (c) to make recommendations to the Syndicate on all proposals which involve expenditure not contemplated in the budget or in excess of the provision of the budget;
- (d) to exercise such other powers as may be prescribed by the Statutes.

35. Staff Council – (1) The Staff Council shall consist of the following members, namely: -

- (a) The Pro-Vice Chancellor, who shall be the Chairperson of the Staff Council;
 - (b) Two members elected by the teachers of the University Departments and Recognised Institutions, from among themselves;
 - (c) Two members elected by the non-teaching staff of the University from among themselves;
 - (d) Two members elected by the members of the Senate from among themselves; and
 - (e) Two members elected by the members of the Syndicate from among themselves ;
- (2) The Staff Council shall be reconstituted every two years.
- (3) The Staff Council shall have the power, subject to the provisions of this Act and with the previous approval of the Syndicate, make rules regarding the procedure and conduct of its business.

- (4) The Staff Council may, subject to the provisions of this Act, the Statutes, Ordinances and Regulations, discuss the general or individual grievances, if any, of the employees of the University and submit its suggestions thereon for the consideration of the Syndicate.

36. Students' Council: –

- (1) There shall be a Students' Council in the University.
- (2) The Students' Council shall consist of the following members, namely:-

Ex-officio Members

- (a) The Vice-chancellor who shall be the Chairperson of the Council.
- (b) Dean of Student Affairs shall be the Vice Chairperson
- (c) The Chairperson of the University Union.
- (d) The General Secretary of the University Union.
- (e) The Director, National Cadet Corps.
- (f) The Officer-in charge of the National Service Scheme in the University.
- (g) The Director of Physical Education.

Elected Members

- (a) Ten members, not being members of the Senate or the Academic Council, elected by the members of the General Council of the University Union from among themselves, of whom three shall be women.
- (b) Three members elected from among the full time students of the departments of the University in such manner as may be prescribed.
- (c) Two members, other than students, elected by the members of the Senate from among themselves.
- (d) One member elected by the members of the Syndicate from among themselves.
- (e) One member elected by the members of the Academic Council from among themselves.

Other Members

Five students who have distinguished themselves in academic field, sports or fine arts, nominated by the Vice-Chancellor

(3) A member elected from among the elected Student members of the Council shall be the Secretary to the Council.

(4) The members of the Student's Council other than ex-officio members shall hold office for a term of one year from the date of their election or nomination, as the case may be.

37. Powers and duties of Student's Council: –

(1) Subject to the provisions of this Act and the Statutes, the Students' Council shall have the following powers, duties and functions, namely:-

(a) to make recommendations to the Syndicate and to the Academic Council in matters affecting the academic work of the students, such as the structure of courses and, the corporate life of the University in so far as it concerns the students, and the co-curricular and extra-curricular activities in the University;

(b) to make suggestions to the syndicate and Academic Council in respect of all rules relating to discipline or welfare of the students, sports, working of literary and other societies, management of hostels, student homes and non-resident student centres, extension work, social work, students' health, National Service Scheme and National Cadet Corps and such other matters as may be specified in the Statutes;

(c) to communicate its views, observations and recommendations to any authority of the University in respect of any matter which concerns the students:

Provided that the student who ceases to hold office in the capacity of student shall continue till his successor assumes office.;

Provided further that if any question arises as to whether a matter does or does not concern the students, the question shall be decided by the Chairperson of the Students' Council and his decision shall be final.

(d) to take such steps as are necessary for the general welfare of students;

(e) to exercise such other powers and perform such other duties as may be conferred or imposed on it by this Act or the Statutes, Ordinances or Regulations,

(2) The Vice Chancellor shall cause to be laid before the Senate and the Students' Council in such manner as may be prescribed by the Statutes periodical reports detailing the

recommendations and suggestions made by the Students' Council and the action taken thereon by the authorities to which such recommendations and Suggestions made by the Student's Council and the action taken thereon by the authorities to which such recommendations and suggestions were made.

38. Provisions relating to membership in authorities: - (1) Save as otherwise provided in this Act any casual vacancy among the members other than the ex officio members of any authority or other body of the University shall be filled, within 60 days, by the person or body who or which nominated or elected the member whose place has become vacant, and the person so nominated or elected to a casual vacancy shall be a member of such authority or body for the remaining period for which the person in whose place he is nominated or elected would have been a member.

(2) The Senate may remove any person from membership of any authority or body of the University on the ground that such person has been convicted of an offence involving moral turpitude and any such person shall be intelligible for membership in any of the authorities in future:

Provided that no order for removal shall be passed against any person without giving him an opportunity of being heard.

(3) If any question arises as to whether any person has been duly nominated or elected as, or is entitled to be, a member of any authority of the University, the question shall be referred to the University Tribunal, and that decision shall be final:

Provided that no such decision shall be taken without giving an opportunity of being heard to the person likely to be affected by the decision.

39. Constitution of University Tribunal: - (1) The Government shall constitute an University Tribunal for the purposes of this Act.

(2) The University Tribunal shall be appointed by the Government and shall consist of Chairperson and two members.

- (i) A person who is or has been a judge of the Supreme Court or High Court -
Chairperson
- (ii) A person who is an advocate well versed in University Laws and matters related to higher education having not less than 15 years of active practise in the High court -Member

- (iii) An academician who is or has been or qualified to be a Vice Chancellor of an University -Member

(3) The term of Office of the University Tribunal shall be Four years from the date of its appointment.

Provided that no person who is more than seventy years of age shall be appointed as a member of the University Tribunal.

(4) The University Tribunal shall have the power to make regulations consistent with the provisions of this Act, with the previous sanction of the Government for regulating its procedure and disposal of its business. The regulations so made shall be published in the Gazette.

(5) The Government shall provide such facilities for the establishment and functioning of the office of the University Tribunal including creation of required posts and appointment thereto.

(6) The University Tribunal shall have the jurisdiction to adjudicate disputes on any of the matters provided in this Act.

(7) The decision of the University Tribunal on a question as to whether a matter is coming under this Act or not shall be final.

(8) The University Tribunal shall, for the purpose of exercising the powers conferred by or under this Act, have all the powers of a Civil Court while trying a suit under the Code of Civil Procedure, 1908 (Central Act 5 of 1908), in respect of the following matters, namely: —

- (a) summoning and enforcing the attendance of any person and examining him on oath;
- (b) requiring the discovery and production of any document;
- (c) receiving evidence on affidavit;
- (d) issuing commission for the examination of witnesses or for local investigation;
- (e) inspecting any property or thing concerning with any decision to be taken;
- (f) requisitioning of any public record or copy thereof from any court, authority or office;
- (g) any other matter which may be prescribed.

(9) The University Tribunal shall exercise such powers and perform such duties as may be prescribed by the Act and Statutes of the University.

(10) The University Tribunal constituted under this Act may be given additional jurisdiction to discharge the functions of University Tribunal under any other Act by the Government by notification.

40. Meetings of the Authorities of the University: - (1) Meeting of any University authorities or Body constituted under this Act, Statutes, Ordinance and Regulations shall be conducted in online, offline or blended modes.

(2) Notice, agenda paper and minutes of the meeting may be circulated to the members in electronic mode.

CHAPTER VI

Appointment of Teachers, Officers and Staff

41. Appointment of teachers, officers and staff: - (1) Subject to the provisions of this Act and the Statutes, the teachers, officers and other employees of the University shall be appointed by the Syndicate on the advice of appropriate Selection Committee constituted in the manner prescribed by the Statutes.

(2) (a) Save as otherwise provided in this Act and the Statutes, every teacher, officer and other employee of the University shall be appointed under a written order.

(b) The written order referred to in clause (a) shall be lodged with the Registrar and a copy thereof shall be furnished to the teacher, officer or employee concerned.

(c) Every appointment shall be made consistent with the provisions of this Act and the Statutes for the time being in force in relation to conditions of service.

(3) The retirement age of the teachers of the University, shall be sixty years and that of the teaching and non-teaching officers and other employees of the University shall be fifty-Six years or as prescribed by the government from time to time:

Provided that in respect of any person who is appointed temporarily on a short term contract for a period not exceeding three years, the age-limit mentioned shall not apply:

Provided further that even such short term contract appointments shall be subject to the approval of the Selection Committee constituted in the manner prescribed in the Statutes.

(4) The procedure for the recruitment, the qualification and conditions of service of the teaching and non-teaching employees of the University shall, unless otherwise provided for in this Act be such as may be prescribed by the Statutes.

42. Reservation of appointment: - In making appointments by direct recruitment to posts in any class or category under the University or to posts of teaching or non-teaching staff in the University, the University shall mutates mutandis observe the provisions of clauses (a), (b) and (c) of rule 14 and rules 15, 16, 17 and 17A of the Kerala State and Subordinate Service Rules, 1958, as amended from time to time. and communal rotation shall be followed category -wise treating all the Departments as one unit

CHAPTER VII

Finance and Accounts

43. General fund of the University: - (1) The University shall have a general fund to which shall be credited,-

(a) contributions or grants which may be made by the Government to such fund on such conditions as the Government may impose;

(b) the income from fees levied by the University;

(c) the income from endowments, if any;

(d) donations made by individuals, institutions, organizations or other bodies for realizing the objects of the University;

(e) any contribution or grant made by the Central Government or the University Grants Commission; and

(f) all other receipts.

(2) The general fund of the University shall be utilized in such manner as may be prescribed by the Statutes for fulfilling the objects of the University.

(3) The Government shall every year make the following non-lapsable lump sum grants to the general fund of the University, namely: -

(a) a grant not less than the estimated net expenditure of pay and allowances of the staff, and of contingencies and the supplies and services of the University;

(b) a grant which is adequate to meet the expenses for programmes of development undertaken by the University with the prior concurrence of the Government;

(c) a grant to meet such additional items of expenditure recurring and non-recurring as the Government find necessary for the proper functioning of the University.

(4) The fund shall be kept in Government Treasury or in any Nationalized Banks or Kerala Bank as decided by the Syndicate and shall be operated by Vice-Chancellor, the Registrar or any other officer of the University authorized in this behalf by the Vice-Chancellor.

44. Special Grants and Endowments: - It shall be competent for the University in furtherance of its objects to accept grants or donations or endowments from the Government of Kerala or any other State Government or the Central Government or other bodies or associations or institutions or individuals under such conditions as may be agreed upon between the University and the grantor or donor and approved by the Government.

45. Reports to Government: - The University shall furnish such statements, accounts, reports and other particulars as the Government may require relating to any grant made by the Government and shall take such action and furnish such statements, accounts, reports and other particulars relating to the utilization of any grant within such time and in such manner as the Government may direct.

46. Development fund of the University: - (1) The University shall form a fund to be known as the development fund from the grants and contributions made by the Government towards such fund as well as such other sums as the Syndicate may decide to be credited to the development fund.

(2) The development fund shall be invested in such long-term deposits as the Government may direct and the interests of such long-term deposits shall be utilised for development programmes of the University as decided by the Syndicate.

(3) The University may constitute such other funds and utilise them in such manner as may be prescribed by the Statutes.

47. Pension, Provident Fund, etc: - (1) With the previous approval of the Government, the University shall make appropriate provisions for the benefit of its officers, teachers

and other employees in matters of pension, insurance and provident funds as it may deem fit in such manner and subject to such conditions as may be prescribed by the Statutes.

(2) Where any such pension, insurance or provident fund has been constituted by the University, the Government may declare that the provisions of the Provident Funds Act, 1925 (Central Act 19 of 1925) shall apply to such fund as if it were a Government Provident Fund:

Provided that the University shall have power to invest the provident fund amount as the Government may direct.

48. Accounts and Audit: - (1) All the moneys received by, or accruing to, the University and all amounts disbursed and paid by the University shall entered in the accounts of the University.

(2) The annual accounts of the University shall be prepared by the Registrar under the direction of the Vice-Chancellor.

(3) The accounts of the University shall be audited by the Director of Local Fund Accounts:

Provided that the Comptroller and Auditor General shall be competent to audit the accounts of the University in respect of the grants disbursed by the Government and utilised by the University.

(4) The University shall bear the cost of the audit as fixed by the Government in consultation with University.

(5) The auditors shall maintain a continuous audit of the account of the University and may, after giving due intimation conduct local audit of any institution under the management and control of the University.

(6) After completing the audit for a year or for any shorter period or for any transaction or series of transactions, the auditors shall send a report to the University and duplicate copy thereof to the Government.

(7) The auditors shall specify in the report under sub-section (6) all cases of irregular, illegal or improper expenditure or of failure to recover moneys or other property due to the University or of any loss or waste of money or other property thereof caused by neglect or misconduct of the officers and authorities of the University.

(8) The auditors shall also report on any other matter relating to the accounts of the University as may be required by the Government.

(9) The University shall forthwith rectify any defect or irregularity pointed out by the auditors and report the action taken to the Government.

(10) The audited accounts of the University shall be got printed and copies thereof together with the audit report as well as a statement on the action taken by the University on the audit report shall be presented by the Vice-Chancellor to the Senate, and the Chancellor and shall be submitted to the Government on or before the 1st day of March of the succeeding year and on such receipt, the Government shall immediately, cause the same to be laid on the table of the Legislative Assembly, if it is in session, and if it is not in session, in the next session immediately following such receipt.

(11) Notwithstanding anything contained in the foregoing provisions, the audit of accounts relating to funds granted by external funding agencies for specific projects and Programmes shall be audited in such manner as may be specified by the funding agency and so audited accounts shall not be subjected to the audit by auditors appointed by the Government..

CHAPTER VIII

Statutes, Ordinances, Regulations and Orders

49. Statutes: - Subject to the provisions of this Act, the Statute may provide for all or any of the following matters, namely:-

(a) the constitution, powers and duties of the authorities and other bodies of the University not specifically provided for in this Act;

(b) the powers and duties of the officers of the University not specifically provided for in this Act;

(c) the procedure for election of members to any authority of the University to which some members are to be elected under the provisions of this Act;

(d) award of degrees, diplomas, titles, certificates and other academic distinctions including honorary degrees by the University;

(e) the holding of convocations to confer degrees;

(f) the procedure for recruitment of the teaching and non-teaching staff of the University;

(g) the classification, terms and conditions of service, disciplinary control, termination of tenure and such other service matters relating to the teachers, officers and other employees of the University;

(h) the maintenance of the accounts and the preparation and approval of the annual budget of the University;

(i) the procedure to be followed for making, amending or repealing Ordinances and Regulations;

(j) all other matters which under the provisions of this Act are to be or may be prescribed by prescribed by Statutes.

50. Procedure for making Statutes: - (1) The Senate may of its own motion take into consideration the draft of a Statute:

Provided that, in any such case, before the statute is passed, the Senate shall obtain and consider the opinion of the Syndicate.

(2) The Syndicate may propose to the Senate the draft of any Statute for consideration and such draft shall be considered by the Senate at its next meeting.

(3) The Senate may approve the draft of a Statute proposed by the Syndicate and pass the Statute or may reject it or return it to the Syndicate for reconsideration, either in whole or in part together with amendments which the Senate may suggest.

(4) After any draft returned by the Senate under sub- Section (3) has been further considered by the Syndicate, together with any amendment suggested by the Senate, it shall be again presented to the Senate with the report of the Syndicate thereon, and the Senate may then deal with the draft in any manner it thinks fit.

(5) Where any Statutes has been passed by the Senate, it shall be submitted to the Chancellor who may give his assent thereto, or send it back to the Senate for reconsideration within sixty days from the date it has been submitted to the Chancellor.

Provided that, if the Chancellor has not given his assent or sent it back to the Senate for reconsideration within sixty days from the date it has been submitted to the Chancellor, assent shall be deemed to have been given by the Chancellor.

Provided further that, in cases where the Chancellor decides to send it back to the Senate for reconsideration, he shall communicate the reasons for such decision and if the Senate,

after reconsideration passes to statutory again, it shall not be necessary to obtain the assent of the Chancellor and the statutes shall come into force from such date as the Senate may prescribe.

(5) The Syndicate shall not propose the draft of a Statute or of an amendment to a Statute affecting the status, powers or constitution of any authority of the University until such authority has been given an opportunity of expressing an opinion upon the proposal; and any opinion so expressed shall be in writing and shall be considered by the Senate.

(6) No Statute providing for the conditions for, or procedure relating to, the affiliation of private colleges shall be passed by the Senate without the previous approval of the Government.

51. Ordinances: - (1) Subject to the provisions of this Act and the Statutes, the Syndicate shall have power to make Ordinances providing for all or any of the following matters, namely:-

- (a) the levy of fees in the departments and institutions of the University;
- (b) the workload and pattern of teaching to be followed in the Academic departments and institutions of the University.
- (c) the fixation of the scales of pay of various posts in the University;
- (d) the residence and discipline of students;
- (e) all other matters which by this Act or the Statutes are to be or may be prescribed by Ordinances.

52. Procedure for making Ordinances: - (1) The Syndicate shall have power to make Ordinances in the matter hereinafter provided.

(2) In making Ordinances, the Syndicate shall consult the Board of Studies concerned where such Ordinances affect the appointment and duties of Examiners.

(3) Every Ordinance made by the Syndicate shall be submitted to the Senate at its next meeting. The Senate shall be competent to propose amendments to any such Ordinance for the consideration of the Syndicate. The Syndicate shall resubmit the Ordinance at the next meeting of the Senate with or without amendments.

(4) Every Ordinance shall have effect from the date of its publication in the Gazette or such other date as the Syndicate may direct.

(4) The procedure to be followed in making, amending or repealing Ordinances shall be prescribed by the Statutes.

(5) Every Ordinance and amendment to an Ordinance including repeal of an Ordinance which involves expenditure shall be made only with the prior approval of the Government.

53. Regulations: - Subject to the provisions of this Act, the Statutes and Ordinances, the Academic Council may make Regulations providing for all or any of the following matters, namely:-

- (a) the course of studies and the conduct of examinations;
- (b) the admission of students to the various courses of study and to the examinations;
- (c) the qualifications of teachers;
- (d) the appointment and prescription of duties of the Boards of Studies and the examiners;
- (e) recognition of examinations, degrees and diplomas of other Universities as equivalent to the examinations, degrees and diplomas of the University; and
- (f) all other matters which under the provisions of this Act, the Statutes and the Ordinances are to be or may be prescribed by Regulations.

54. Procedure for making Regulations: - (1) All Regulations made under this Act shall have effect, from such date as the Academic Council may direct, but every Regulation so made shall be laid before the Senate during its next succeeding meeting.

(2) Subject to the provisions of sub-section (1), the procedure to be followed in making, amending or repealing regulations shall be prescribed by the Statutes.

55. Orders: - (1) The Vice-Chancellor shall have power to issue orders not inconsistent with the provisions of this Act, the Statutes, the Ordinances and the Regulations for the guidance and working of Boards and committees and other bodies constituted under the provisions of this Act, the Statutes, the Ordinances or the Regulations and for regulating the procedure and conduct of business at the meetings of any authority of the University other than the Syndicate and Academic Council.

(2) All orders shall have effect from such date as the Vice-Chancellor may direct in each case.

(3) Every order shall be laid before the Syndicate during its next succeeding meeting and the Syndicate shall have power to amend or modify the order in such manner as it deems fit.

56. Publication in the Gazette: - All Statutes, Ordinances and Regulations made under this Act shall be published in the University Website and in the Gazette.

CHAPTER IX

Students Welfare

57. Students' Rights: - (1) Every Student shall have specific rights as may be prescribed by the statutes.

(2) The provisions regarding students' rights shall not be interpreted so as to:

- (a) Deny or restrict any advantage which by reason of a law has been enjoyed by a student;
- (b) Deny or restrict any right or advantage granted to Members of the University Community pursuant to the provisions of any law or well accepted principles or practice.

(3) Students enjoy within the University all rights and freedoms recognized by law.

(3) Every educational institutions shall be liable to observe , promote and protect these rights of Students

58. Students Grievances: - (1) There shall be Three-level Students' Grievance redressal mechanism as may be prescribed by the statutes.

(2) The first level for students' grievance redressal mechanism, and shall consist of-

- (a) Regional Student Grievance Redressal Committee (CSGRC) for Regional institutes and centers ; or
- (b) Department Student Grievance Redressal Committee (DSGRC) for Departments of the University.

(3) The University Student Grievance Redressal Committee (USGRC) shall be the second level for Students' Grievance redressal mechanism.

(4) The University Ombudsperson shall be the appellate authority for the matters of students' grievances.

(5) Any students aggrieved by the decision of Ombudsperson may appeal to the University Tribunal.

59. University Ombudsperson: - (1) The Ombudsperson shall be a person of eminence in academics or research, who had been Vice- Chancellor of a University or Qualified to be appointed as Vice Chancellor

(2) The Ombudsperson shall hear appeals from an aggrieved student, only after the student has availed all other remedies provided under the students' grievance redressal mechanism.

(3) The Appointment, Functions and Duties of Ombudsperson shall be such as may be prescribed by the Statutes .

60. Recreational facilities: - (1) The University shall provide facilities for sports and games, occasional social gatherings, cultural entertainments and programmes for the promotion and development of the artistic talents of the students and provide opportunity to the maximum extent possible for the development of the all-round personality of each student of the University.

(2) There shall be a University Union consisting of one student representative from each academic department elected by the students of that department in the manner prescribed by the Statutes and such representatives shall elect one among them as the Chairperson and another as the General Secretary of the Union;

(3) The University shall provide adequate fund and facility for the publication of students' magazine.

(4) The University shall provide adequate funds for the functioning of the University Union.

(5) The University Union shall conduct Youth Festivals for students.

CHAPTER X

Miscellaneous

61. Equivalence: -(1) The Vice Chancellor shall refer all issues in the matters of granting Equivalence of a degree, diploma, certificate and such other titles awarded by other Universities in India and abroad to the Council of Faculty Deans and the Council of

Faculty Deans shall dispose such issues within a period of forty five days and make their recommendation to the Vice Chancellor. The Vice Chancellor shall implement the decision with or without modifications

Provided that, if the Council of Faculty Deans fails to take a decision within the prescribed time, The Vice Chancellor shall refer the matter to the State Level Academic Committee for its decision, and it shall be binding on the University.

Provided further that, if the Council of Faulty Deans is of the opinion that, matter is to be dealt by with the State Level Academic Committee, it shall refer the matter to State Level Academic Committee and on receiving such advice, the Vice Chancellor shall act in accordance with it.

(2) If any person is aggrieved by the decision of the Vice Chancellor, an appeal shall lie before the State Level Academic Committee and the decision of the State Level Academic Committee shall be final.

62. Power of Government to cause inspection and enquiry: - (1) The Government shall have the right to cause an inspection to be made by such person or persons as they may direct, of the University, its buildings, libraries, museums and any institution maintained or administered by the University, of the teaching and other work conducted by the University or under its auspices and of the conduct of any other function of the University; and to cause an enquiry to be made in respect of any matter connected with the administration and finances of the University.

(2) The Government shall, before causing an inspection or enquiry to be made under subsection (1), give notice in writing to the Vice-Chancellor of their intention to cause an inspection or enquiry to be made and the Vice-Chancellor shall be entitled to appoint a representative of the University who shall have the right to be present and to be heard at such inspection or enquiry.

(3) The Government shall communicate to the University the views of the Government with reference to the results of such inspection or enquiry and may after ascertaining the opinion thereon of the University, advise the University upon the action to be taken and fix a time limit for taking such action.

(4) The University shall, within the time limit so fixed, report to the Government the action which has been taken or is proposed to be taken on the advice tendered by the Government.

(5) The Government may, where action has not been taken by the University to the satisfaction of the Government within the time limit fixed, after considering any explanation furnished or representation made by the University, issue such directions to the University as they may think fit.

(6) The University shall either comply with the directions issued by the Government under sub-section (5) or place the matter before the Chancellor for his orders and the orders issued by the Chancellor shall be final.

(7) Notwithstanding anything contained in sub-sections (1) to (6), if at any time the Government are of opinion that the affairs of the University are not managed in furtherance of the objects of the University or in accordance with the provisions of this Act, the Statutes, the Ordinances and the Regulations, or that special measures are necessary to realize the objects of the University effectively, the Government may indicate to the University any matter in regard to which they desire an explanation and call upon the University to offer such explanation within such time as may be specified by the Government.

(8) If the University fails to offer any explanation within the time specified under sub-section (7) or offers an explanation which in the opinion of the Government is unsatisfactory, the Government may issue such instructions as appear to them to be necessary and desirable in the circumstances of the case.

(9) The University shall either comply with the instructions issued by the Government under sub-section (8) or place the matter before the Chancellor for his orders and the orders issued by the Chancellor shall be final.

(10) The University shall furnish such information relating to the administration of the University as the Government may require.

63. Appointment of Commission to inquire into the working of University: – (1) The Government may at any time and shall, at the expiration of ten years from the commencement of this Act and thereafter at the expiration of every ten years, by order published in the Gazette, constitute a Commission which shall consist of a Chairperson and such other members not exceeding five as the Government may appoint, and such order shall define the procedure to be followed by the Commission.

(2) The Commission constituted under sub-section (1) shall inquire into and report on-

- (i) the working of the University during the period to which the inquiry relates;
 - (ii) the financial position of the University including the financial position of its colleges and departments;
 - (iii) any change to be made in the provisions of this Act or the Statutes, Ordinances, rules and bye-laws made thereunder with a view to bringing about improvements in the affairs of the University; and
 - (iv) Such other matters as may be referred to it by the Government, and make such recommendations to the Government as it thinks fit.
- (3) On receipt of the report and the recommendations of the Commission under subsection (2), the Government shall forthwith refer such report and recommendations to the Senate for consideration and report.
- (4) Immediately after the Senate has considered the report and the recommendation of the Commission and submitted its report to the Government, the Government shall consider the report of the Senate and pass such orders thereon as they think fit and shall also cause the same to be published in the Gazette.
- 64. Acts or Proceedings of the authorities or bodies not to be invalidated:** - No act or proceedings of any authority or other body of the University shall be invalidated merely by reason of any defect in the constitution of such authority or body or the existence of a vacancy or vacancies among its members or by reason of some person having taken part in the proceedings who is subsequently found not to have been entitled to do so.
- 65. Protection of acts done in good faith:** - (1) All acts and orders duly and in good faith done and passed by the University or any authority or body of the University shall be final and no suit shall be instituted against or damage claimed from the University or any authority, or body for anything done or purported to be done in pursuance of this Act, the Statutes, the Ordinances and the Regulations.
- (2) No suit, prosecution or other proceedings shall lie against any officer or other employee of the University for any act done or purported to have been done under this Act, or the Statutes or the Ordinances or the Regulations without the previous sanction of the Syndicate.
- (3) No officer or other employee of the University shall be liable in respect of any such act in any civil or criminal proceedings if the Act was done in good faith and in the course

of the execution of the duties or in the discharge of the functions imposed by or under this Act.

66. Removal of difficulties: - (1) If any difficulty arises in giving effect to the provisions of this Act, the Government may, by order published in the Gazette, do anything not inconsistent with the provisions of this Act, which appears to them to be necessary or expedient for removing the difficulty.

Provided that no order shall be made under this section after the expiration of three years from the date on which this Act comes into force.

(2) Every order published under this section shall as soon as may be after its publication, be laid before the Legislative Assembly.

67. Reservation of appointments: - In making appointments by direct recruitment to posts in any class or category under the University or to posts of teaching or non-teaching staff in the University, the University shall mutates mutandis observe the provisions of clauses (a), (b) and (c) of rule 14 and rules 15, 16, 17 and 17A of the Kerala State and Subordinate Service Rules, 1958, as amended from time to time. and communal rotation shall be followed category -wise treating all the Departments as one unit

68. Annual Report: - (1) The annual report of the University shall be prepared under the direction of the Vice-Chancellor and shall be approved by the Senate with or without modifications.

(2) The annual report shall be laid by the Syndicate before the Senate at its next meeting and the Senate may express its views and record its comments on the annual report.

(3) The annual report, after consideration by the Senate, shall be forwarded to the Government on or before the 15th day of September of the succeeding year] by the Vice-Chancellor with such comments as may be deemed necessary.

(4) On receipt of the annual report under sub-section (3), the Government shall, immediately, cause the same, with such comments and observations as are considered necessary, to be laid on the table of the legislative Assembly, if it is in session, and if it is not in session, in the next immediately following such receipt.

69. Transitory provisions: – (1) Any officer or authority of the University of Kerala exercising any power or performing any duty under the Kerala University Act, 1974, immediately before the commencement of this Act. shall for a period of nine months

from such commencement or until the corresponding officer or authority is appointed, elected, nominated or constituted, as the case may be, in accordance with the provisions of this Act or the Statutes or Ordinances made thereunder, whichever is later, continue to exercise such powers or perform such duties, as the case may be, so far as such powers or duties are not inconsistent with the provisions of this Act:

Provided that the Officers and Employees appointed under the Kerala University Act, 1974 and holding office immediately before the commencement of this Act shall be entitled to hold office for the full term of his appointment as if this Act had not been passed.

(2) The Statutes, Ordinances, Regulations, Rules, Bye-laws and Orders in force immediately before the commencement of this Act shall, in so far as they are not inconsistent with the provisions of this Act, continue to be in force until they are replaced by the Statutes, Ordinances, Regulations, Rules, Bye-laws or Orders framed under this Act.

(3) All properties, all rights of whatever kind, used, enjoyed or possessed by and all interests of whatever kind owned by or vested in or held in trust by or for the University of Kerala constituted under the Kerala University Act, 1974 and all liabilities legally subsisting against the said University.

70. Right to University Services: - Notwithstanding anything contained in this Act, Statutes and Ordinances of the University, the Kerala State Right to Services Act, 2012 (Act 18 of 2012) shall be applicable to the University.

71. First Statutes and Ordinances: - Notwithstanding anything contained in this Act the First Statutes and the First Ordinances of the University shall be made by the Government.

72. Repeal and Saving: - (1) The Cochin University of Science and Technology Act, 1986 (48 of 1986), is hereby repealed.

