

THE ORISSA UNIVERSITY LAWS (AMENDMENT) ACT, 1967

TABLE OF CONTENTS

PREAMBLE

NOTIFICATIONS

1. Short title and commencement
2. General Amendments of the Orissa Acts 20, 21 and 22 of 1966
3. Amendment of Orissa Act 20 of 1966
4. Amendment of Orissa Act 21 of 1966
5. Amendment of Orissa Act 22 of 1966
6. Repeal and Savings

PRINTED AT THE
 GOVERNMENT PRESS,
 CUTTACK.

1967
 No. 10
 Price 10/-

ORISSA ACT 28 OF 1967

THE ORISSA UNIVERSITY LAWS (AMENDMENT) ACT, 1967

[Received the assent of the Governor on the 30th December 1967,
first published in an extraordinary issue of the Orissa Gazette,
dated the 30th December 1967]

AN ACT TO AMEND THE UTKAL UNIVERSITY ACT, 1966, THE BERHAMPUR UNIVERSITY ACT, 1966 AND THE SAMBALPUR UNIVERSITY ACT, 1966

BE it enacted by the Legislature of the State of Orissa in the Eighteenth Year of the Republic of India, as follows:—

Short title
and
commence-
ment.

*1. (1) This Act may be called the University Laws (Amendment) Act, 1967.

(2) Sub-clause (a) of clause (ii) of section 2 of this Act, shall come into force on the 1st day of January, 1968 and the remaining provisions thereof shall come into force at once.

General
Amendments
of the Orissa
Acts 20, 21
and 22 of
1966.

2. Save as otherwise expressly provided in this Act, the following amendments shall be made in the Utkal University Act, 1966, the Berhampur University Act, 1966 and the Sambalpur University Act, 1966, namely:—

Orissa
20 of
Orissa
21 of
Orissa
22 of 1966

In each of the said Acts—

(i) in section 5—

(a) in sub-section (5) for the words "give notice to the University" the words "give notice to the Registrar" shall be substituted;

(b) in sub-section (6) in clause (a) for the words "to the Syndicate" the words and comma "to the Senate, Syndicate" shall be substituted;

(c) after sub-section (7), the following new sub-section shall be inserted, namely:—

"(8) The Chancellor may, by an order and for reasons to be recorded in writing postpone for a period not exceeding four months the holding of elections to the Senate, Syndicate and the Academic Council."

(ii) in section 6—

(a) after sub-section (4), the following new sub-section shall be inserted, namely:—

"(4-a) No person, who has attained the age of sixty-five years, shall be eligible to be appointed as Vice-Chancellor and no person shall continue to hold the office of Vice-Chancellor after attaining the age as aforesaid."

(b) after sub-section (8), the following new sub-section shall be inserted, namely:—

“(8-a) The executive authority of the University shall vest in the Vice-Chancellor.”;

(c) in sub-section (10) for the words “an unfurnished rent-free quarters” the words “a rent-free quarters” shall be substituted ;

(d) in sub-section (11), the word “contingency” shall be omitted;

(e) in sub-section (12) for the words, “have authority to visit and” the commas and words “ , at least once in a year,” shall be substituted.

(iii) in section 7 in sub-section (2) after clause (a), the following new clause shall be inserted, namely:—

“(a-1) remain in custody of the properties and funds of the University;”

(iv) in section 9—

(a) in sub-section (1)—

(1) for clause (g), the following clause shall be substituted namely:—

“(g) the Principals of colleges who have teaching experience for at least eight years in any college affiliated to any University established under law;”

(2) for clause (h), the following clause shall be substituted, namely:—

“(h) the Heads of Post-graduate Departments of the University and of the colleges not being below the rank of a Reader;”

(3) clause (i) shall be omitted;

(4) to clause (n), the following proviso shall be added, namely:—

“Provided that not more than one person shall be elected from any one college;”

(5) in clause (p), the words “or school” shall be deleted;

(b) in sub-section (4) after the words “the Senate shall” the words “be the supreme Governing body of the University and shall” shall be inserted;

(c) in sub-section (5) after the words "one year" the words "and four months" shall be inserted;

(v) in section 10—

(a) in sub-section (1) in clause (b) for the words "Joint Director" the words "Additional Director" shall be substituted;

(b) in sub-section (4)—

(1) in clause (g) after the words "supervision and" the word "annual" shall be inserted ;

(2) for clause (l), the following clause shall be substituted, namely :—

"(l) preparation of the annual report, a report on annual inspection and the annual budget and submission thereof to the Senate.";

(c) in sub-section (6) after the words "one year" the words "and four months" shall be inserted ;

(vi) in section 11—

(a) in sub-section (1)—

(1) for clause (d), the following clause shall be substituted namely :—

"(d) principals of all colleges ;"

(2) clauses (g) and (i) shall be omitted ;

(b) in sub-section (2), the comma, letter and brackets "(i)", shall be deleted.

(c) in sub-section (3) after the words "one year" the words "and four months" shall be inserted ;

(vii) to section 12, the following proviso and explanation shall be added, namely :—

"Provided that any graduate of any University established under any law ordinarily residing in the areas to which this Act extends shall, on payment of the prescribed fees, be entitled to register himself as a registered graduate of the University.

Explanation—The expression 'ordinarily residing' for the purpose of the proviso shall mean one who has resided for a total period of one hundred and eighty days during a year within the said areas."

(viii) in section 15 in sub-section (3) —

(a) in clause (d) for the word "lecturership" the word "lectureship" shall be substituted;

(b) in clause (g), the word "and" occurring at the end shall be deleted and after the said clause the following new clause shall be inserted, namely:—

"(g-1) to recognise on such conditions as may be prescribed the degrees, diplomas and certificates granted by other Universities and institutions of higher learning and accord such recognition on reciprocal basis wherever applicable; and"

(ix) in section 20—

(a) in sub-section (2) for the words "by the Chancellor" the words "by the Syndicate" shall be substituted ;

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

"(2-a) The Vice-Chancellor, two out of the three experts and one out of the remaining members of the aforesaid committee shall form the quorum at a meeting of the Committee."

(x) in section 25 in sub-section (3) for the words "by any other State Government" the words "by any State Government." shall be substituted.

3. In the Utkal University Act, 1966—Orissa Act
20 of 1966.

(i) in section 1 in sub-section (2), the comma and the word ", Angul" shall be omitted;

(ii) in section 10—

(a) in sub-section (1) for clauses (e), (f), (g) and (h), the following clauses shall be substituted, namely :—

"(e) one person to be nominated by the Chancellor from among the members of the Senate ;

(f) one person to be elected by the Academic Council from among its members; and

(g) nine persons to be elected by the Senate from among its members of whom five shall be college teachers and the remaining four shall be persons other than college teachers."

(b) sub-section (2) shall be deleted;

(c) in sub-section (6), the comma, letter and brackets ", (f)" shall be deleted.

4. In the Berhampur University Act, 1966—Orissa Act
21 of 1966.

(i) in section 10—

(a) in sub-section (1) for clauses (e), (f), (g) and (h), the following clauses shall be substituted, namely :—

"(e) one person to be nominated by the Chancellor from among the members of the Senate;

(f) one person to be elected by the Academic Council from among its members; and

(g) seven persons to be elected by the Senate from among its members of whom four shall be college teachers and the remaining three shall be persons other than college teachers."

(b) sub-section (2) shall be deleted;

(c) in sub-section (6), the comma, letter and brackets ", (f)" shall be deleted.

(ii) in section 11 in clause (j) of sub-section (1) for the word "five" the word "ten" shall be substituted;

(iii) after section 12 the following new section shall be inserted, namely:—

Transfer of registered graduates.

"12-A. Notwithstanding anything contained in the Utkal University Act, 1966 any person enrolled or deemed to be enrolled as registered graduate for life under that Act and residing within the areas to which this Act extends may, within one month from the 8th day of November, 1967 exercise his option in writing addressed to the Registrar of the Utkal University for continuing as such registered graduate, failing which he shall be deemed to be a registered graduate for life enrolled under this Act with effect from the date of expiry of the aforesaid period of one month."

Orissa Act 20 of 1966.

Amendment of Orissa Act 22 of 1966.

5. In the Sambalpur University Act, 1966—

Orissa Act 22 of 1966.

(i) In section 10—

(a) in sub-section (1) for clauses (e), (f), (g) and (h), the following clauses shall be substituted, namely:—

"(e) one person to be nominated by the Chancellor from among the members of the Senate;

(f) one person to be elected by the Academic Council from among its members;

(g) eight persons to be elected by the Senate from among its members of whom four shall be college teachers and the remaining four shall be persons other than college teachers ; and"

(b) in sub-section (2) the words, letters and brackets "the members referred to in clauses (e) and (f) of sub-section (1) shall be elected by the Senate in such manner as may be prescribed so as to ensure membership of the principals by rotation and" shall be deleted and for the words "the said sub-section" the word, figure and brackets "sub-section (1)" shall be substituted.

(c) in sub-section (6) the comma, letter and brackets ", (f)" shall be deleted.

(ii) in section 11 in clause (j) of sub-section (1) for the word "five" the word "ten" shall be substituted;

(iii) after section 12, the following new section shall be inserted, namely:—

Transfer of registered graduates.

"12-A. Notwithstanding anything contained in the Utkal University Act, 1966 any person enrolled or deemed to be enrolled as registered graduate for life under that Act and residing within the areas to which this Act extends may, within one month from the 8th day of November, 1967 exercise his option in writing addressed to the Registrar of the Utkal University for continuing as such registered graduate, failing which he shall be deemed to be a registered graduate for life enrolled under this Act with effect from the date of expiry of the aforesaid period of one month."

Orissa Act 20 of 1966.

6. (1) The Orissa University Laws (Amendment) Ordinance, 1967 is hereby repealed.

Orissa Ordinance
No. 12 of
1967.

(2) Notwithstanding such repeal anything done, any action taken, any Statutes made or any notification issued in exercise of any power conferred by or under the said Ordinance shall be deemed to have been done, taken, made or issued in exercise of the powers conferred by or under this Act as if this Act was in force on the day on which such thing was done, action was taken, Statutes were made or notification was issued.

REMARKS

REMARKS