

THE UTKAL UNIVERSITY ACT, 1943

(6th August 1943)

AN ACT TO ESTABLISH AND INCORPORATE
A UNIVERSITY IN ODISHA.

WHEREAS it is expedient to establish and incorporate a University in the Province of Orissa to be known as the Utkal University ;

It is hereby enacted as follows :—

Short title and commencement.

1. (1) This Act may be called the Utkal University Act, 1943.

(2) This section shall come into force at once. The rest of this Act shall come into force on such date or dates as the Provincial Government may, by notification in the Gazette, appoint, and different dates may be appointed for different provisions of this Act.

Definitions.

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

“Academic Council” means the Academic Council of the University ;

“College” means an institution admitted to the University in accordance with the provisions of this Act and the Statutes and does not include a school, whether it is an independent institution or forms a part of a “College” as defined herein ;

“Senate” means the Senate of the University ;

“Syndicate” means the Syndicate of the University ; and

“University” means the Utkal University.

Incorporation.

3. (1) The first Chancellor, Pro-Chancellor and Vice-Chancellor of the University, and the first Fellows of the

Senate, and all persons who may hereafter become such officers or Fellows, so long as they continue to hold such office or Fellowship, are hereby constituted a body corporate by the name of the Utkal University.

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

(3) The University shall be deemed to have been incorporated for the purposes, among others, of making provision for imparting education, of promoting original research, of examining students and conferring degrees, of admitting educational institutions to its privileges, of inspecting the colleges and supervising all matters of education and discipline therein, of controlling the residence and discipline of the students of the University and of promoting their physical, mental and moral welfare.

Authorities and officers of the University.

4. The following shall be the authorities and officers of the University :—

- (i) the Chancellor;
- (ii) the Pro-Chancellor;
- (iii) the Vice-Chancellor;
- (iv) the Senate;
- (v) the Syndicate;
- (vi) the Academic Council;
- (vii) the Registrar; and
- (viii) such other authorities and officers as the Statutes may declare to be authorities or officers of the University.

The Chancellor.

5. (1) The Governor of Orissa for the time being shall be the Chancellor.

(2) The Chancellor shall, by virtue of his office, be the head of the University, and shall, when present, preside at Convocation of the University convened for the purpose of conferring degrees and for other purposes.

(3) Every proposal for the conferment of an honorary degree shall be subject to the confirmation of the Chancellor.

(4) The Chancellor shall finally decide any dispute with regard to the election of any person to be a Fellow of the Senate or member of the Syndicate or member of the Academic Council.

(5) The Chancellor shall have the right to make an inspection, or to cause an inspection to be made by such person or persons as he may direct, of the University, its buildings, laboratories, workshops and equipment, and of any institutions associated with the University, and also of the examinations, teaching and other work conducted or done by the University, and to make an enquiry or cause an enquiry to be made in like manner in respect of any matter connected with the University. The Chancellor shall in every case give notice to the University of his intention to make an inspection or inquiry or to cause an inspection or inquiry to be made, and the University shall be entitled to be represented thereat.

(6) The Chancellor may, by order in writing, annul any proceeding of the University, which is not in conformity with this Act and the Statutes:

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

The Pro-Chancellor. 6. (1) The Pro-Chancellor shall be appointed by the Chancellor, and shall hold office for three years from the date of his appointment, on the expiration of which period he may be reappointed from time to time, provided that no such reappointment shall be for a longer period than two years.

(2) The Pro-Chancellor shall preside at the meetings of the Senate, if he is present.

(3) When the Chancellor is incapable of acting as such due to absence or any other cause, the Pro-Chancellor shall exercise all the powers and perform all the duties of the Chancellor.

The Vice-Chancellor.

7. (1) The Vice-Chancellor shall be appointed by the Chancellor from a panel of three persons recommended by the Senate and shall hold office for three years from the date of his appointment, on the expiration of which period he may be reappointed from time to time, provided that no such reappointment shall be for a longer period than two years.

(2) The Vice-Chancellor may either be an honorary officer or be paid such salary as may be fixed by the Senate.

(3) The Vice-Chancellor shall preside at a meeting of the Senate, when the Pro-Chancellor is not present, and at every meeting of any other University authority of which he is a member, and at Convocation of the University when the Chancellor and the Pro-Chancellor are not present.

(4) The Vice-Chancellor shall appoint and control every servant of the University whose aggregate emoluments do not exceed two hundred rupees per mensem.

(5) The Vice-Chancellor shall have the right of visiting and inspecting the colleges.

The Senate.

8. (1) The Senate shall include the following *ex officio* Fellows, namely :—

- (i) the Pro-Chancellor ;
- (ii) the Vice-Chancellor ;
- (iii) the Director of Public Instruction, Orissa ;
- (iv) the Director of Health, Orissa ;
- (v) the Advocate-General, Orissa ;
- (vi) the Principals of colleges ; and
- (vii) the University Professors, if any.

(2) The first Senate shall consist of the *ex officio* Fellows hereinbefore referred