# கேロல ルサणగั KERALA GAZETTE ธロOUJWJロM。 EXTRAORDINARY <br>  PUBLISHED BY AUTHORITY 



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## GOVERNMENT OF KERALA

## Law (Legislation-G) Department

## NOTIFICATION

No. 3776/Leg. G2/2021/Law.
Dated, Thiruvananthapuram, 24th August, 2021 $\frac{\text { 8th Chingam, } 1197}{2 n d \text { Bhadra, } 1943}$

In pursuance of clause (3) of Article 348 of the Constitution of India, the Governor of Kerala is pleased to authorize the publication in the Gazette of the following translation in English language of the A.P. J. Abdul Kalam Technological. University (Amendment) Ordinance, 202 I (94 of 2021):

By order of the Governor,
V. HARI NAIR., Law Secretary.

 the authority of the Governor.]

## ORDINANCE No. 94 OF 2021

## THE A.P.J. ABDUL KALAM TECHNOLOGICAL UNIVERSITY (AMENDMENT) ORDINANCE, 2021

Promulgated by the Governor of Kerala in the Seventy-second Year of the Republic of India.

## ORDINANCE

further to amend the A.P.J. Abdul Kalam Technological University Act, 2015.
Preamble.-Whereas, the A.P.J. Abdul Kalam Technological University (Amendment) Ordinance, 2021 ( 39 of 2021) was promulgated by the Governor of Kerala on the 19th day of February, 2021;

And Whereas, a Bill to replace the said Ordinance by an Act of the State Legislature could not be introduced in, and passed by, the Legislative Assembly of the State of Kerala, during its session which commenced on the 24th day of May, 2021 and ended on the 10th day of June, 2021;

And Whereas, in order to keep alive the provisions of the said Ordinance, the A.P.J. Abdul Kalam Technological University (Amendment) Ordinance, 2021 ( 50 of 2021) was promulgated by the Governor of Kerala on the 1st day of July, 2021;

And Whereas, a Bill to replace the said Ordinance by an Act of the State Legislature could not be introduced in, and passed by, the Legislative Assembly of the State of Kerala, during its session which commenced on the 22nd day of July, 2021 and ended on the 13th day of August, 2021;

AND WHEREAS, under sub-clause (a) of clause (2) of Article 213 of the Constitution of India, the said Ordinance will cease to operate on the 2nd day of September, 2021;

AND WHEREAS, difficulties will arise if the provisions of the said Ordinance are not kept alive;

And Whereas, the Legislative Assembly of the State of Kerala is not in session and the Governor of Kerala is satisfied that circumstances exist which render it necessary for him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of Article 213 of the Constitution of India, the Governor of Kerala is pleased to promulgate the following Ordinance:--

1. Short title and commencement.-(1) This Ordinance may be called the A.P.J. Abdul Kalam Technological University (Amendment) Ordinance, 2021.
(2) It shall be deemed to have come into force on the 20th day of February, 2021.
2. Act 17 of 2015 to be temporarily amended.-During the period of operation of this Ordinance, the A.P.J. Abdul Kalam Technological University Act, 2015 (17 of 2015) (hereinafter referred to as the principal Act) shall have effect subject to the amendments specified in sections 3 to 14 .
3. Amendment of section 2.-In section 2 of the principal Act,-
(i) in clause (i),-
(a) after the words "branch of study" the words "or programme" shall be inserted;
(b) for the words "specialized course of study" the words "branch of study or programme" shall be substituted;
(ii) in clause (p),-
(a) after the words "engineering course" the words "or course" shall be inserted;
(b) for the words "course of study" the words "engineering course or course" shall be substituted;
(iii) after clause (zq), the following clause shall be inserted, namely:-
"(zqa) "University Grants Commission" means the University Grants Commission established by the University Grants Commission Act, 1956 (Central Act 3 of 1956);".
4. Amendment of section 5.-In section 5 of the principal Act,-
(i) for item (g), the following item shall be substituted, namely:-
"(g) to promote interdisciplinary, multidisciplinary or intra disciplinary education and research in courses of various programmes and fields related to it;";
(ii) after item (p), the following item shall be inserted, namely:-
"(q) to promote new ideas, business incubation and development of employment efficiency in Engineering college.".
5. Amendment of section 8.-In section 8 of the principal Act, after item (v), the following items shall be inserted, namely:-
"(v a) to determine criteria for affiliation with the University and to grant affiliation to the programmes and courses conducted by an affiliated college or institution;
( v b) to issue No Objection Certificate for obtaining recognition from A.I.C.T.E or University Grants Commission to the programmes and courses that complies specific criteria;".
6. Amendment of section 11.-In sub-section (1) of section 11 of the principal Act, for the word "Education", the words "Higher Education Department" shall be substituted.
7. Amendment of section 13.-For item (ii) of sub-section (2) of section 13 of the principal Act, the following item shall be substituted, namely:-
"(ii) one member nominated by the University Grants Commission;".
8. Amendment of section 15.-In section $15^{\circ}$ of the principal Act,-
(i) for sub-section (1), the following sub-section shall be substituted, namely:-
"(1) The Syndicate shall, appoint a person recommended by the Vice-Chancellor who is working in the field of engineering technology and having qualifications as may be
prescribed by Statutes as the Pro-Vice-Chancellor and he shall be a whole time salaried officer of the University.";
(ii) for sub-section (4), the following sub-section shall be substituted, namely:-
"(4) The salary and other allowances of the Pro-Vice-Chancellor shall be in accordance with the Regulations of the University Grants Commission and other service conditions shall be such as may be prescribed by Statutes.";
(iii) for sub-section (5), the following sub-section shall be substituted, namely:-
"(5) Subject to the provisions of this Act and Statutes, the powers, responsibilities and duties of the Pro-Vice-Chancellor shall be as may be determined by the Vice-Chancellor from time to time and the Pro-Vice-Chancellor shall exercise such powers and perform such responsibilities and duties.".
9. Amendment of section 16.-In sub-section (1) of section 16 of the principal Act, for the words'"with the approval of the Government appoint a person recommended by a Selection Committee" the words "appoint a person nominated by the Government from among three persons recommended by a Selection Committee" shall be substituted.
10. Amendment of section 17.-In sub-section (1) of section 17 of the principal Act, for the words "a person recommended by a Selection Committee" the words "a person nominated by the Government from among three persons recommended by a Selection Committee" shall be substituted:
11. Amendment of section 23.-In sub-section (1) of section 23 of the principal Act, -
(i) under the heading "Ex-officio Members" after item (xv), the following item shall be inserted, namely:-
"(xvi) The Vice-Chairman, Kerala State Higher Education Council.";
(ii) under the heading "Elected Members", after item (ii), the following item shall be inserted, namely:-
"(iii) Nine representatives from teachers from colleges affiliated to the University, of whom three persons shall be from Government colleges, two persons from aided
colleges; two persons from Government controlled self financing colleges and two persons from un-aided colleges as may be prescribed by Statutes. One person from Government Colleges shall be a woman.";
(iii) under the heading "Nominated Members" after item (vii), the following item shall be inserted, nạmely:-
"(viii) Six members from the field of science, industry and higher education nominated by the Government of whom one shall be a woman and one shall be belonging to Scheduled Castes or Scheduled Tribes.";
(iv) the heading "Other Members" and items thereunder shall be omitted.
12. Amendment of section 27.-In sub-section (1) of section 27 of the principal Act, under the heading "Other Members", for the words "One member nominated by the Board of Governors from among the nominated members" the words, figures, symbols and brackets "The members mentioned in item (viii) of section 23, under the heading "Nominated Members" shall be substituted.
13. Amendment of section 28.-In sub-section (1) of section 28 of the principal Act, for the words "The quorum for a meeting of the Syndicate shall be five" the words "The quorum for a meeting of the Syndicate shall be one half of its total number of members" shall be substituted.

14, Amendment of section 35 .- For section 35 of the principal Act, the following section shall be substituted, namely:- .
"35. Constitution of Research Council.-There shall be a Research Council consisting of the following members, namely:-
(i) The Vice-Chancellor-Chairman;
(ii) The Pro-Vice-Chancellor;
(iii) The Vice-Chairman, Kerala State Higher Education Council-Ex-officio Member;
(iv) The Director, Indian Institute of Technology, Chennai-Ex-officio Member;
(v) The Vice-Chancellor of a University established by State law, nominated by the Government-Ex-officio Member;
(vi) The Director, Technical Education-Ex-officio Member;
(vii) Six teachers having Ph.D and minimum ten years of teaching experience from affiliated colleges, nominated by the Board of Governors on the recommendation of the Vice-Chancellor;
(viii) Three student representatives nominated by the Government from research students of the University or affiliated colleges, of whom one shall be a woman;
(ix) Six eminent persons nominated by the Government from research institutions or academic institutions at national level;
(x) Dean (Research)-Member Secretary.
(2) The Research Council shall, meet at such times as decided by the Vice-Chancellor:

Provided that, meeting shall be convened at least once in two months.
(3) The quorum of meeting of the Research Council shall be one third of its total members. The Dean (Research) shall convene the meeting of the Research Council under the direction of the Vice-Chancellor.
(4) The term of office of the nominated members of the Research Council shall be two consecutive academic years and it shall expire at the end of the second academic year. The term of office of other members of the Research Council shall be co-terminus with the office they hold in the University or such authority of the University.
15. Repeal and saving.-(1) The A.P.J. Abdul Kalam Technological University (Amendment) Ordinance, 2021 ( 50 of 2021) is hereby repealed.
(2) Notwithstanding such repeal, anything done or deemed to have been done or any action taken or deemed to have been taken under the principal Act as amended by the said Ordinance shall be deemed to have been done or taken under the principál Act as amended by this Ordinance.

## ARIF MOHAMMED KHAN,

GOVERNOR.

