

ভাসম



ৰাজপত্ৰ

**THE ASSAM GAZETTE**

অসাধাৰণ

**EXTRAORDINARY**

প্ৰাপ্ত কৰ্তৃত্বৰ দ্বাৰা প্ৰকাশিত

**PUBLISHED BY AUTHORITY**

নং 180 দিশপুৰ, মঙ্গলবাৰ, 5 জুন, 2007, 16 জেঠ, 1929 (শক)

No. 180 Dispur, Tuesday, 5th June, 2007, 16th Jyaistha, 1929 (S.E.)

GOVERNMENT OF ASSAM

ORDERS BY THE GOVERNOR

LEGISLATIVE DEPARTMENT ::: LEGISLATIVE BRANCH

**NOTIFICATION**

The 4th June, 2007

No. LGL.17/2007/63.--The following Act of the Assam Legislative Assembly which received the assent of the Governor is hereby published for general information.

ASSAM ACT NO. XIII OF 2007

(Received the assent of Governor on 30th May, 2007)

**THE SRIMANTA SANKARADEVA UNIVERSITY OF  
HEALTH SCIENCE ACT, 2007**

AN

ACT



to establish and incorporate a health university in the State of Assam, to be known as the Srimanta Sankaradeva University of Health Sciences, and to provide for matters connected therewith or incidental thereto.

WHEREAS it is expedient, in the public interest, to establish and incorporate a University in the State of Assam, to be known as the Srimanta Sankaradeva University of Health Sciences, for the purposes of affiliating, teaching and ensuring proper and systematic instruction, training and research in, Modern System of Medicine, Homoeopathic System of Medicine, Ayurvedic System of Medicine, Unani System of Medicine, Nursing Education, Pharmacy Education, Dental Education, Education on Laboratory Technology, Physiotherapy, Speech Therapy and Education on other paramedical courses;

AND WHEREAS it is considered desirable to establish a specialised autonomous institution with the objects of promoting academic freedom and scholarship for the teachers as well as for the students and to foster and develop an intellectual climate conducive to the pursuit of scholarship and excellence, either independently or jointly with other centres of excellence or higher learning;

It is hereby enacted in the Fifty-eighth Year of the Republic of India, as follows:-

Short title,  
extent and  
commencement

1. (1) This Act may be called the Srimanta Sankaradeva University of Health Sciences Act, 2007.
- (2) It extends to the whole of Assam.
- (3) It shall come into force on such date as the State Government may, by notification in the *Official Gazette*, appoint.

Definitions

2. In this Act, unless the context otherwise requires, -
  - (a) "Academic Council" means the Academic Council of the University;
  - (b) "academic course" means the course of study in any discipline of Health Sciences according to the Syllabus and Curriculum laid down by the University;
  - (c) "affiliated college" means a college affiliated to the University providing academic courses prescribed for University examinations;
  - (d) "appointed day" means the date appointed under sub-section (3) of section 1;
  - (e) "approved institution" means any institution or hospital or college recognized by the University as an institution in which a person may undergo such training, required by a course of study before the award of any degree or other qualification, as laid down by the University;
  - (f) "authorities" means the authorities of the University as specified by or under this Act;
  - (g) "autonomy" means a privilege of the University conferred by Statutes permitting a college, institution or a University Department to conduct academic programmes and examinations, to develop syllabi for the respective subjects and



issue certificates of passing the examinations, etc. A college, institution or a University Department which has been granted autonomy shall have full academic, administrative and financial autonomy, subject to the provisions of this Act and Statutes;

- (h) "autonomous college", "autonomous institution" or "autonomous Department" means a college, institution or Department to which autonomy is granted and is designated to be so by Statutes;
- (i) "Chancellor" means the Chancellor of the University;
- (j) "college" means a college imparting education in Health Sciences conducted by, or affiliated to, the University situated in the State of Assam;
- (k) "Conducted College" means a college maintained and managed by the University;
- (l) "Convocation" means a meeting for the purpose of conferring degrees, titles, diplomas, certificates or other academic distinctions;
- (m) "Council" means a professional council pertaining to any discipline of Health Sciences constituted under any State Act or Central Act;
- (n) "Dean" means the Dean of any faculty of the University;
- (o) "Department" means a unit set up for the purpose of imparting instruction for the courses of study in Health Sciences or in any discipline allied thereto;
- (p) "Field Unit" means a unit established outside the University for validating the discriminations in the benefits of new techniques, skills and practices developed by the University;
- (q) "Government" means the Government of Assam;
- (r) "Health Sciences" means the Modern System of Medicine, Homoeopathic System of Medicine, Ayurvedic System of Medicine, Unani System of Medicine, Nursing Education, Pharmacy Education, Dental Education, on Laboratory Technology, Physiotherapy, Speech Therapy in all their branches concerning preventive, promotive, curative and rehabilitative services;
- (s) "Modern System of Medicine" means all branches of modern medicine dealing with pre-clinical, clinical, para-medical and para-dental disciplines at diploma and degree level or above and such other disciplines as may be prescribed;
- (t) "prescribed" means prescribed by Statutes, Ordinances, Rules or Regulations made under this Act;
- (u) "Principal" means the head of an affiliated college or a conducted college or a university college;
- (v) "Registrar" means the Registrar of the University;
- (w) "Statutes", "Ordinances", "Rules" and "Regulations" mean, respectively, the Statutes, Ordinances, Rules and Regulations of the University made under this Act;



- (x) "Teacher" means a Principal, Professor, Associate Professor, Assistant Professor or such other person as may be designated by the Statutes for imparting instruction and education in full time basis in the University or an affiliated college;
- (y) "University" means the Srimanta Sankaradeva University of Health Sciences as established under this Act;
- (z) "University Campus" means the area comprised within the local limits of the headquarters of the University or such other colleges and institutions, as may from time to time be declared as such by notification, by the Government in the *Official Gazette*;
- (z.a) "University college" means a college, or an institute, or a college combined with an institute, maintained and managed by the University whether established by it or not;
- (z.b) "University institution" means a centre, a school, or institute established and maintained by the University.

Establishment  
of the  
University

3. (1) With effect from the coming into force of this Act there shall be established a University by the name of "The Srimanta Sankaradeva University of Health Sciences" having jurisdiction in the State of Assam.

(2) The University shall be a body corporate by the name specified in sub-section (1) and shall have perpetual succession and a common seal. It shall have the power to hold, acquire, sale, lease, transfer or dispose of property, both movable and immovable, which may vest in or be acquired by it for the purposes of the University:

Provided that no such lease, sale or transfer of such property shall be made without the valuation made thereof by the approved valuer appointed by the University and without the prior approval of the Government.

(3) The headquarter of the University shall be at Guwahati or at any such place as may be notified by the Government in this behalf.

(4) The University shall be a teaching and an affiliating University.

(5) In all suits and other legal proceedings, by or against the University, the pleadings shall be signed and verified by the Registrar, or any other person authorized in this behalf, and all processes in suits and proceedings shall be issued to, and served on, the Registrar.

Mission of the  
University

4. The Mission of the University shall be to create, uphold and develop an intellectual, philosophical, academic and physical environment which shall be conducive to free flow of ideas and exchange of information amongst various Faculties of the University, and to develop collaborative as well as autonomous institutions or research and higher learning, between this University and other Universities of Health Sciences, and other centres of excellence in the country and abroad, thereby opening a window to the world for the health professionals, health planners, health managers, health policy makers, bio-medical and social scientists, educators and academicians in Health Sciences of the country.



Objects of the  
University

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

- (a) to establish uniformity in standards of education in all Faculties of Health Sciences including Modern System of Medicine, dentistry, nursing, pharmacy, various paramedical and parodontal disciplines such as medical laboratory technology, physiotherapy, speech therapy, Ayurvedic, Unani and Homoeopathic Systems of Medicine, with a view to augmenting and enhancing the quality of such education and consistently aiming at modernizing, improving and achieving the highest standards of academic excellence at all levels on mutual understanding of all the systems of Health Sciences;
- (b) to promote and carry out research in various disciplines of Health Sciences with special emphasis on scientific, social and economic relevance of such research, and with a view to attaching special significance on occupational, psychosomatic and environmental health issues affecting the people;
- (c) to establish and develop study centres integrating all disciplines related with and relevant to, Health Sciences specially those which are not presently included in the syllabi and curricula of undergraduate and post-graduate medical courses. These shall include population sciences, health systems research, health services research, operational research, health systems and health services management, health structure reforms, human resource development, educational technology, bioinformatics and telematics, medical transcription, epidemiological research technology, continuing education in Health Sciences, and any other branch of science as may be deemed expedient to be included;
- (d) to promote discipline and the spirit of intellectual inquiry and to dedicate itself as a fearless academic community to the sustained pursuit of excellence;
- (e) to encourage individuality and diversity within a climate of tolerance and mutual understanding;
- (f) 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;
- (g) to provide for efficient and responsive administration, scientific management and develop organisation of teaching and research either within the University or as separate autonomous institutions with independent management jointly set up under a 'Memorandum of Understanding' with centres of excellence in higher learning established under the law;
- (h) to strive to promote competitive merit and excellence as the sole guiding criterion in all academic and other matters relating to students;
- (i) to foster, develop and enhance computer literacy amongst health professionals, faculty and students;



- (j) to promote freedom, secularism, equality, fraternity and social justice as enshrined in the Constitution of India and to spearhead socio-economic transformation by inculcating and fostering basic attitudes and values of essence to national development and integration and to develop a dedicated profession in social responsibility;
- (k) to promote equitable distribution of facilities of education in Health Sciences; and
- (l) to attain the highest standards of academic excellence by providing the physical infrastructure and creating an eclectic intellectual environment conducive to free flow of knowledge, ideas and meaningful exchange of information.

**Powers and  
functions of the  
University**

**6. The powers and functions of the University shall be-**

- (i) to designate any institution or college or educational center as a conducted college or an affiliated college or a University college;
- (ii) to make provisions to enable conducted and affiliated and University colleges and recognized institutions to undertake specialized studies;
- (iii) to establish, maintain, upgrade and manage University departments, laboratories, libraries, museums and equipments for teaching and research;
- (iv) to establish, maintain and manage departments and institutions of research, specialized studies or academic services unit;
- (v) to organize, maintain and manage colleges, institutions, hostels, auditoria and gymnasias on its own;
- (vi) to provide for establishment of campuses for serving a group of affiliated colleges and also to provide for and maintain common resources center in such campuses in the form of libraries, laboratories, computer centers and similar centers of learning:  
  
Provided that in case of any non-government organizations availing themselves of such facility of the University or such organizations providing such facility to the University, prior approval of the Government shall be obtained by the University;
- (vii) to formulate and implement syllabi and curricula for various academic courses of the University;
- (viii) to conduct and regulate the admission of students and conduct of entrance examinations of all academic courses of studies, instituted by the University in a manner as may be prescribed and in conformity with the stipulations framed by the respective Councils;
- (ix) to standardize methods of evaluation and assessment and to hold examinations for awarding various diplomas, degrees and certificates as per regulations;
- (x) to institute and award diplomas, degrees, certificates and other academic distinctions subject to the regulations of the different councils concerned;



- (xi) to confer honorary degrees and other academic distinctions on such terms and conditions as may be prescribed;
- (xii) to prescribe conditions under which the award of any diploma, degree, certificate, titles and other academic distinctions may be withheld or be withdrawn;
- (xiii) to prescribe the conditions for affiliation or recognition of colleges or educational centers or institutions and to lay down conditions under which such affiliation or recognition may be withdrawn or suspended;
- (xiv) to make provision, wherever feasible in the University departments, affiliated colleges, institutions, recognised institutions and schools, for survey and collection of statistics, data and other particulars relevant to various developmental activities including State and National plans evaluation of the developmental schemes with the participation of the students as a part of their curricular activities;
- (xv) to designate a University department, conducted college, an affiliated college, institution, or school as an autonomous University department, University college, conducted college, affiliated college or institution or school, as the case may be, in conformity with the guidelines, if any, laid down by the University Grants Commission;
- (xvi) to monitor and evaluate the academic performance of affiliated colleges and recognised institutions for affiliation and periodical accreditation;
- (xvii) to inspect, where necessary affiliated colleges and recognised institutions through suitable machinery established for the purpose, and take measures to ensure that proper standards of instruction, teaching and training are maintained by them, and adequate library, laboratory, hospital, workshop, equipments and gadgets and other academic facilities are provided for;
- (xviii) to co-ordinate and regulate teaching and research in the affiliated colleges and recognised institutions;
- (xix) to provide for periodical assessment of the performance of teachers and non-teaching employees of the colleges, institutions and University in accordance with the provisions of Statutes;
- xx) to provide for the Code of Conduct for managements;
- (xxi) to establish, maintain and manage, whenever necessary
  - (a) a printing and publication department;
  - (b) university extension boards;
  - (c) information bureaus;
  - (d) employment guidance bureaus;



- (e) museum of Health Sciences; and
- (f) such other activities as may be necessary and possible to fulfil the objects of the University;
- (xxii) to explore the possibilities of augmenting the resources of the University by exploring or innovating activities such as research and development, consultancy, training programmes and providing services for different clients from industry, trade or any other non government organisations;
- (xxiii) to recommend to the Government to take over, in the public interest, the management of an affiliated college, institution or autonomous college in case where irregularities or commissions or omissions of criminal nature by the management of such college, or institution are *prima facie* evident to the committee of enquiry appointed by the University;
- (xxiv) to undertake development programmes in Health Sciences, research, consultancy based projects and training programmes for outside agencies, by charging fees so as to generate resources;
- (xxv) to provide for the conditions to govern and regulate the conduct and behaviour of students under the University during their tenure of studentship:
- Provided that the University shall have the liberty to suspend or terminate the studentship of any such student on the event of non-compliance of such regulations in any manner as may be made under this Act;
- (xxvi) to create, suspend or abolish posts of Director, Principal, Professor, Associate Professor, Assistant Professor and other teaching posts in the University or lay down qualifications and pay-scales for such posts and make suitable appointments thereto with the prior approval of the State Government;
- (xxvii) to appoint persons working in any other university or organizations as teachers of the University for a specified period;
- (xxviii) to create non-teaching skilled, administrative, secretarial and other posts and prescribe the qualifications and pay-scales for such posts and make suitable appointments thereto with the prior approval of the State Government;
- (xxix) to facilitate mobility of teachers within the University;
- (xxx) to co-operate with any other university, authority, institution, professional academies, or associations or any other public or private bodies within or outside India for the purposes and objects similar to those of the University on such terms and conditions as may be prescribed;



(xxxix) to jointly set up centres of excellence autonomous in nature in one or more areas of specialisation:

Provided that prior approval of the Government shall have to be obtained by the University for setting up of such centres of excellence:

(xxxii) to manage, control, upgrade or develop any movable or immovable property owned by the University or transferred to it on the appointed day or subsequent thereto subject to the provisions of, and for the purposes of this Act;

(xxxiii) to accept, hold and manage any endowments or donation of funds, which may be vested in the University by way of grant, testamentary disposition or otherwise, and to invest such endowments, donations or funds in any manner as the University may deem fit:

Provided that no donation from a foreign foundation or individual shall be accepted by the University without prior approval of the Government;

(xxxiv) to borrow money, with or without any security, for such purpose as may be approved by the Government, from the Central or any State Government, University Grants Commission, Banks, or other incorporated bodies, subject to the provisions of this Act;

(xxxv) to fix fees, and demand and collect such fees, as may be prescribed;

(xxxvi) to make, from time to time, such regulations as may be considered necessary for regulating the affairs and management of the University and to alter, modify or rescind such regulations;

(xxxvii) to promote and conduct research in disciplines of Health Sciences and to undertake publication of works on merit;

(xxxviii) to accredit and classify all the affiliated institutions and conducted colleges under its jurisdiction subject to the provisions of section 7 of this Act; and

(xxxix) to do all such other acts and things as the University may consider necessary, conducive or incidental to the attainment or enlargement of the objects of the University;

(xl) to do all such other activities, Government may assign to the University from time to time.

Jurisdiction  
and admission  
to privileges

7. (1) No institution or college or educational center in the State of Assam imparting education in Health Sciences, shall save with the consent of the University and the sanction of the Government, shall be associated with, or seek admission to, any privileges of any other University in this State or in this country or abroad.



(2) Any privilege, enjoyed from any other university before the appointed day by any Medical College or institution of Health Sciences situated in this State, shall be deemed to be withdrawn with effect from such date as may be notified by the Government.

(3) All colleges, institutions and educational centers of Health Sciences in the State of Assam previously admitted to the privileges of, or affiliated to the Gauhati University, Dibrugarh University, Assam University or any other Government recognized university, Council or affiliating body, with effect from the date as may be notified under sub-section (2), shall be deemed to be admitted to the privileges of or affiliated to, the University.

University open to all irrespective of sex, creed, class, caste, place of birth, religion or opinion.

8. (1) No citizen of India shall be excluded from any office of the University or from membership of any of its authorities, bodies or committees, or from appointment to any post on the ground of sex, race, creed, class, caste, place of birth, religious belief, or profession, or political or other opinion:

Provided that the University may maintain, accredit or recognize any college or institution exclusively reserved for women.

(2) The University shall adopt Government policy and orders or directions, issued from time to time for the purpose of admission of students and in regard to the reservation for Scheduled Castes, Scheduled Tribes and Other Backward Classes for appointment to different posts of teachers and non-teaching officers and employees in the affiliated or conducted colleges, University departments, University institutions or recognized institutions.

(3) The University shall adopt the general policy of Government in regard to the welfare of various categories of weaker sections of the society and minorities as may be directed by the Government.

Transfer of Government Colleges to the University.

9. (1) The Government may, at any time, by notification in the *Official Gazette*, transfer any Government college of Health Sciences to the University and from the date of such transfer the said college shall be a University College.

(2) When any Government college is transferred to the University under sub-section

(1) with effect from the date on which such transfer takes place, the following conditions shall ensure:—

(i) all the assets including the properties and liabilities pertaining to the said college shall stand transferred to, and vest in, the University;

(ii) any member of the teaching staff or other employees, of the said college who immediately before the date of such transfer were serving in, or were attached to, that college, shall stand transferred to the appropriate cadre or category of posts in the University on the same terms and conditions of service as were



applicable to them before such transfer and unless and until such terms and conditions are altered with the consent of such persons:

Provided that no such member of the teaching staff or other employee of the said college shall be transferred unless he has given his consent in this behalf:

Provided further that if any such teacher or other employee does not give his consent for such transfer he shall, notwithstanding anything contained in this Act or in any other law for the time being in force, be retired from service and this shall be treated as voluntary retirement from service. He shall not be entitled to any damages or compensation in respect of such retirement, but shall be entitled to all benefits of retirement for the period of service rendered by him till the date of such voluntary retirement.

Teaching of the  
University

10. (1) All recognized teachings in connection with the diplomas, degrees and certificate of the University shall be conducted under the control of the General Council, by the teachers of the institutions or colleges or educational centers affiliated to the University in accordance with the syllabi prescribed by regulations.

(2) The courses and curricula of, and the authorities responsible for organizing such teaching shall be such as may be prescribed by regulations.

Chancellor of  
the University

11. (1) The Chief Minister of the State of Assam shall, by virtue of his office, be the Chancellor of the University:

“provided that during the Proclamation of Emergency and imposition of President’s Rule in the State under Articles 352 and 356 respectively of the Constitution of India, the Governor shall be the Chancellor of the University”.

(2) The Chancellor, when present, shall preside over the convocation of the University and may issue directions to the Vice-Chancellor to convene the meeting of any authority of the University for specific purposes, whenever necessary, and the Vice-Chancellor shall submit the minutes of such meeting to the Chancellor for the Chancellor’s perusal.

(3) The Chancellor may call for such information and record relating to any affairs of the University and thereupon issue such directions as the Chancellor may deem fit in the interest of the University and the authorities and officers of the University shall comply with such directions.

(4) The Chancellor may, after taking report in writing from the Vice-Chancellor, suspend or modify any resolution, order or proceedings of any authority, body, Committee of officers, which in the opinion of the Chancellor, is not in conformity with this Act, or the Statutes, Ordinances, Rules, Regulations made thereunder, or is not in the interest of the University and the University authority, body, committee and officer shall comply with the same.



- (5) Where, in the opinion of the Chancellor, the conduct of any elected or nominated or appointed or co-opted member is detrimental to the smooth functioning of the University or any authority or body or committee, the Chancellor may, after giving such member an opportunity to offer explanation in writing and after considering such explanation, if any he is satisfied that it is necessary so to do, suspend or disqualify such member, for such period, as may deem fit.
- (6) The Chancellor shall have the right to cause an inspection, to be made by such person or persons as he may direct, of the University, and also the examinations, teaching and other work conducted or done by the University, and to cause an inquiry to be made in the like manner in respect of any matter connected with the administration and finances of the University.
- (7) The Chancellor shall, in every case, give notice to the University of his intention to cause an inspection or inquiry to be made, and the University shall be entitled to appoint a representative who shall have the right to be present and be heard at such inspection or inquiry.
- (8) The Chancellor may address the Vice-Chancellor with reference to the result of such inspection or inquiry, and the Vice-Chancellor shall communicate to the General Council the views of the Chancellor along with such advice as the Chancellor may offer on the action to be taken thereon.
- (9) The General Council shall communicate to the Chancellor through the Vice-Chancellor such action, if any, as it proposes to take, or as has been taken, on the result of such inspection or inquiry, within a time limit so fixed.
- (10) Notwithstanding anything contained in the foregoing sub-sections, if at any time the Chancellor is of the opinion that in any matter 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, and the Statutes and Regulations or that special measures are desirable to maintain the standards of University teaching, examinations, research, administration or finances, the Chancellor may refer to the Executive Council through the Vice-Chancellor any matter in regard to which he desires an explanation and call upon the Executive Council to offer such explanation within such time as may be specified by him. If the Executive Council fails to offer any explanation within the time specified or offers an explanation which in the opinion of the Chancellor, is not satisfactory, the Chancellor may issue such directions as appear to him to be necessary, and the Executive Council and any other authority concerned shall comply with such directions.
- (11) The General Council shall furnish such information relating to the administration and finance of the University as the Chancellor may, from time to time, require.
- (12) The Chancellor shall exercise such other powers, and perform such other duties, as may be conferred upon, or vested in, the Chancellor by or under this Act.



Authorities of  
the University.

12. The following shall be the authorities of the University:—

- (1) the General Council;
- (2) the Executive Council;
- (3) the Academic Council;
- (4) the Finance Committee;
- (5) the Planning Board;
- (6) the Board of Studies; and
- (7) such other authorities as may be declared by the Statutes to be the authorities of the University.

The General  
Council

13. The General Council shall be the supreme authority of the University.

The Executive  
Council

14. (1) The Executive Council shall be the principal executive body of the University.

- (2) The administration, management and control of the University and the income thereof shall vest in the Executive Council which shall control and administer the property and funds of the University.

The Academic  
Council

15. Subject to the provisions of this Act and the regulations, the Academic Council shall be the principal academic body of the University, and shall have the power of control and regulation in general of, and shall be responsible for, the maintenance of standards of instruction, education and examination of the University, and shall also exercise such other powers, and shall perform such other duties, as may be conferred or imposed upon it by this Act or the regulations. It shall also have the right to advise the Executive Council on the academic matters.

Officers of  
the  
University

16. The following shall be the officers of the University:—

- (a) the Vice-Chancellor;
- (b) the Deans of Faculties;
- (c) the Registrar;
- (d) the Controller of Examinations;
- (e) the Finance Officer; and
- (f) such other officers as may be made by regulations.

Regulations

17. (1) Subject to the provisions of this Act, the Executive Council shall have, in addition to all other powers vested in it, the power to make regulations with the prior approval of the Government to provide for the administration and management of the affairs of the University:

Provided that the Executive Council shall, with prior concurrence of the Academic Council, make, amend or repeal any regulation affecting all or any of the following matters:



- (i) the constitution, powers and duties of the Academic Council;
- (ii) the authorities responsible for organizing teaching in connection with the University courses and related academic programmes;
- (iii) awarding, suspending, withholding or withdrawal of diplomas, degrees, certificates or academic distinctions;
- (iv) establishment, abolition and amalgamation of Faculties, Departments and institutions;
- (v) prescribing the requirements of infrastructure and superstructure and other essential prerequisites for running any course in any institution or any group of institutions in adherence with the regulations made by the respective Councils;
- (vi) the conferment of medals, prizes, scholarships, studentships and any other distinctions;
- (vii) conduct standard of examinations and conditions and modes of appointment of examiners in any course of study;
- (viii) modalities of enrolment, admission and regulating the conduct of students;
- (ix) status of recognition of examinations.

(2) The Academic Council shall have the power to propose the regulations on all or any of the matters specified in clauses (i) to (ix) of sub-section (1) and matters incidental or related thereto.

(3) Where the Executive Council has amended or rejected any regulation proposed by the Academic Council, the Academic Council may appeal to the Chancellor, and the Chancellor may, by order, direct that the proposed regulation may be laid before the next meeting of the General Council for its approval or modification or rejection, or that pending such approval or modification or rejection of the General Council, such regulation shall have effect from such date as may be specified in the order:

Provided that if the regulation is modified, or not approved, by the General Council at such meeting, it shall respectively be effected as modified, or cease to have effect, accordingly.

(4) All regulations made by the Executive Council shall be submitted, as soon as may be, for approval, to the Chancellor and to the General Council at its next meeting, and the General Council shall, by a resolution passed by a majority of not less than two-thirds of the members present, have the power to cancel or modify any regulations made by the Executive Council and such regulations shall, from the date of such resolution, cease to have effect, or be effective as modified.



Constitution and  
function of the  
General Council

18. (1) The General Council shall consist of the following members:-

- (a) the Chancellor;
- (b) the Vice-Chancellor;
- (c) the Secretary, Health and Family Welfare Department, Government of Assam;
- (d) the Secretary, Higher Education Department, Government of Assam;
- (e) the Secretary, Finance Department, Government of Assam;
- (f) six members, one each as nominated, by the State Government, to the Medical Council of India, the Dental Council of India, the Indian Nursing Council, the Pharmacy Council of India, the Central Council of Indian Medicine, and the Central Council of Homoeopathy;
- (g) the Director of Health Services, Assam;
- (h) the Director of Medical Education, Assam;
- (i) two distinguished Doctors nominated by the Indian Medical Association, Assam Branch;
- (j) two distinguished educationists nominated by the Vice-Chancellor;
- (k) a person nominated by the University Grants Commission from amongst the members of the University Grants Commission;
- (l) an eminent scholar nominated by the Government of Assam;
- (m) three numbers elected by the Members of the Assam Legislative Assembly from amongst themselves in the manner as may be prescribed.

(2) The Chancellor shall be the Chairman of the General Council and a nominee of the General Council from amongst its members shall be the Chairman of the Finance Committee of the University.

(3) The terms of office of the members of the General Council shall be in the following manner:-

(a) the term of office of the members of the General Council shall, subject to the provisions of clauses (b) and (c) of this sub-section, be three years:

Provided that the term of office of the members of the first General Council shall be five years;

(b) where a member of the General Council becomes a member by reason of the office or appointment he holds or is a nominated member, his membership shall terminate when he ceases to hold such office or appointment, as the case may be, or his nomination is withdrawn or cancelled;

(c) a member of the General Council shall cease to be a member of that Council if he resigns, or becomes of unsound mind, or becomes insolvent, or is convicted



of a criminal offence involving moral turpitude, or if a member, other than the Vice-Chancellor, accepts a full time appointment in the University; and

- (d) any vacancy in the General Council shall be filled up either by appointment or nomination, as the case may be, of a person by the respective authority entitled to make the same and the person so appointed or nominated shall hold office for so long as the member in whose place he is appointed or nominated could have hold office if such vacancy had not occurred.

(4) The powers of the General Council shall be -

- (a) to review from time to time the different policies and programmes of the University and suggest measures for the improvement and development of the University:

Provided that the Executive Council shall abide by such suggestions towards implementation of the same by way of framing regulations or otherwise, as the case may be;

- (b) to consider and pass appropriate resolutions on the annual report, financial estimates, audit reports on the accounts of the University;

- (c) to approve, modify or reject any regulations made by the Executive Council; and

- (d) to perform such other functions as it may deem necessary for the efficient functioning and administration of the University.

(5) Meeting of the General Council shall be held in the following manner:—

- (a) the General Council shall meet at least twice in a year. An annual meeting of the General Council shall be held on a date to be fixed by the Executive Council, unless some other date has been fixed by the General Council in respect of any year;

- (b) the Chancellor shall preside over the meetings of the General Council. In his absence, the Vice-chancellor shall preside;

- (c) a report of the working of the University during the preceding year, together with the statement of receipts and expenditures, the balance sheet as audited, and the financial estimates shall be presented by the Vice-Chancellor to the General Council at its annual meeting;

- (d) the meetings of the General Council shall be called on by the Chancellor, or in his absence, by the Vice-Chancellor, either on his own or at the request of not less than ten members of the General Council;



- (e) for every meeting of the General Council fifteen days' notice shall be given;
- (f) one-third of the members of the General Council shall form the quorum for the meeting;
- (g) each member of the General Council shall have one vote and if there be equality of votes on any question to be determined by the General Council, the Chancellor or the person presiding over the meeting shall, in addition, have a casting vote;
- (h) in the case of difference of opinion among the members, the opinion of the majority shall prevail; and
- (i) if any urgent action by the General Council becomes necessary, the Chancellor may permit the business to be transacted by circulation of papers to the members of the General Council. The action proposed to be taken shall not be taken unless agreed to by a majority of the members of the General Council. The action so taken shall be forthwith intimated to all the members of the General Council and the papers shall be placed at the next meeting of the General Council for ratification.

Constitutional  
function of the  
Executive  
Council

19. (I) The Executive Council shall consist of the following members:

- (a) the Vice-Chancellor;
- (b) the Director of Medical Education, Assam;
- (c) the Director of Health Services, Assam;
- (d) a distinguished teacher from the Assam Dental Services, nominated by the Government of Assam;
- (e) a Principal of any Institute of Pharmacy under the Government of Assam nominated by the Government of Assam;
- (f) the President of the Assam Medical Council;
- (g) the Secretary, Department of Health and Family Welfare, Government of Assam or his nominee not below the rank of Deputy Secretary;
- (h) the Secretary, Department of Finance, Government of Assam, or his nominee not below the rank of Deputy Secretary;
- (i) two distinguished Professors of the Assam Medical Education Service nominated by the Department of Health and Family Welfare, Government of Assam;
- (j) two distinguished educationists nominated by the Chancellor of the University;
- (k) one member elected by the Members of the Assam Legislative Assembly, in the manner as may be prescribed, from amongst such Members of the Assam Legislative Assembly as are Members of the General Council;



(l) a Principal of Medical Colleges to be nominated by the Government

(m) a Principal of Colleges other than Medical Colleges to be nominated by the Government

(2) The Vice-Chancellor shall be the Chairman of the Executive Council.

(3) The term of office of the members of the Executive Council shall be three years subject to the following conditions:—

(a) where a person has become a member of the Executive Council by reason of the office or appointment he holds, his membership shall terminate when he ceases to hold that office or appointment;

(b) a member of the Executive Council shall cease to be a member if he resigns or becomes of unsound mind or becomes insolvent or is convicted of a criminal offence involving moral turpitude or if a member, other than the Vice-Chancellor accepts a full time appointment in the University;

(c) if the membership of a member of the Executive Council is not previously terminated as provided in clauses (a) and (b) of this sub-section, such member shall relinquish his membership on the expiry of five years from the date on which he becomes member of the Executive Council but shall be eligible for renomination or reappointment, as the case may be;

(d) a member of the Executive Council, other than an *ex officio* member, may resign his office by a letter addressed to the Chairman of the Executive Council and such resignation shall take effect as soon as it is accepted by the Chairman of the Executive Council;

(e) any vacancy in the Executive Council shall be filled up, either by appointment or nomination, as the case may be, by the respective authority entitled to make the same, and, on the expiry of the period of filling the vacancy, such appointment or nomination shall cease to be effective.

(4) Subject to the other provision of this Act, the powers and functions of the Executive Council shall be —

(a) to appoint the Registrar, the Librarian, the Controller of Examinations, the Finance Officer and the members of the teaching staff, as may be necessary, on the recommendations of the Selection Committee constituted by regulations for the purpose:

Provided that no action shall be taken by the Executive Council, except in the cases covered by clause (b) of this sub-section, in regard to the number, qualifications and emoluments of teachers or any other person, otherwise than after consideration of the recommendation to the Academic Council;



- (b) to create administrative, ministerial and other necessary posts, to determine the number and emoluments of such posts with the prior approval of the State Government, to specify minimum qualifications for appointment to such posts, and to appoint persons to such posts on such terms and conditions of service as may be prescribed by regulations in this behalf, or to delegate the power of appointments to such authority or authorities or officer or officers as the Executive Council may, from time to time, by resolution, either generally or specifically, direct:

Provided the pay and emoluments of administrative, ministerial and any other posts, shall not exceed in any case the pay and allowances fixed by State Government for its employees in similar post or capacity from time to time.

- (c) to grant, in accordance with the regulations, leave of absence, other than casual leave, to any officer of the University and to make necessary arrangements for the discharge of the function of such officer during his absence;
- (d) to manage and regulate the finances, accounts, investments, property business and all other administrative affairs of the University and, for that purpose, to appoint such agents as it may think fit;
- (e) to invest any money belonging to the University, including any unapplied income, in such stock, funds, shares or securities, as it may think fit, or in the purchase of immovable property in India, with the like power to vary such investment from time to time;
- (f) to transfer, or accept transfers, of any movable or immovable property on behalf of the University;
- (g) to enter into, vary, carry out, or cancel contracts on behalf of the University and, for that purpose, to appoint such officers as it may think fit;
- (h) to provide buildings, premises, furniture and apparatus and other means necessary for carrying on the work of the University;
- (i) to entertain, adjudicate upon, and if it thinks fit, to redress the grievances of the officers of the University, the teachers, the students and the University employees, who may, for any reason, feel aggrieved, otherwise than by an act of a court;
- (j) to appoint examiners and moderators, and, if necessary, to remove them and to fix their fees, emoluments and travelling and other allowances after consulting the Academic Council;
- (k) to select a common seal for the University and to provide for the custody of the seal; and
- (l) to exercise such other powers and to perform such other duties as may be conferred or imposed on it by or under this Act.

(5) Meeting of the Executive Council shall be held in the following manner:-



- (a) the Executive Council shall meet at least once in six months and not less than fifteen days' notice shall be given for such meeting;
- (b) one-third members of the Executive Council shall constitute a quorum for any meeting thereof;
- (c) in the case of difference of opinion among the members, the opinion of the majority shall prevail;
- (d) each member of the Executive Council shall have one vote and if there be equality of votes on any question to be determined by the Executive Council, the Chairman of the Executive Council shall, in addition, have a casting vote;
- (e) every meeting of the Executive Council shall be presided over by the Vice-Chancellor or, in his absence, by a member selected by the members present,
- (f) if any urgent action by the Executive Council becomes necessary, the Vice-Chancellor may permit the business to be transacted by circulation of papers to the members of the Executive Council. The action proposed to be taken shall not be taken unless agreed to by a majority of members of the Executive Council. The action so taken shall forthwith be intimated to all the members of the Executive Council. The papers shall be placed at the next meeting of the Executive Council for ratification.

(6) Constitution of the Standing Committee and appointment of *ad hoc* committees by the Executive Council shall be in the following manner:—

- (a) subject to the provisions of this Act and the regulations as may be made in this behalf, the Executive Council may, by resolution, constitute such Standing Committees or appoint *ad hoc* Committees for such purposes and with such powers as the Executive Council may think fit for exercising any power or discharging any function of the University for enquiring into, and reporting and advising upon, any matter relating to the University;
- (b) the Executive Council may co-opt such persons to a Standing Committee or an *ad hoc* Committee as it considers suitable and may permit them to attend the meetings of the Executive Council.

(7) The Executive Council may, by resolution, delegate to the Vice-Chancellor or to the Controller of Examinations such of its powers as it may deem fit, subject to the condition that the action taken by the Vice-Chancellor or the Controller of Examinations in the exercise of the powers so delegated shall be reported at the next meeting of the Executive Council.

Constitution  
and function of  
the Academic  
Council

20. (1) The Academic Council shall consist of the following members:

- (a) the Vice-Chancellor who shall be the Chairman;



- (b) the Controller of Examinations;
  - (c) Registrar (Academic);
  - (d) all Principals or Directors or Deans of all the Medical, Dental, Nursing Pharmacy, Homoeopathic, Ayurvedic, Unani teaching institutions in the State of Assam;
  - (e) two distinguished teachers nominated by the Vice-Chancellor;
  - (f) a nominee of the Government of Assam;
  - (g) a representative from each (undergraduate and post-graduate) discipline not below the rank of Associate Professor, to be nominated by the Vice-Chancellor;
  - (h) the Director of Medical Education, Assam; and
  - (i) a nominee of the University Grants Commission.
- (2) The term of office of the members of the Academic Council shall be three years.
- (3) Subject to the provisions of this Act and the regulations made thereunder, the Academic Council shall, in addition to all other powers vested in it, have the following powers:—
- (a) to report on any matter referred or delegated to it by the General Council or the Executive Council;
  - (b) to make recommendations to the Executive Council with regard to the creation, abolition or classification of teaching posts in the University and the emoluments and the duties attached thereto;
  - (c) to formulate and modify or revise schemes for the organization of the Faculties, and to assign to such Faculties their respective subjects and also to report to the Executive Council as to the expediency of the abolition or sub-Division of any Faculty or the combination of one Faculty with another;
  - (d) to make arrangements by regulations for the instruction and examination of persons other than those enrolled in the University;
  - (e) to promote research within the Universities and to require, from time to time, reports on such research;
  - (f) to consider proposals submitted by the Faculties;
  - (g) to appoint committees for admission to the University;



- (h) to recognize diplomas and degrees of other universities and institutions and to determine their equivalence in relation to the diplomas and degrees of the University;
  - (i) to fix, subject to any conditions accepted by the General Council, the time, mode and conditions of competition for fellowships, scholarships and other prizes and to award the same;
  - (j) to make recommendations to the Executive Council in regard to the appointment of examiners and, if necessary, their removal and the fixation of their fees, emoluments and travelling and other expenses;
  - (k) to make arrangements for the conduct of examinations and to fix dates for holding them;
  - (l) to declare the result of the various examinations, or to appoint committees or officers to do so, and to make recommendations, regarding the conferment or grant of degrees, honours, diplomas, licences, titles and marks of honour;
  - (m) to recommend establishment of University Departments, Institutions, Centres, Libraries, Laboratories for study and research and to award stipends, scholarships, medals and prizes, the institutional fellowships, travelling fellowships and to make other awards in accordance with the regulations and on such conditions as may be attached to the awards;
  - (n) to publish lists of prescribed or recommended text-books and to publish syllabi of the prescribed courses of study;
  - (o) to prepare such forms and registers as may be, from time to time, prescribed by regulations;
  - (p) to perform, in relation to academic matters, all such duties and to do all such acts as may be necessary for the proper carrying out of the provisions of this Act and the regulations made thereunder; and
  - (q) to delegate any duty or responsibility to the Controller of Examinations as may deem fit for expeditious disposal of such matter related to clause (j), clause (k) and clause (l).
- (4) The procedure of meetings of the Academic Council shall be in the following manner:-
- (a) the Academic Council shall meet as often as may be necessary but at least once in every three months;
  - (b) one-half of the total number of members of the Academic Council present shall form quorum for a meeting of the Academic Council;



- (c) in the case of difference of opinion among the members, the opinion of the majority shall prevail;
- (d) each member of the Academic Council shall have one vote and if there be an equality of votes on any question to be determined by the Academic Council, the Chairman of the Academic Council or the member presiding over the meeting shall, in addition, have a casting vote;
- (e) every meeting of the Academic Council shall be presided over by the Chairman of the Academic Council and, in his absence, by a member selected by the members present at the meeting;
- (f) if any urgent action by the Academic Council becomes necessary, the Chairman of the Academic Council may permit the business to be transacted by circulation of papers to the members of the Academic Council. The action proposed to be taken shall not be taken unless agreed to by a majority of members of the Academic Council. The action so taken shall forthwith be intimated to all the members of the Academic Council. The papers shall be placed at the next meeting of the Academic Council for confirmation.
- Constitution and function of the Finance Committee**
21. (1) There shall be a Finance Committee constituted by the Executive Council consisting of the following members:—
- (a) the Chairman of the Finance Committee to be nominated by the General Council from amongst its members of the University;
- (b) the Vice-Chancellor;
- (c) the Finance Officer; and
- (d) three members shall be nominated by the Executive Council from amongst its members, out of whom at least one shall be from the Finance Department of the Government of Assam.
- (2) The members of the Finance Committee, other than the Vice-Chancellor and the Finance Officer shall hold office for a term of three years.
- (3) The functions and duties of the Finance Committee shall be as follows:—
- (a) to examine and scrutinize the annual budget of the University and to make recommendations on financial matters to the Executive Council;
- (b) to consider all proposals for new expenditure and to make recommendation to the Executive Council;