

---

---

# MEMORANDUM OF ASSOCIATION AND RULES

---

---



**NATIONAL UNIVERSITY OF EDUCATIONAL PLANNING AND ADMINISTRATION**

**17-B, Sri Aurobindo Marg, New Delhi 110016**

**Website: [www.nuepa.org](http://www.nuepa.org)**

---

# **Memorandum of Association and Rules**



**NATIONAL UNIVERSITY OF EDUCATIONAL PLANNING AND ADMINISTRATION**

17-B, Sri Aurobindo Marg, New Delhi-110016, INDIA

---

---

© **NATIONAL UNIVERSITY OF EDUCATIONAL PLANNING AND ADMINISTRATION, 2007**

**17-B, Sri Aurobindo Marg, New Delhi-110016, INDIA**

Published by the Registrar, National University of Educational Planning and Administration (NUEPA), 17-B, Sri Aurobindo Marg, New Delhi 110016 and printed by the Publication Unit, NUEPA, at M/s Anil Offset & Packaging Pvt. Ltd., 35-UB, Jawahar Nagar, Delhi 110007.

---

---

# **AMENDED MEMORANDUM OF ASSOCIATION OF NATIONAL UNIVERSITY OF EDUCATIONAL PLANNING AND ADMINISTRATION**

(Declared by the Government of India under Section 3 of the UGC Act, 1956)

## **1. Name**

The Name of the Society shall be the “National University of Educational Planning and Administration”, (Declared by the Government of India under Section 3 of the UGC Act, 1956) vide Government of India Notification No. F.9-16/2006-U.3 (A) dated 11<sup>th</sup> August 2006 (hereinafter referred to as “National University”).

## **2. Office**

The Registered Office of the National University shall be in its own building currently numbered as 17-B, Sri Aurobindo Marg, New Delhi – 110016, INDIA.

## **3. Main Objectives**

The main objectives for which the National University has been established are:

- (a) To organize pre-service and in-service training programmes in the area of educational planning and administration, and allied disciplines;
  - (b) To undertake, aid, promote and coordinate research in various aspects of educational planning and administration, and allied disciplines, including comparative studies in planning techniques and administrative procedures in the different States of India and in other countries of the world;
-

- (c) To provide academic and professional guidance to agencies, institutions and personnel engaged in educational planning and administration;
  - (d) To offer M. Phil, Ph. D. and Post-Doctoral Programmes and award degrees in educational planning, educational administration, educational finance, comparative education, school education, higher education, professional education, policy research, gender in education, discrimination in education, education and globalization, educational management and information system, etc.;
  - (e) To act as a clearing house of ideas and information on research, training and extension in educational planning and administration services and other programmes;
  - (f) To prepare, print and publish papers, periodicals and books in furtherance of these objectives and especially to bring out a Journal on Educational Planning and Administration;
  - (g) To organize training, conferences, workshops, meetings, seminars and briefing sessions for educational personnel of the Central and State Governments and Union Territories;
  - (h) To offer, on request, consultancy service to Governments, including State Governments, educational institutions and institutions/ organizations in India & abroad;
  - (i) To organize orientation and training programmes and refresher courses for teacher-educators and for University and College Administrators engaged in educational planning and administration;
  - (j) To organize orientation programmes, seminars and discussion groups for persons including legislators in the field of educational planning and administration at the level of policy making in Central and State Governments;
  - (k) To award consultancy work/services to other organizations/ individuals;
  - (l) To collaborate with other agencies, institutions and organizations, including the University Grants Commission, the Universities, Institutes of Management and Administration and other allied institutions in
-

India and abroad, in such way as may be considered necessary for the promotion of these objectives;

- (m) To provide, on request, facilities for training and research in educational planning and administration to other countries, especially of the Asian Region, and collaborate with them in programmes;
- (n) To offer fellowships, scholarships and academic awards in furtherance of the objects of the National University;
- (o) To confer honorary fellowships on eminent educationists for their contribution in the field of educational planning and administration;
- (p) To undertake extra mural studies, extension programme and field outreach activities to contribute to the development of society;
- (q) To disseminate and advance knowledge by providing instructional, research and extension facilities in such branches of learning as it may deem fit and to provide to students and teachers the necessary facilities and atmosphere for the promotion of innovations in education leading to restructuring of courses, new methods of teaching and learning, and integral development of personality, studies in various disciplines, inter-disciplinary studies, and national integration and international understanding;
- (r) To conduct the above mentioned programmes and courses in its off-campuses, and off-shore campuses; and
- (s) To do or perform all such other acts, functions and things as may be deemed necessary, desirable or incidental by the National University in furtherance of the above objectives of the National University.

#### **4. Powers and Functions of the National University**

To carry out the above objectives and functions, the National University shall have the following powers:

- (i) To design and deliver courses of study and research and to provide instructions in such branches of study as the National University deems appropriate for the advancement of learning and dissemination of knowledge in such branches;

- (ii) To provide for instruction in such branches of learning as the National University may, from time to time, determine and to make provisions for research and for the advancement and dissemination of knowledge;
  - (iii) To confer or grant, subject to such criteria and/or conditions as the National University may determine, Degrees, Diplomas and/or Certificates and other academic distinctions on the basis of examinations, evaluation or any other method of testing, on persons who have satisfactorily completed the approved courses of study and/or research as may be prescribed and shall have passed the prescribed examinations or fulfilled any other conditions as laid down from time to time;
  - (iv) To withdraw such Degrees, Diplomas and/or Certificates and other academic distinctions for good and sufficient cause;
  - (v) To organize and to undertake extra mural studies; extension services and other measures for promotion of education;
  - (vi) To confer honorary degrees or other distinctions in the manner as determined by the Board of Management;
  - (vii) To institute the posts of Professors, Associate Professors, Assistant Professors and other teaching or academic posts required by the National University and to appoint persons to such posts of Professors, Associate Professors, Assistant Professors or other posts;
  - (viii) To create academic, administrative, technical, ministerial or any other post(s) under the National University and to make appointments thereto in accordance with the Rules, Regulations and Bye-laws of the National University;
  - (ix) To appoint persons working in any other University or organization as teachers of the National University for specified periods;
  - (x) To co-operate, collaborate or associate with any other University or Authority or Institution in India and abroad in such manner and for such purposes as the National University may determine;
-

- (xi) To set up or establish and maintain Centres and Campuses in India and/or abroad either on its own or in association with partner institutions in such manner and for such purposes as may be determined by the National University with a view to achieving its objectives;
  - (xii) To institute and award Fellowships, Scholarships, Emeritus Professorships, Visiting Professorships, National Fellowships, Honorary Degrees, Prizes and Medals subject to such criteria and/or conditions as the National University may determine from time to time;
  - (xiii) To make provisions for research and advisory services, and for that purpose to enter into such arrangements with other institutions or bodies as the National University may deem necessary;
  - (xiv) To determine standard for admission into National University, which may include examination, evaluation or any other method of testing;
  - (xv) To demand payment of fees and other charges;
  - (xvi) To regulate and enforce discipline among the employees and students of the National University and take such disciplinary measures in this regard as may be deemed by the National University to be necessary;
  - (xvii) To make arrangements for promoting the health and general welfare of the employees of the National University;
  - (xviii) To receive and accept grants of money, donations, securities and property of any kind on such terms as may be deemed desirable for the purpose of National University;
  - (xix) To acquire by gift, purchase, exchange, lease, hire or otherwise, or hold and manage any property movable or immovable, including trust and endowment properties, which may be necessary or convenient for the purpose of the National University, and to build, construct, improve, alter, demolish and acquire such buildings, works and constructions as may be necessary for carrying out the objectives of the National University;
-



- (xx) To sell, lease, exchange, hire or otherwise transfer and dispose of all or any portion of the property, movable or immovable, of the National University, provided that the same is for the purposes of National University and further provided that prior approval in writing of the MHRD is obtained for such transfer or transaction of movable or immovable property;
  - (xxi) To invest and deal with any money and securities of the National University not immediately required for any of its activities in such a manner as may be provided by the Rules and Bye-laws of the National University as may be laid down from time to time;
  - (xxii) To draw, make, accept, endorse and discount cheques, notes or other negotiable instruments for the purposes of the National University;
  - (xxiii) To invest any surplus funds not needed for immediate work in accordance with the provisions contained in Sections 11(2), 11(3) and 11(5) of the Income Tax Act 1961 as amended from time to time;
  - (xxiv) To create any Reserve Fund, Corpus Fund, Sinking Fund, Insurance Fund, Provident Fund or any other Special Fund, whether for depreciation or for repairs, improving, extending or maintaining any of the properties or rights of the National University and/or for recoupment of wasting assets and/or benefits of the employees and for any other purposes for which the National University deems it expedient or proper to create or maintain any such Fund or Funds;
  - (xxv) To borrow and raise money with or without security or on the security of a mortgage, charge or hypothecation or pledge of all or any property belonging to the National University or in any other manner whatsoever, provided that prior approval in writing of the MHRD is obtained in that behalf and the same is for the purposes of the National University;
  - (xxvi) To make Rules, Bye-laws and Regulations for the conduct of the affairs of the National University and to add, amend, vary or rescind them from time to time; and
-

- (xxvii) To do all such other acts and things as may be necessary, incidental, or conducive to the attainment of all or any of the objectives of the National University.

## **5. Interpretation of the Objectives**

The National University is established for public benefit, and accordingly, the objectives of the National University, as set forth above, will be interpreted and restricted to mean such objectives and purposes as are regarded in law to be in public interest.

## **6. National University Open to All**

- (i) The National University shall be open to all persons of whatever race, religion, creed, caste, class and geographical area of the country. No test or condition shall be imposed as to religious belief or occupation in order to entitle him or her to be admitted therein as a teacher or a student or a trainee or to hold any office therein.
- (ii) No capitation fee shall be charged in any form in consideration for admission.
- (iii) The Academic Council of the National University keeping in view the provisions of the University Grants Commission Act, 1956, will fix the fee for various courses.
- (iv) No benefaction that involves conditions and obligations opposed to the spirit and objectives of the National University shall be accepted by the National University.

Provided that nothing in this clause shall be deemed to prevent the National University from making appropriate provisions for reservations in accordance with the policy decisions taken by the Government of India from time to time.

## **7. Admissions**

- (i) Admissions to courses, research programmes and other programmes of the National University shall be made on all India basis through

appropriate procedures approved by the Board of Management of the National University.

- (ii) Foreign students shall be admitted to various courses and programmes by the National University as per the policy of the Government of India, and the procedure for foreign nationals or Indian schemes for foreign nationals, approved by the Board of Management of the National University.

#### **8. Income and Property of the National University to be Applied for the Objectives Only**

- (i) The National University shall be funded directly by the Ministry of Human Resource Development, Government of India.
- (ii) The income and property of the National University, howsoever derived, shall be applied towards the promotion of the objectives as set forth in this Memorandum of Association.

#### **9. Income and Property of the National University not to be Paid or Transferred by Way of Profit**

No portion of the income and property of the National University shall be paid or transferred directly or indirectly by way of profit, to the persons, who, at any time, are or have been members of the National University or to any of them, provided that nothing herein contained shall prevent the payment in good faith of remuneration to any member thereof or other person in return for any service rendered to the National University or for traveling, halting and other similar charges.

#### **10. Management of the National University**

The designations of the first members of the Board of Management to whom under rules, the management of the National University is entrusted till the various authorities in accordance with the rules are constituted, are given below as required under the Societies Registration Act, 1860. The Board of Management of the National University shall consist of:

---

- (a) Vice-Chancellor of the National University – Chairman – *ex-officio*;
- (b) Three nominees of the President of the National University;
- (c) One nominee of the MHRD, GoI;
- (d) One nominee of the Chairman, UGC;
- (e) Dean of the faculty of the National University; and
- (f) Two members of the faculty (Professor and Associate Professor or Assistant Professor) of the National University by rotation according to fitness/ suitability-cum-seniority.

Registrar of the National University shall be the Secretary of the Board of Management.

## 11. Review & Inspection

- (i) MHRD or UGC at the direction of the MHRD shall have the right to cause an inspection to be made of the National University, its buildings, laboratories, its examinations, teaching and other work conducted or done by the National University; and to cause an enquiry to be made, if considered necessary by the MHRD in respect of any matter of the National University.
- (ii) Following the inspection, the MHRD may issue directions to the National University, which shall be binding on the National University.
- (iii) In case, the National University fails to comply with the direction(s) of the MHRD and/or fails to perform as per expectations of the MHRD, the deemed to be university status conferred on the Institute can be withdrawn.



---

# NATIONAL UNIVERSITY OF EDUCATIONAL PLANNING AND ADMINISTRATION

(Declared by the Government of India under Section 3 of the UGC Act, 1956)

## AMENDED RULES

### 1. Short Title

These rules shall be called the ‘Rules of the National University of Educational Planning and Administration (Declared by the Government of India under Section 3 of the UGC Act, 1956)’.

### 2. Address of the Institute

The Registered Office of the National University shall be in its own building, i.e. 17-B, Sri Aurobindo Marg, New Delhi 110016, INDIA.

### 3. Definitions

In these Rules, unless the context otherwise requires:

- (a) ‘National University’ means the National University of Educational Planning and Administration (Declared by the Government of India under Section 3 of the UGC Act, 1956);
  - (b) ‘Authorities’ means the authorities of the National University;
  - (c) ‘Council’ means the Council of the National University;
  - (d) ‘Board of Management’ means the Board of Management of the National University;
  - (e) ‘Academic Council’ means the Academic Council of the National University;
  - (f) ‘Finance Committee’ means the Finance Committee of the National University;
  - (g) ‘Board of Studies’ means the Board of Studies of the National University;
-

- (h) 'Selection Committee' means the Selection Committee of the National University;
- (i) 'Central Government' means the Ministry of Human Resource Development (MHRD), Government of India;
- (j) 'President' means the President of the Council of the National University;
- (k) 'Chancellor' means the Chancellor of the National University;
- (l) 'Vice-Chancellor' means the Vice-Chancellor of the National University;
- (m) 'Registrar' means the Registrar of the National University;
- (n) 'Finance Officer' means the Finance Officer of the National University; and
- (o) 'Employee' means the employee of the National University.

#### **4. Authorities of the National University**

The following shall be the authorities of the National University, namely:

- (a) The President
  - (b) The Chancellor
  - (c) The Vice-Chancellor
  - (d) The Council
  - (e) Board of Management
  - (f) Academic Council
  - (g) Finance Committee
  - (h) Board of Studies
  - (i) Such other authorities as may be declared by the Board of Management to be authorities of the National University in order to give effect to the provisions of the Memorandum of Association of the National University and these Rules.
-

## 5. Powers and Composition of the Council

### (A) Composition of the Council

The Council of the National University shall consist of the following members:

- |    |   |                       |
|----|---|-----------------------|
| 1. | Union Minister for Human Resource Development | <i>President</i>      |
| 2. | Vice-Chancellor                               | <i>Vice-President</i> |

#### *Ex-officio Members*

- |    |  |        |
|----|--|--------|
| 3. | Secretary to the Government of India, Department of Higher Education               | Member |
| 4. | Secretary to the Government of India, Department of School Education and Literacy  | Member |
| 5. | Chairman, University Grants Commission, New Delhi                                  | Member |
| 6. | Director, National Council of Educational Research and Training (NCERT), New Delhi | Member |
| 7. | Financial Advisor, MHRD, Government of India                                       | Member |

#### *Other Members*

- |            |   |         |
|------------|---|---------|
| (8 to 10)  | Three eminent educationists to be nominated by the President  | Members |
| (11 to 15) | Five persons representing States by rotation to be nominated by the President, (One each from the five zones) | Members |
| 16.        | One member of the faculty of the National University to be nominated by the President                         | Member  |

Registrar of the National University shall be the Secretary of the Council.



Six members shall form the quorum at any meeting of the Council; provided that if a meeting of the Council is adjourned for lack of quorum and then meets again at a time and place already specified to transact the same business, no quorum shall be required.

**(B) Terms of Appointment**

- (i) The term of the office of the President shall be as specified by the Government of India.
- (ii) The term of the members of categories (8) to (15) under Rule 7 (A) shall be three years and a retiring member shall be eligible for renomination for one more term only.
- (iii) The term of office of the Member of the Faculty of the National University under Rule 7 (A) (16) shall be three years and the retiring member shall be eligible for renomination for one more term only.

**(C) A member of the Council shall cease to be a member thereof if:**

- (i) he/she dies, resigns, becomes of unsound mind or becomes insolvent or is convicted of a criminal offence involving moral turpitude; or
- (ii) he/she does not attend three consecutive meetings of the Council without proper leave of the President; provided this shall not apply to the ex-officio members; or
- (iii) being a member by reason of the office or appointment he/she holds, ceases to hold office or appointment.

**(D)** A resignation from the membership of the Council may be tendered to the President in writing and shall not take effect until it has been accepted by the President.

**(E)** A casual vacancy in the office of the member of the Council shall be filled up in accordance with the provisions of Rule 7 and the person nominated in the vacancy shall hold office only for the remainder of the term of the member whose place he/she takes.

**(F)** The Council shall function notwithstanding that any person who is entitled to be a member by virtue of his office is not a member of the Council for the time being and notwithstanding any other vacancy

---

in Council whether by non-appointment, a defect in appointment or otherwise and no act or proceedings of the Council shall be called in question merely on the ground of the existence of any vacancy in or defect in the Constitution of the Council.

**(G) *Proceedings of the Council***

The President shall convene meeting of the Council, whenever necessary. The Council shall, however, meet at least once in a year.

- (i) All the meetings of the Council shall be convened by notice, which shall indicate the date, time and venue of the meeting and shall be served upon every member of the Council not less than fifteen clear days before the day appointed for the meeting. The President may, however, for reasons to be recorded, convene a meeting on such shorter notice as he may think fit.
- (ii) Each member of the Council, including the President, shall have one vote and if there is an equality of votes on any matter under consideration, the President shall have a casting vote. All disputed questions at the meetings shall be decided by a majority vote.
- (iii) Every meeting of the Council shall be presided over by the President. In the absence of the President, the Vice-President will preside over the meeting. In case of absence of both the President and Vice-President, the members present at the meeting will choose one of them to preside over the meeting.
- (iv) The Secretary of the Council shall keep a record of the proceedings of the meetings and a copy thereof shall be sent to the Government of India.
- (v) The President may refer any question, which, in his/her opinion, is of sufficient importance to justify such a reference, for the decision to the Government of India, and such decision shall be binding on the National University and its Council.

**(H) *Functions and Powers of the Council***

It shall be the function of the Council to carry out the objectives of the National University as set forth in the Memorandum of Association. The

---

Council shall be responsible for the general supervision of all the affairs of the National University and shall have the authority to exercise all the powers of the National University subject to such limitations as the Government of India may from time to time impose.

**(I) Powers of the President**

The President shall exercise such powers and carry out such functions and duties as may be assigned to him under these Rules or are delegated to him by the Council. He/she may also act, when he/she deems it necessary, on behalf of the Council and exercise any or all of its powers. The action so taken by the President shall be reported to the next meeting of the Council.

**6. Powers & Composition of the Board of Management**

The Board of Management shall be a compact and homogeneous body enabling it to take and implement well considered decisions promptly and to effectively handle crisis situations.

**(A) Powers**

The Board of Management shall be the principal executive body of the National University and shall, in addition to all powers vested in it, have the following powers:

- (i) To manage and administer revenues and properties of the National University and to conduct all administrative affairs of the National University not otherwise specifically provided for;
  - (ii) To create teaching and other academic posts, to determine number and cadres thereof with emoluments and qualifications at least on par with UGC norms in consultation with the Finance Committee;
  - (iii) To appoint on the basis of the recommendations of the Selection Committee such Professors, Associate Professors, Assistant Professors and other academic staff as may be considered necessary;
  - (iv) To lay down, in consultation with the Academic Council, the duties and conditions of service of Professors, Associate
-

- Professors, Assistant Professors and other staff maintained by the National University;
- (v) To provide for appointment of Professor Emeritus, Visiting Professors, Visiting Fellows, National Fellows and Consultants;
  - (vi) To create administrative, academic and other necessary posts in terms of the cadres laid down or otherwise and to make appointments thereof in consultation with the Finance Committee;
  - (vii) To regulate and enforce discipline among the employees of the National University and to take appropriate disciplinary action, wherever necessary;
  - (viii) To manage and regulate the finance, accounts, investments, property and all other administrative affairs of the National University and for that purpose to appoint such agent or agents as it may deem fit;
  - (ix) To entertain and adjudicate upon and, if thought fit, to redress any grievances of the employees and students of the National University;
  - (x) To select an emblem and to have a common seal for the National University and to provide for the custody and use of such seal;
  - (xi) To institute Fellowships, including Traveling Fellowships, Scholarships, Studentships, Medals and Prizes in accordance with the bye-laws to be framed for the purpose;
  - (xii) To receive payments and make disbursements;
  - (xiii) To appoint such committees for such purposes and with such powers as the Board of Management may think fit and to co-opt such persons on these committees as it thinks fit;
  - (xiv) To appoint Auditors;
  - (xv) To open account or accounts of the National University with the State Bank of India, its subsidiaries or any of
-

- the nationalized banks and to lay down the procedure for operating the same;
- (xvi) To manage the finances, accounts, investments, movable properties, business and all other administrative affairs of the National University;
  - (xvii) To issue appeals for funds for carrying out the objectives of the National University and to receive grants, donations, contributions, gifts, prizes, scholarships, fees and other moneys; to give grants and donations, to award prizes, scholarships, etc;
  - (xviii) To purchase, take on lease or accept as gift or otherwise any land or buildings or works which may be necessary or convenient for the purpose of the National University, and, on such terms and conditions as it may deem fit and proper and to construct or alter and maintain any such buildings or works;
  - (xix) To draw and accept and make and endorse, discount and negotiate Government of India's and other promissory notes, bills of exchange, cheques or other negotiable instruments;
  - (xx) To transfer or accept transfers of any movable property on behalf of the National University;
  - (xxi) To advise the MHRD on matters regarding acquisition, management and disposal of any immovable property on behalf of the National University;
  - (xxii) To provide building or buildings, premises, furniture, fittings, equipment, appliances and other facilities required for carrying on the work of the National University.
  - (xxiii) To execute, in consultation with the MHRD, conveyance, transfer, Government securities, re-conveyances, mortgages, leases, bonds, licenses and agreements in respect of property, movable or immovable belonging to the National University or to be acquired for the purpose of the National University;
  - (xxiv) To appoint, in order to execute an instrument or transact any business of the National University, any person as attorney
-

- of the National University with such powers as it may deem fit;
- (xxv) To raise and borrow, in consultation with the MHRD, money on bonds, mortgages, promissory notes or other obligations or securities founded or based on any of the properties and assets of the National University or without any securities and upon such terms and conditions as it may think fit and to pay out of the funds of the National University, all expenses, incidental to the raising of money and to repay and redeem any money borrowed;
  - (xxvi) To invest the funds of the National University or money entrusted to the National University in or upon such securities and in such manner as it may deem fit and from time to time transpose any investment;
  - (xxvii) To maintain a fund to which shall be credited:
    - (a) All moneys provided by the Central or State Government/ University Grants Commission.
    - (b) All fees and other charges received by the National University.
    - (c) All moneys received by the National University as grants, gifts, donations, benefactions, bequest or transfers; and
    - (d) All moneys received by the National University in any other manner or from any other source.
  - (xxviii) To deposit all moneys credited to the fund in the State Bank of India, its subsidiaries or in any of the nationalized banks or to invest them in consultation with the Finance Committee;
  - (xxix) To maintain proper accounts and other relevant records and prepare Annual Statements of Accounts including the Balance-Sheet, for every previous financial year, in such form as may be prescribed by the Regulations/Bye-laws;
  - (xxx) To constitute for the benefit of the teaching, academic, technical, administrative and other staff, in such manner and subject to such conditions as may be prescribed by the
-

- Bye-laws such pension, insurance, provident fund, gratuity and any other fund/scheme as it may deem fit and to aid in the establishment and support of Association, Institutions, Funds, Trusts, and Conveyances calculated to benefit the staff and the students of the National University;
- (xxxi) To delegate all or any of its powers to any committee or sub-committee constituted by it or the Vice-Chancellor of the National University or any other person;
  - (xxxii) To establish, on the advice of the Academic Council, Divisions, Departments and Centres for the academic work and functions of the National University;
  - (xxxiii) To conduct examinations or tests for admission to the courses taught in the National University; to conduct examinations for Degrees and Diplomas and to declare the results of such examinations and tests and to confer, grant or award Degrees, Diplomas, Certificates and other academic titles and distinctions;
  - (xxxiv) To establish, maintain and manage residential properties, including hostels and guest houses;
  - (xxxv) To fix the emoluments and travelling and other allowances of course writers, course coordinators, counsellors, examiners, moderators, tabulators and such other personnel appointed for examinations in consultation with the Academic Council and the Finance Committee;
  - (xxxvi) To recognize and maintain control and supervision on hostels owned and managed by other agencies for the students of the National University and to rescind such recognition;
  - (xxxvii) To prepare proposals on the developmental programmes of the National University;
  - (xxxviii) To frame and amend regulations governing payment of fees and other charges and demand and receive such fees and other charges;
  - (xxxix) To invest any surplus funds not needed for immediate work in accordance with the provisions contained in Sections 11(2),
-

11(3) and 11(5) of the Income Tax Act, 1961 as amended from time to time;

- (xl) To prepare annual report and annual accounts and budget estimates of the National University for the ensuing financial year, as it thinks fit;
- (xli) To exercise such other powers and perform such other duties as may be conferred or imposed upon it by the Memorandum of Association or the Rules; and
- (xlii) The Board of Management shall be principal executive body of the National University and shall have the powers to take all necessary decisions for the smooth and efficient functioning of the National University.

**(B) Composition of the Board of Management**

The Board of Management of the National University shall consist of:

- (a) Vice-Chancellor of the National University – Chairman – *ex-officio*;
- (b) Three nominees of the President of the National University;
- (c) One nominee of the MHRD, GoI;
- (d) One nominee of the Chairman, UGC;
- (e) Dean of Faculty of the National University; and
- (f) Two members of the faculty (Professor and Associate Professor or Assistant Professor) of the National University by rotation according to fitness/suitability-cum-seniority.

Registrar of the National University shall be the Secretary of the Board of Management.

**(C) Term of Membership**

All members, other than *ex-officio*, shall hold office for a period of three years and shall be eligible for reappointment.

**(D) Meetings of the Board of Management**

- (i) The Board of Management shall meet at least twice during a year and ten days' notice shall be given for such meeting.



- (ii) One-third of the total members of the Board of Management shall constitute the quorum at any meeting of the Board of Management.
- (iii) In case of difference of opinion among the members, the opinion of the majority shall prevail.
- (iv) Each member of the Board of Management shall have one vote and if there shall be an equality of votes on any question, the Chairman of the Board of Management shall have a casting vote.
- (v) Every meeting of the Board of Management shall be presided over by its Chairman, and in his absence by a member chosen by the meeting to preside on the occasion.
- (vi) Any business, which may be necessary for the Board of Management to perform, except such as may be placed before its meetings, may be carried out by circulation among all its members and any resolution so circulated and approved by a majority of the members signing, shall be as effectual and binding as if such resolution has been passed at the meeting of the Board of Management provided that at least one half of total members of the Board of Management have recorded their views on the resolution. If a member other than the Vice-Chancellor, or those representing the teachers accepts a full time appointment in the National University or he/she does not attend three consecutive meetings of the Board of Management without proper leave of absence, he/she shall cease to be a member of the above Body.

#### **7. Constitution of Standing Committee and Appointment of Ad-hoc Committee by the Board of Management**

- (i) Subject to the provision of the Rules/Bye-laws of the National University, the Board of Management may by a resolution constitute such Standing Committee or Co-Committee or Ad-hoc Committee or Committees for such purposes and with such powers as the Board of Management may think appropriate for exercising any power or powers for discharging any functions of the National University or for inquiring into, reporting and advising upon any matter of the National University.
  - (ii) The Board of Management may co-opt such persons on the Standing Committees or Ad-hoc Committees, as it may consider suitable.
-

## **8. Delegation of Powers of the Board of Management**

The Board of Management may by a resolution, delegate to the Vice-Chancellor or any other officer of the Standing Committee or the Ad-hoc Committee such of its powers as it may deem fit, subject to the condition that the action taken by the Vice-Chancellor or the officer concerned or the Standing Committee or the Ad-hoc Committee concerned in the exercise of the powers so delegated shall be reported at the next meeting of the Board of Management.

## **9. Academic Council**

The Academic Council shall be the principal academic body of the National University and shall, subject to the provisions of the Memorandum of Association and the Rules and Bye-laws, have the control over and be responsible for the maintenance of standards of education, training, research and consultancy; inter-departmental co-ordination, examinations and tests, etc. within the National University and shall exercise such other powers and perform such other duties and functions as may be prescribed or conferred upon it by the Rules and Bye-laws.

### **(A) Membership of the Academic Council**

The Academic Council shall consist of the following:

- (a) Vice-Chancellor – Chairman – *ex-officio*;
- (b) Dean of Faculty of the National University;
- (c) HoD(s) of the National University;
- (d) Three persons, from amongst eminent educationists from the field related to the activities of the National University, who are not in the service of the National University to be nominated by the President;
- (e) One Associate Professor from the National University other than the Head of the Departments by rotation and fitness/suitability-cum-seniority to be nominated by the Vice-Chancellor;
- (f) One Assistant Professor from the National University by rotation and fitness/suitability-cum-seniority to be nominated by the Vice-Chancellor; and

- (g) Three persons, who are not members of the teaching staff co-opted by the Academic Council for their specialized knowledge.

The term of members other than ex-officio members shall be for three years.

**(B) Powers and Functions of the Academic Council**

The Academic Council shall be the principal academic body of the National University and shall, in addition to all other powers and duties vested in it, have the following powers and duties, viz.:

- (i) To exercise general supervision over the academic work of the National University and to give direction regarding selection of candidates for research and other programmes (M. Phil., Ph.D., Post-Doctoral, etc.), methods of instructions, evaluation or research or improvements in academic standards etc.
  - (ii) To promote research within the National University, require reports on such researches from time to time.
  - (iii) To consider and ensure relevance, quality and effective delivery of training and other capacity building programmes, conferences, seminars, etc. of the National University.
  - (iv) To consider matters of academic interest either on its own initiative or at the instance of the Board of Management and to take proper action thereon.
  - (v) To make arrangements for the conduct of examinations in conformity with the Bye-laws.
  - (vi) To maintain proper standards of the examinations.
  - (vii) To recognize diplomas and degrees of Universities and other institutions and to determine equivalence with the diplomas and degrees of the National University.
  - (viii) To prescribe courses of study leading to degrees and diplomas of the National University.
  - (ix) To appoint examiners, moderators, tabulators and such other personnel for different examinations.
  - (x) To suggest measures for departmental coordination.
-

- (xi) To make recommendations to the Board of Management on:
    - (a) Measures for improvement of standards of teaching, training, consultancy and research;
    - (b) Institution of Fellowships, Visiting Professorships, Scholarships, Medals, Prizes, etc.;
    - (c) Establishment or abolition of Departments/Divisions/Centres; and
    - (d) Bye-laws covering the academic functioning of the National University, discipline, residence, admissions, examinations, award of fellowships and studentships, freships, concessions, attendance, etc.
  - (xii) To appoint sub-committees to advise on such specific matters as may be referred to it by the Board of Management.
  - (xiii) To consider the recommendations of the sub-committees and to take such action (including making of recommendations to the Board of Management) as the circumstances on each case may require.
  - (xiv) To make periodical review of the activities of the Departments and to take appropriate action (including making of recommendations to the Board of Management) with a view to maintaining and improving the academic standards.
  - (xv) To exercise such other powers and perform such other duties as may be conferred or imposed upon it by the Rules and Bye-laws.
  - (xvi) To recommend institution of teaching posts - Professor, Associate Professor and Assistant Professor, etc. to the Board of Management in consultation with the Finance Committee.
  - (xvii) To recommend to the Board of Management to fix the emoluments and travelling allowances of course writers, course coordinators, counsellors, moderators, tabulators and such other personnel appointed for examinations.
  - (xviii) To prescribe admission requirements, revise curricula and syllabi for courses of studies.
-

- (xix) To supervise discipline, progress and health of students and trainees.
- (xx) To fix fee for various courses and research programmes of the National University in accordance with the UGC norms and subject to the Bye-laws and regulations of the National University.

**(C) Meetings of the Academic Council**

- (i) The Academic Council shall meet as often as may be necessary but not less than two times during the academic year.
- (ii) One-third of the total members of the Academic Council shall constitute the quorum for the meeting.
- (iii) Any business which may be necessary for the Academic Council to perform except such as may be placed before its meeting, may be carried out by circulation of the resolution among all its members and the resolution so circulated and approved by a simple majority shall be effective and binding even if such resolution had been passed in the meeting of the Academic Council, provided that at least one half of the total number of the members of the Academic Council have recorded their views on the resolution.

**10. Finance Committee**

The Finance Committee shall consist of the following members:

- |   |                              |
|---|------------------------------|
| (a) Vice-Chancellor                                   | Chairman – <i>ex-officio</i> |
| (b) Two persons to be nominated by the President      | Member                       |
| (c) One person to be nominated by the Vice-Chancellor | Member                       |
| (d) Financial Advisor, MHRD, Government of India      | Member                       |
| (e) A representative of the UGC                       | Member                       |
| (f) Finance Officer                                   | Secretary                    |

Registrar of the National University shall be a Special Invitee

**(A) Terms of Office of the Members of the Finance Committee**

All members of the Finance Committee other than ex-officio members shall hold office for a term of three years.

**(B) Powers and Functions of the Finance Committee**

- (i) The Finance Committee shall meet at least twice a year to examine the accounts and to scrutinize proposals for expenditure.
- (ii) The annual accounts and financial estimates of the National University shall be placed before the Finance Committee for consideration and thereafter submitted to the Board of Management together with the comments of the Finance Committee for approval.
- (iii) The Finance Committee shall fix limits of the total recurring expenditure and the total non-recurring expenditure of the year based on the income and resources of the National University.
- (iv) No expenditure other than that provided in the Budget shall be incurred by the National University without the approval of the Finance Committee.
- (v) To recommend to the Board of Management the creation of all types of posts.

**11. Selection Committee**

- (1) There shall be a Selection Committee for making recommendations to the Board of Management for appointment to the posts of Professor, Associate Professor and Assistant Professor and such other posts as may be prescribed by the Bye-laws.
- (2) Every Selection Committee for the appointment to the posts of regular Professor, Associate Professor and Assistant Professor shall consist of the following members:
  - (i) Vice-Chancellor– Chairman – *ex-officio*;
  - (ii) to (iv) Three outside experts (two experts in case of appointment to the posts of Associate Professor & Assistant Professor) to be nominated by the President; and

- (v) to (vi) Two experts to be nominated by the Vice-Chancellor from specialized area related to the post.
- (3) Meetings of the Selection Committee
  - (i) The meetings of the Selection Committee shall be convened by the Chairman of the Selection Committee as and when necessary.
  - (ii) Four members of the Selection Committee shall form the quorum, consisting of at least two experts.
  - (iii) If the Board of Management is unable to accept the recommendations of the Selection Committee, it shall record its reasons about it and submit the case to the President whose decision shall be final in the matter.

## **12. Board of Studies**

There shall be a Board of Studies of the National University consisting of:

- (i) Vice-Chancellor – Chairman;
- (ii) Dean of the Faculty;
- (iii) HoD(s);
- (iv) One Associate Professor and one Assistant Professor to be nominated by the Vice-Chancellor; and
- (v) To begin with, not more than two persons to be co-opted for their expert knowledge by the Vice-Chancellor. Subsequently, the co-option may be done by the Board of Studies.

The powers and functions of the Board of Studies shall be prescribed under the Bye-laws of the National University.

## **13. Grievance Redressal Machinery**

For individual grievance and complaint, the National University shall have Grievance Redressal Machinery as may be prescribed in the Bye-laws.

---

#### 14. Officers of the National University

The following shall be the officers of the National University:

- (a) President – Union Minister for Human Resource Development;
- (b) Chancellor;
- (c) Vice-Chancellor;
- (d) Dean of Faculty;
- (e) Registrar;
- (f) Finance Officer; and
- (g) Such other officers as may be declared by the Bye-laws to be the officers of the National University.

##### **(A) President**

The National University shall have a President who by virtue of his office shall be the Head of the National University. The Minister for Human Resource Development, Government of India shall be the President of the National University.

##### **(B) Chancellor**

The President of the National University shall appoint the Chancellor. The Chancellor, by virtue of his office, shall, if present, preside at the Convocation of the National University held for conferring degrees.

##### **(C) Vice-Chancellor**

The Vice-Chancellor of the National University shall be the whole time salaried officer of the National University. He/she shall be appointed by the President from a panel of three names suggested by a Search Committee specifically constituted for the purpose by the Ministry of Human Resource Development, Government of India. The composition of the Search Committee shall be as under:

- (i) A nominee of the President of the National University.
- (ii) An eminent educationist to be nominated by the Central Government.



(iii) A nominee of the Chairman, UGC.

Provided further that if the President does not approve of any name so recommended by the search committee, he/she may call for a fresh panel.

The Vice-Chancellor shall hold office for a term of 5 years.

Provided that notwithstanding the expiry of the said period of 5 years, he/she can continue in office till his/her successor is appointed and assumes office, but not beyond six months.

Provided, further that a person appointed as Vice-Chancellor shall retire from office during the tenure of his/her office or extension thereof, if any, if he/she completes the age of 65 years or the age limit prescribed for the Vice-Chancellor of a Central University.

If the office of the Vice-Chancellor becomes vacant due to death, resignation or otherwise, and in his absence due to illness or any other cause, Dean or if there is no Dean, the senior-most Professor shall perform the duties of Vice-Chancellor until a new Vice-Chancellor is appointed or as the case may be, the existing Vice-Chancellor resumes duties.

***Powers and Functions of the Vice-Chancellor***

- (i) The Vice-Chancellor shall be the Principal Academic and Executive Officer of the National University and shall exercise general supervision and control over the affairs of the National University and implement the decisions of all the authorities of the National University.
- (ii) The Vice-Chancellor may, if he/she is of the opinion that immediate action is called for on any matter, exercise any power conferred upon any Authority of the National University under the Memorandum of Association and the Rules and Regulations/Bye-laws, take such action or proceed to take such action and shall report to the concerned authorities on the action taken by him/her on such matters.

Provided that if the Board of Management is of the opinion that such action ought not to have been taken, it may refer the matter to the President whose decision thereon shall be final.

Provided further that if any person in the service of the National University is aggrieved by such action taken by the Vice-Chancellor under the said

---

clause, he/she shall have the right to appeal against the action to the Board of Management within 30 days from the date on which such action is communicated to him and thereupon the Board of Management may confirm, modify or reverse the action taken by the Vice-Chancellor.

- (iii) The Vice-Chancellor shall be the *ex-officio* Chairman of the Board of Management, the Academic Council, the Finance Committee and the Selection Committee.
- (iv) It shall be the duty of the Vice-Chancellor to ensure that the Memorandum of Association, the Rules, Bye-laws and Regulations of the National University are duly observed and implemented and he/she shall have all the necessary powers in this regard.
- (v) The Vice-Chancellor shall exercise general control over the affairs of the National University and shall be mainly responsible for implementation of the decisions of the various authorities of the National University.
- (vi) All powers relating to the proper maintenance and discipline of the National University shall be vested in the Vice-Chancellor.
- (vii) The Vice-Chancellor shall exercise such other powers and perform such other functions as may be prescribed by the Rules, Bye-laws and Regulations.
- (viii) The Vice-Chancellor shall exercise all other powers as may be delegated to him by the Board of Management.
- (ix) The Vice-Chancellor shall have the power to re-delegate some of his/her powers to any of his/her subordinate officers with the concurrence and approval of the Board of Management.
- (x) The Vice-Chancellor shall have the power to convene or cause to be convened meetings of the various bodies of the National University.
- (xi) The Vice-Chancellor shall have the power to reorganize the existing Units of the National University of Educational Planning and Administration as Departments of the National University in order to make those existing Units commensurate to the needs and requirements of the National University.

- (xii) The Vice-Chancellor shall also take steps through appropriate mechanism for re-designating the existing faculty positions in accordance with the structure prevalent in the University system.

#### **Transitory Provision**

The person holding the post of Director, NIEPA, as on the date of issuance of Notification by the Central Government under Section 3 of the University Grants Commission Act, 1956, declaring NIEPA as a Deemed to be University, shall be the first Vice-Chancellor of the National University till the completion of his present tenure as Director, NIEPA or until further order of the Central Government, whichever is later.

#### **(D) Dean/Head of the Department**

- (i) The National University shall have Dean/Head of the Department who shall be appointed by the Vice-Chancellor from amongst the Professors of the Department by rotation according to their fitness/suitability-cum-seniority in accordance with the procedure as approved by the Board of Management.

Provided that if there is no Professor in the Department, the Vice-Chancellor may appoint an Associate Professor as Head of the Department.

- (ii) The term of the Dean/Head of the Department shall be for a period of three years and he/she shall be eligible for reappointment for one more term.
- (iii) The manner of appointment, powers and functions of the Dean of Faculty/Head of the Department shall be as prescribed in the Bye-laws of the National University.

#### **(E) Registrar**

- (i) The Registrar shall be a whole-time salaried officer of the National University and shall be appointed by the Board of Management on the recommendations of the Selection Committee consisting of the following:
-

- 
- (a) Vice-Chancellor – Chaiman;
  - (b) One nominee of the President of the National University;
  - (c) One member of the Board of Management to be nominated by the President; and
  - (d) One expert to be nominated by the Vice-Chancellor of the National University.
- (ii) The emoluments and other terms and conditions of service of the Registrar shall be as may be prescribed by the Bye-laws.
  - (iii) When the office of the Registrar is vacant or when the Registrar is absent by reason of illness or any other reason, the duties and functions of the Registrar shall be performed by such other person as the Vice-Chancellor may appoint for the purpose.
  - (iv) The Registrar shall be the *ex-officio* Secretary of the Council, the Board of Management and the Academic Council but shall not be deemed to be a member of any of these authorities.
  - (v) The Registrar shall be directly responsible to the Vice-Chancellor of the National University.
  - (vi) The following shall be the duties of the Registrar:
    - (a) To be custodian of the records of the National University and such other property of the National University as the Board of Management may commit to his charge;
    - (b) To conduct the official correspondence on behalf of the authorities of the National University;
    - (c) To issue notices convening meetings of the authorities of the National University and all Committees and Sub-Committees appointed by any of these authorities of which the Registrar is the Secretary;
    - (d) To keep the minutes of the meetings of all the authorities of the National University and of all the Committees and Sub-Committees appointed by any of these authorities;
-

- (e) To make arrangements for and supervise the examinations conducted by the National University;
- (f) To represent the National University in suits or proceeding by or against the National University in Courts of Law, sign powers of attorney and perform pleadings or depute his representatives for this purpose;
- (g) To enter into agreements, MoUs, etc, sign documents and authenticate records on behalf of the National University;
- (h) To hold in special custody books, records and documents of the National University;
- (i) To safeguard and maintain the buildings, gardens, office, canteen, cars and other vehicles, laboratories, libraries, reading rooms, equipment and other properties of the National University;
- (j) To perform such other duties as may be specified in the Rules and Bye-laws or as may be specified by the Board of Management or the Vice-Chancellor from time to time.

**(F) Finance Officer**

- (a) The Finance Officer shall be the whole time salaried officer of the National University and shall be appointed by the Board of Management on the recommendation of the Selection Committee consisting of the following:
    - (i) Vice-Chancellor – Chairman;
    - (ii) One nominee of the President of the National University;
    - (iii) One expert to be nominated by the Vice-Chancellor; and
    - (iv) Financial Advisor, MHRD, Government of India.
  - (b) The emoluments and other terms and conditions of service of the Finance Officer shall be as may be prescribed by the Bye-laws.
  - (c) The Finance Officer shall work under the supervision of Vice-Chancellor and is accountable to the Board of Management through the Vice-Chancellor.
-

- (d) He would be *ex-officio* Secretary to the Finance Committee of the National University and he would be an advisor to the Vice-Chancellor for financial matters.
- (e) Subject to the control of the Board of Management to manage property and investment of the National University, he shall be responsible for the preparation of annual estimates and statements of account for submission to the Finance Committee and the Board of Management.
- (f) Any other function(s) as may be prescribed by the Bye-laws, Rules & Regulations of the National University.
- (g) When the office of the Finance Officer is vacant or when the Finance Officer is absent by reason of illness or any other reason, the duties and functions of the Finance Officer shall be performed by such other person as the Vice-Chancellor may appoint for the purpose.

**(G) Employees of the National University**

- (a) Shall be the whole time salaried officers/staff of the National University to work towards achieving its objectives.
- (b) Shall be governed by the service regulations of the National University as amended from time to time.
- (c) Shall be subject to the rules of the National University and for any matter relating to National University; corresponding provisions of old rules will be applicable or as amended from time to time.

**Transitory Provision**

Except otherwise specifically provided for in these Rules, all officers and employees of the National University shall continue to have the same designations, emoluments, and benefits as were held by them immediately before the Notification by the Government of India under Section 3 of the University Grants Commission Act, 1956 declaring NIEPA as a Deemed to be University.

**15. Seniority List**

- (a) Whenever in accordance with these Rules, any person is to hold an office or to be a member of an Authority of the National University

by rotation according to seniority, such seniority shall be determined according to the length of the continuous service of such person in grade and in accordance with such other principles as the Board of Management from time to time prescribe.

- (b) It shall be the duty of the Registrar to prepare and maintain in respect of each class of persons to whom the provisions of these rules apply, a complete and up-to-date seniority list in accordance with the provisions of the foregoing clause.
- (c) If two or more persons have equal length of continuous service in a particular grade or the relative seniority of any person or persons is in doubt, the Registrar may on his own or at the request of any such person, shall submit the matter to the Board of Management whose decision shall be final.

#### **16. Delegation of Powers**

Subject to the provisions of these Rules and Bye-laws, any officer or Authority of the National University may delegate his or its powers to any other officer or Authority or person under their respective control and subject to the conditions that the overall responsibility for exercise of the powers so delegated shall continue to rest in the officer or Authority delegating such powers.

#### **17. Dispute as to Membership**

If any question arises, whether any person has been duly elected or appointed as or is entitled to be a member of any Authority or any Committee of the National University, the matter shall be referred to the Board of Management of the National University except that the cases involving members of the Board of Management shall be referred to the President, whose decision thereon shall be final.

#### **18. Right of Central Government to Inspect the National University**

- (a) The Government of India shall have the right to cause an inspection to be made by such person or persons as it may direct, of the National University, its buildings, fixtures and fittings, laboratories and equipment
-

as also examinations, teaching and other work carried on or done by the National University and, if necessary, to cause an inquiry to be made in respect of any matter connected with the administration or finances of the National University.

- (b) The Government of India shall, in every case, give notice to the National University of its intention to cause an inspection or inquiry to be made and on receipt of such a notice the National University shall have the right to make such representations to the Government of India as it may consider necessary.
- (c) Where an inspection or inquiry has been caused to be made by the Government of India, the National University shall be entitled to appoint a representative who shall have the right to be present and to be heard at such inspection or inquiry.
- (d) The Government of India may communicate the result of such inspection or inquiry together with such advice as it may be pleased to offer as to the action to be taken by the National University, to the Vice-Chancellor of the National University who shall communicate the same to the Board of Management.
- (e) The Board of Management shall give proper consideration to the said communication regarding the result of inspection or inquiry and the proposals for action by the National University and communicate to the Government of India the action, if any, which it proposes to take or has taken upon the result of such inspection or inquiry.
- (f) Where the Board of Management does not, within a reasonable time, take any action to the satisfaction of the Government of India, the Government of India may after giving due consideration to the explanation furnished or representation made by the Board of Management to it, issue such directions as it may think fit and the Board of Management shall comply with such directions.

#### **19. Review of the Academic Activities of the National University**

- (a) The functions of the National University shall be reviewed after a period of every 5 years or even earlier, if necessary, by a Committee appointed by the MHRD, GoI.



- (b) The report of the Committee shall be considered by the MHRD, GoI. In the event of an adverse appraisal of the National University, the MHRD, GoI, shall direct the National University to take immediate remedial measures. In the event of non-compliance of the decisions within the specified period as determined by the MHRD, GoI, in this respect, the MHRD, GoI, shall have the right to recommend for the revocation of the Notification issued earlier declaring the National University as Deemed to be University.

## **20. Resignation**

Any member other than an ex-officio member of any Authority may resign by a letter addressed to the Registrar and resignation shall take effect as soon as it is accepted by the President or the Chairman of the Board of Management as the case may be.

## **21. Acting Chairman of the Meetings**

Where no provision is made for a Chairman to preside over a meeting of an Authority of the National University or any Committee of such Authority, or if the Chairman so provided is absent, the members shall select one from amongst themselves to preside at such meeting.

## **22. Validation of Certain Acts, Decisions**

No act or proceedings of any Authority or any Body or any Committee of the National University shall be invalid merely by reason of:

- (a) Any vacancy therein or any defect in the constitution thereof; or
- (b) Any defect in the nomination of appointment of a person acting as a member thereof; or
- (c) Any irregularity in its procedure not affecting the merits of the case.

## **23. Disqualification**

- (a) A person shall be disqualified for having chosen as and for being a member of any of the authorities of the National University.
    - (i) If he/she is of unsound mind.
-

- (ii) If he/she is an un-discharged insolvent.
- (iii) If he/she has been convicted by a Court of Law of an offence involving moral turpitude.
- (b) If any question arises as to whether a person is or has been subjected to any disqualifications mentioned above, the question shall be referred for decision to the President and his decision shall be final and no suit or proceeding shall lie in any civil court against such decision.

#### **24. Filling of Casual Vacancies**

Casual vacancies among the members (other than *ex-officio* members) of any Authority or any Committee of the National University shall be filled as soon as it may be convenient by the person or the Authority who appointed or co-opted the member whose place has become vacant and the person appointed or co-opted to a casual vacancy shall be a member of such Authority or Committee for the residual term for which the person whose place he fills would have been a member.

#### **25. Bye-laws**

Subject to the provisions of the Memorandum of Association and the Rules, the Board of Management shall in addition to all other powers vested in it, have the power to frame Bye-laws which may provide for all or any of the following matters:

- (a) Establishment of Centres/Regional Centres of teaching and halls of residence;
  - (b) The admission of students to the National University and their enrolment as such;
  - (c) The courses of study to be laid down for all degrees, diplomas and certificates of the National University;
  - (d) The grant of academic awards (such as degrees and diplomas) and distinctions;
  - (e) The fees to be charged for courses of study in the National University and for admission to the examination, degrees, diplomas and certificates of the National University;
-

- (f) The institution of and prescription of the conditions for award of fellowships, scholarships, studentships, medals, prizes, etc.
- (g) The conduct of examinations, appointment of examiners and approval and publication of results thereof;
- (h) The maintenance of discipline among the students;
- (i) The maintenance of discipline among the employees of the National University;
- (j) The conditions of residence and health of students of the National University;
- (k) The classification, emoluments, method of appointment, and determination of the terms and conditions of service of the staff of the National University;
- (l) The constitution of pension, provident fund, insurance, etc. for the benefit of the officers, teachers, academic staff and the other staff of the National University;
- (m) The creation, composition and functions of any Committee or Body, which is considered necessary for the work of the National University;
- (n) The preparation and submission of budget estimates;
- (o) The procedure for convening of meeting of any Authority or Committee;
- (p) The laying down of procedures to be observed at any meeting of any Authority or any Committee;
- (q) To constitute any other Body as an Authority of the National University;
- (r) All other matters which by this Memorandum or the Rules may be provided for by the Bye-laws provided that no Bye-laws shall be made affecting the condition of residence, health or discipline of students, admission or enrolment of students, conditions, mode of appointment or duties of examiners or the conduct or standard of examinations or any course of study without consulting the Academic Council.

## **26. Interpretation Clause**

In the event of conflict of opinion with regard to interpretation of Memorandum of Association or the Rules and Bye-laws, the opinion of the MHRD shall be final.

---

**27. Income and Property of the National University to be Utilized for Its Objects Only**

The income and property of the National University howsoever derived, shall be applied towards the promotion of the objects thereof, subject nevertheless in respect of the expenditure out of grants made by the MHRD to such limitations as the MHRD may from time to time impose.

**28. Bar on Payment or Transferring of the Income and Property of National University by Way of Profit**

No portion of the income and property of the National University shall be paid or transferred directly or indirectly, by way of dividends, bonus or otherwise, howsoever, by way of profit to any persons or organizations who at any time are or have been members of the National University or to any of them provided that nothing herein contained shall prevent the payment in good faith of remuneration to any member thereof, or other persons, in return for any service rendered to the National University.

**29. Adjustment of Income and Property on Dissolution of the National University**

If on the winding up or dissolution of the National University there shall remain, after the satisfaction of its debts and liabilities, any property whatsoever, the same shall not be paid to, or distributed to any one but shall, consistent with the objects of the National University, be dealt with in such manner as the MHRD may determine.

**30. Funds, Accounts, Audits and Annual Report**

- (i) The Funds of the National University shall be utilized solely for the purpose of the National University.
- (ii) The Accounts of the National University shall be maintained in the name of the National University and not in the name of a particular trust or society whether financing or sponsoring the National University or not. The Accounts of the National University shall be kept in such forms as may be laid down by the Board of Management and shall conform to the

rules, if any, prescribed by the MHRD. The Accounts of the National University will be open for examination by the Comptroller & Auditor General of India, Government of India.

- (iii) All Funds belonging to the National University or under the control of the Board of Management shall be shown separately in the Accounts of the National University.
- (iv) Annual Report & Audit Report shall be submitted to the Government of India within nine months of the closure of the accounting year for the purpose of being laid down on the table of the Parliament.
- (v) The Accounts of income and expenditure as also the annual financial statement and annual accounts shall be audited by the Auditor appointed by the Board of Management in consultation with the Comptroller and Auditor General of India.

### **31. Legal Proceedings**

- (a) For the purpose of Section 6 of the Societies Registration Act, 1860, the person in whose name the National University may sue or be sued, shall be the Registrar.
- (b) No suit or legal proceedings shall lie against the Central Government or UGC or the National University or an officer of the National University or a member of the Authority of the National University in respect of anything done or purported or intended to be done in pursuance of any article of Memorandum of Association or the Rules or Bye-laws made thereunder.

### **32. Alterations, Amendments, and Additions in the Rules**

Subject to the provisions of the Societies Registration Act, 1860, as in force for the time being, the Rules and Bye-laws of the National University may be altered or amended by the Board of Management provided any such alterations, amendments and additions in the Rules of the National University shall come into force only after the receipt of concurrence of the MHRD.

---

### 33. Dissolution

Subject to the provisions of the Societies Registration Act, 1860, and with the approval of the Government of India, the Society may be dissolved by the Board of Management. On such dissolution, all assets and liabilities of the National University shall vest in the Government of India and shall be dealt with in such manner as may be directed by the Government of India.

### 34. Removal of Difficulties

Action taken in the name of National Staff College for Educational Planners and Administrators as also in the name of National Institute of Educational Planning and Administration earlier will be deemed to have been the action taken by the National University.

\* \* \*

Certified to be the correct copy of the MOA and Rules of the National University of Educational Planning and Administration as passed in the Special General meeting of the Council held on 30th August, 2006.

-Sd-

(S K Ray)  
Member

-Sd-

(Tapas Majumdar)  
Member

-Sd-

(Ved Prakash)  
Vice-President



**AMENDED CERTIFICATE OF REGISTRATION  
SOCITIES REGISTRATION ACT XXI  
1860**

NO. S- 4778 of 1971

I hereby certify that "In pursuance of Section 12 and 12 A, the name\ address of the society has been changed from "NATIONAL INSTITUTE OF EDUCATIONAL PLANNING AND ADMINISTRATION" to "NATIONAL UNIVERSITY OF EDUCATIONAL PLANNING AND ADMINISTRATION"

w.e.f. 19-10-2006 under the SOCITIES REGISTRATION ACT OF 1860.

GIVEN UNDER MY HAND AT DELHI ON THIS 19th day of OCTOBER Two thousand SIX.



Registrar of Societies  
Delhi

*Rajiv Kumar*  
REGISTRAR OF SOCIETIES  
GOVT. OF NCT OF DELHI  
DELHI.





