

**NATIONAL UNIVERSITY FOR POLICE SCIENCES AND
INTERNAL SECURITY (NUP SIS), KERALA**

**The following is a Draft Bill prepared by a Committee of Experts
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C O N T E N T S

		<u>Page No.</u>
Chapter-I	PRELIMINARY	
-	Short Title and Commencement	5
-	Definitions	5
Chapter-II	UNIVERSITY : OBJECTIVES, POWERS, FUNCTIONS	
-	Establishment and Incorporation	7
-	Headquarters of the University	7
-	Objectives of the University	8
-	University Open to All	9
-	Powers and Functions of the University	10
Chapter-III	AUTHORITIES OF THE UNIVERSITY	
-	Visitor : Powers and Functions	12
-	Chancellor : Powers and Functions	12
-	Pro-Chancellor : Powers and Functions	13
-	Advisory Council :	
	Members and Chairperson	14
	Meeting and Quorum	15
	Duties and Functions of Advisory Council	15
-	Board of Management :	
	Members and Chairperson	16
	Meeting and Quorum	16
	Duties and Functions of the Board	17
-	Academic Senate :	
	Members and Chairperson	17
	Functions of Academic Senate	17
-	Board of Studies :	19
	Members and Chairperson	
	Powers and Functions	
-	Finance Committee :	19
	Members and Chairperson	
	Functions and Powers	

Chapter-IV OFFICERS OF THE UNIVERSITY

-	Vice-Chancellor, Registrar, Comptroller, Deans & Ors.	21
-	Selection and Appointment of Vice-Chancellor	21
-	Powers and Duties of the Vice-Chancellor	21
-	Registrar : Powers, Functions	22
-	Comptroller : Powers, Functions	25
-	Deans of Schools	26
-	Other Officers and Employees	26

Chapter-V FINANCE, ACCOUNTS AND AUDIT

-	University Fund	27
-	Payment by State Government to University	27
-	Responsibility of University to Raise Resources	27
-	Accounts and Audit	28
-	Pension, Insurance and Provident Fund	29
-	Control of State Government on State Government Funds given	29

Chapter -VI SUPPLEMENTARY PROVISIONS

-	Acts and Proceedings not to be invalidated by vacancies	30
-	Conferment of Degrees, Diplomas by University	30
-	Returns and Information	30
-	Officers and Employees to be Public Servants	31
-	Dismissal, Removal etc. of Staff of University	31
-	Power to make Regulations	31
-	Appointment of First Registrar	33
-	Transitory Provisions	33
-	Power of State Government to Remove Difficulties	33

NATIONAL UNIVERSITY FOR POLICE SCIENCES AND INTERNAL SECURITY, KERALA**PREAMBLE :**

Whereas changes in society, economy, politics and technology have been throwing up new challenges in the maintenance of internal security;

Whereas professionalization and building capabilities of the law enforcement agencies have become imperative for balancing liberty with security within the constitutional framework;

Whereas education, research and training, both at the induction level and while in service, have assumed centre stage to address complex security issues; And

It is felt necessary to establish and incorporate a National University for Police Sciences and Internal Security in the State of Kerala,

Be it enacted by the Kerala State Legislature in the Sixty-fifth Year of the Republic of India as follows :

CHAPTER – I

PRELIMINARY

1. **Short Title and Commencement :**

- (1) This Act may be called the National University for Police Sciences and Internal Security, Kerala Act, 2014.
- (2) It extends to the whole of the State of Kerala.
- (3) It shall be deemed to have come into force from the date the State Government notifies it in the Official Gazette.

2. **Definitions :**

In this Act, unless the subject or content otherwise requires : -

- (i) “Academic Senate” means the Academic Senate of the University as constituted under Section 23;
- (ii) “Advisory Council” means the Advisory Council of the University as constituted under Section 19;
- (iii) “Board” means the Board of Management of the University as constituted under Section 21;
- (iv) “School” means the Schools of Studies set up by the University;
- (v) “Deans” means the Deans of the Schools of Studies appointed under Section 13;
- (vi) “Centres” means the Centres set up by the University;
- (vii) “Faculty” means one or more members of the teachers appointed by the University under Section 14;
- (viii) “Finance Committee” means the Finance Committee of the University constituted under Section 26;
- (ix) “Directors” mean the Directors of the Centres of the University;
- (x) “Registrar” means the Registrar of the University appointed under Section 11;
- (xi) “University” means the National University for Police Sciences and Internal Security;
- (xii) “Regulations” mean the Regulations of the University made under Section 39;
- (xiii) “Ordinances” mean the Ordinances made by the Academic Senate under Section 24;

- (xiv) “Prescribed” means prescribed by the Act, Regulations and Ordinances of the University;
- (xv) “Rules” mean the Rules made by the Government of Kerala under Section 42;
- (xvi) “Security establishment” means and includes security and law enforcement agencies of State and Central Governments.

CHAPTER - II**UNIVERSITY : OBJECTIVES, POWERS, FUNCTIONS****3. Establishment and Incorporation of University :**

- (i) There shall be established a University by the name of “National University for Police Sciences and Internal Security” at such place where the Government of Kerala may so appoint.
- (ii) The Chancellor, the members of the Advisory Council, the Board of Management, the Academic Senate of the University and all such officers or members so long as they continue to hold such office or membership shall constitute a body corporate by the name of National University for Police Sciences and Internal Security and shall have perpetual succession and a Common Seal and may by that name sue and be sued.
- (iii) The University shall be competent to acquire and hold property, both movable and immovable, to lease, mortgage, sell or otherwise transfer or dispose of or deal with such property, which may vest in or be acquired by it for the purposes of the University and to contract and do all other things necessary for the purposes of this Act.

Provided that no such lease, mortgage, sale or transfer or disposal of such immovable property shall be made without the prior approval of the State Government.

- (iv) In all suits and other legal proceedings by or against the University, the pleadings shall be signed and verified by the Registrar unless the statute otherwise permits and all processes in such suits and proceedings shall be issued to, and served on, the Registrar.

4. Headquarters of the University :

The headquarters of the University shall be at such place as the State Government may, by notification in the Official Gazette, specify.

5. Objectives of the University :

The University shall be deemed to have been established and incorporated for the purpose and with the objectives, among others, of : -

- (a) developing a world-class institution for security studies and research including police sciences, crime prevention and criminal justice administration, international and regional co-operation in crime and security management, public safety and public participation in security affairs and related domains;
- (b) developing alternative models for security management integrating all the available knowledges, skills, attitudes, ethics in a manner that is promotive of individual liberty, human rights and rule of law;
- (c) facilitating and promoting research and application in all matters of internal security and accountability in security performance;
- (d) enhancing capabilities of individuals and institutions involved in crime prevention, criminal justice, law enforcement, internal security, public safety and related areas through the offering of courses of study in education and research leading to the award of under-graduate, post-graduate, doctoral degrees, diplomas and certificates;
- (e) providing a forum for engagement between field practitioners and researchers for generating new knowledge and innovations in practice relevant to police, criminal justice, correctional services, human rights, social defense, public safety and related domains;
- (f) assisting in making police services truly democratic, professional and rule of law-compliant and efficient in management of internal security matters and conflict management in multi-cultural, plural society;
- (g) integrating technology applications to increase efficiency, transparency and accountability of the security establishment to rule of law and constitutional governance;

- (h) developing new teaching and training methodologies and thereby promoting innovations in training of police and security personnel;
- (i) evolving a culture among the youth to grow as responsible citizens, imbibing constitutional values with respect for human rights and the unity and integrity of the State and to conduct courses and award diplomas and certificates for the said purpose; and
- (j) doing such other acts, the objectives of which are not inconsistent with the provisions of this Act, which the State Government may, on application by the University, by notification in the Official Gazette, specify in this behalf.

6. University Open to All :

- (i) The University is open to all. No person shall be excluded from any office of the University or from membership of any of its authorities, bodies or committees, or from admission to any degree, diploma or other academic distinction or course of study on the sole ground of sex, race, creed, caste, class, place of birth, religious belief or political or other opinion.
- (ii) Nothing contained in sub-section (i) shall require the University : -
 - (a) to admit to any course of study any person who does not possess the prescribed academic qualification or standard; or
 - (b) to retain on the rolls of the university any student whose academic record is below the minimum standard required for the award of any degree, diploma or other academic distinction; or
 - (c) to admit any person or retain any student whose conduct is prejudicial to the interests or discipline of the university or the rights and privileges of other students and employees; or
 - (d) to admit to any course of study students larger in number than those prescribed.

7. **Powers and Functions of the University :**

Subject to the provisions of this Act, the University shall exercise the following powers and perform the following functions, namely : -

- (i) to administer and manage the University and to establish such schools of studies and centres for research, education and instruction as are necessary for the furtherance of the objectives of the University;
- (ii) to provide for instruction, training and research in such branches of knowledge or learning pertaining to the thrust areas of relevance to the objectives of the University;
- (iii) to prescribe courses and curricula and provide flexible education systems and delivery methodologies including electronic and distance learning;
- (iv) to institute and confer degrees, diplomas and other academic distinctions in the manner prescribed by the Statutes of the University;
- (v) to confer honorary degrees or other distinctions in the manner as may be prescribed;
- (vi) to establish such special centres, specialized study centres or other units for research and development as are, in the opinion of the University, necessary for the furtherance of its objectives;
- (vii) to institute and award fellowships, scholarships, prizes, medals and other awards;
- (viii) to collaborate or associate with other Universities, institutions and authorities with like or similar objectives, as the University may determine;
- (ix) to admit students for the courses offered by the university in the prescribed manner;
- (x) to fix, demand and receive or recover fees and such other charges as may be prescribed;
- (xi) to institute teaching, research and other posts required by the university and to make appointments thereto;
- (xii) to create administrative, ministerial and other necessary posts and make appointments thereto;
Provided that the total number of such staff shall never exceed the total number of teaching staff;
- (xiii) to lay down conditions of service for all categories of employees, including their code of conduct;

- (xiv) to regulate and enforce discipline and to take such disciplinary measures against students and employees as may be necessary;
- (xv) to establish, maintain and manage halls of residence of students and accommodation for faculty and employees of the University and the guest houses;
- (xvi) to regulate the expenditure, and to manage the finances and to maintain accounts of the University;
- (xvii) to print and publish research and other work and to organize exhibitions, workshops, seminars, conferences, etc.
- (xviii) to receive grants, subventions, subscriptions, donations and gifts for the purpose of the University and consistent with the objectives for which the University is established and to enter into any agreement with the Central Government, State Government, the UGC or other authorities or bodies for receiving any grants;
- (xix) to purchase, acquire, take on lease or dispose, with the prior approval of the State Government, any land or building or works which may be necessary for the purpose of the University on such terms and conditions as it may think fit and proper and to construct, alter and maintain any such buildings or works;
- (xx) to invest the funds of the University in or upon such securities and transpose any investment from time to time in such manner as it may deem fit in the interest of the University;
- (xxi) to execute conveyances regarding transfers, mortgages, leases, licenses, agreements and other conveyance in respect of the assets of the University or to be acquired for the purpose of the University;
- (xxii) to do all such other acts and things as the University may consider necessary, conducive or incidental to the attainment of all or any of the objectives of the University.

CHAPTER – III**AUTHORITIES OF THE UNIVERSITY**

8. The following shall be the authorities of the University, namely :-
- (a) VISITOR;
 - (b) CHANCELLOR;
 - (c) PRO-CHANCELLOR;
 - (d) Advisory Council;
 - (e) Board of Management;
 - (f) Academic Senate;
 - (g) Board of Studies;
 - (h) Finance Committee;
 - (i) Such other authorities as may be declared by the Act to be the authorities of the University.
9. **VISITOR :**
- (i) The Governor of the State of Kerala shall, by virtue of his or her office, be the VISITOR of the University.
 - (ii) The Visitor, when present, shall preside at the convocations of the University and confer degrees, diplomas or other academic distinctions upon persons entitled to receive them.
 - (iii) The Visitor shall exercise such other powers and perform such other functions as may be conferred on him or her by or under this Act.
10. **CHANCELLOR :**
- (i) Chief Minister of the State of Kerala shall, by virtue of his or her office, shall be the Chancellor of the University;
 - (ii) In the absence of the VISITOR, the Chancellor shall preside at the Convocation of the University and confer degrees, diplomas or other academic distinctions upon those entitled to receive them;
 - (iii) The Chancellor shall exercise such other powers and perform such other functions as may be conferred on him or her by or under this Act;

Provided that if the portfolios of the Chief Minister and of the Home Minister are vested in the same person, the powers and functions of the Pro-Chancellor shall also be discharged by the Chancellor himself.

11. **PRO-CHANCELLOR :**

- (i) The Minister for Home Affairs of the State of Kerala shall, by virtue of his or her office, be the Pro-Chancellor of the University.
- (ii) The Pro-Chancellor shall be the head of the University and shall, in the absence of the Visitor and Chancellor, preside at the convocations thereof and confer degrees, diplomas or other academic distinctions upon persons entitled to receive them.
- (iii) The Pro-Chancellor shall have the right to cause an inspection, to be made by such person or persons, as he or she may direct –
 - (a) of the University, its schools, centres and other institutions maintained by it; or
 - (b) of the teaching, research, training and any other extension work done by the university; or
 - (c) of the conduct of any examination held by the university.
- (iv) The Pro-Chancellor shall also have the right to cause an inquiry to be made by such person or persons as he or she may direct in respect of any matter connected with the University.
- (v) The Pro-Chancellor shall, in every case, give notice to the University of his or her intention to cause an inspection or inquiry to be made and the University shall be entitled to be represented at such inspection or inquiry.
- (vi) The Pro-Chancellor shall communicate to the University his or her views with reference to the result of such inspection or inquiry and may, after ascertaining the opinion of the University thereon, advise the University upon the action to be taken and fix a time limit for taking such action.
- (vii) The University shall, within the time limit so fixed, report to the Pro-Chancellor the action taken or proposed to be taken on the advice tendered by the Pro-Chancellor.
- (viii) If the University does not take action within the time limit fixed, or if the action taken by the University is, in the opinion of the Pro-Chancellor, not satisfactory, the Pro-Chancellor may record his reasons why he considered the action

unsatisfactory, and issue such direction as he or she may deem fit and the University shall comply with such direction.

12. ADVISORY COUNCIL :

- (i) There shall be an Advisory Council of the University which shall consist of the following members, namely : -
- (a) the Chancellor of the University shall be the Chairperson of the Advisory Council;
 - (b) the Pro-Chancellor of the University who shall, in the absence of the Chancellor act as the Chairperson.
 - (c) a distinguished academician of international repute in security related aspects of law and administration of justice nominated by the Visitor;
 - (d) the Vice-Chancellor;
 - (e) the Additional Chief Secretary to the Government of Kerala, Home Dept.;
 - (f) the Director General of Bureau of Police Research and Development, Government of India, New Delhi;
 - (g) the Director, Sardar Vallabhai Patel National Police Academy, Hyderabad;
 - (h) the Director General, Central Industrial Security Force, Government of India, New Delhi;
 - (i) the Director, Central Bureau of Investigation, Govt. of India, New Delhi;
 - (j) the Director, National Disaster Response Force, Govt. of India, New Delhi;
 - (k) the Director, National Institute of Criminology and Forensic Sciences, New Delhi;
 - (l) the Director General of Police, Kerala;
 - (m) the Director, CDAC, Trivandrum;
 - (n) the Director, State Forensic Science Laboratory, Trivandrum;
 - (n) the Director General of Prosecutions, Government of Kerala;
 - (o) five eminent academicians representing the fields of Law, Social Sciences, Medicine, Management and Statistics nominated by the Chancellor from among five separate panels in each of the five disciplines, prepared by the Academic Senate of the University;
 - (p) five eminent practicing professionals representing the professions of criminal law practice, information and communication technology, international relations and diplomacy, journalism and mass

communication, maritime and coastal security, nominated by the Chancellor from among five separate panels in each of the five professions, prepared by the Board of Management of the University;

- (q) two senior most Deans of the Schools of Studies of the University;
 - (r) Chairman of Board of Governors of the Kerala Judicial Academy, Kochi;
 - (s) Commandant, Naval Academy, Ezhimala, Kerala;
 - (t) Director, Indian Institute of Space Science, Trivandrum;
 - (u) the Registrar of the University, who shall be the Member-Secretary of the Advisory Council.
- (ii) One-third members present at a meeting of the Advisory Council shall constitute the quorum for the meeting;
 - (iii) The Advisory Council shall meet at least once every year and more often, if necessary. The Council may transact its functions through video-conferencing as well;
 - (iv) In the absence of the Chairperson, Pro-Chancellor shall discharge the duties of the Chairperson;
 - (v) The members shall serve in an honorary capacity; but shall be entitled to daily allowance and travelling expenses as may be prescribed;
 - (vi) The minutes of the meeting of the Advisory Council shall be recorded and maintained by the Member-Secretary of the Advisory Council and the highlights of its deliberations shall be included in the Annual Report of the University.

13. Duties and Functions of the Advisory Council :

- (a) The Advisory Council shall act as a Peer Group charting out the strategies and providing a road map for taking the University to world-class status in matters related to internal security, policing and criminal justice;
- (b) The Advisory Council shall set minimum standards for the University to follow in teaching, research, training and extension activities and shall assist the University in networking with sister institutions within and outside the country for advancing its objectives;
- (c) The Advisory Council shall review from time to time, the broad policies and programmes of the University and suggest measures for the improvement and development of the University in regard to the attainment of the objectives;
- (d) It shall advise the Vice-Chancellor when requested by the latter in respect of any matter related to the objectives of the University; and

- (e) Shall perform such other duties or functions as may be prescribed by the Act and the Statutes.

14. THE BOARD OF MANAGEMENT :

- (a) The Board shall be the highest executive body of the University and shall consist of the following members, namely : -
- (i) the Vice-Chancellor of the University – Chairman;
 - (ii) the Principal Secretary, Home Department, Government of Kerala;
 - (iii) the Principal Secretary, Finance Department, Government of Kerala;
 - (iv) the Principal Secretary, Higher Education, Government of Kerala;
 - (v) the Director General of Police, Kerala;
 - (vi) two senior most Deans of the University by rotation for two years;
 - (vii) two eminent educationists to be nominated by the Chancellor for three years of whom one should be a woman;
 - (viii) three members of the State Legislature to be nominated for three years by the Hon'ble Speaker of the Assembly of whom one should be from SC/ST category and one should be a woman.
 - (ix) one eminent person representing commerce and industry nominated by the Department of Industry of the State Government for three years;
 - (x) two eminent scientists representing information technology, nominated by the State Government for three years;
 - (xi) the Director General of Prosecutions, Kerala;
 - (xii) the Director, Kerala Police Academy;
 - (xiii) the Director of the State Judicial Academy;
 - (xiv) the Director, Vigilance and Anti-Corruption, Kerala;
 - (xv) one of the Vice-Chancellors of the Universities in the State nominated by the State Government for three years;
 - (xvi) the Vice-Chairman of Kerala State Higher Education Council;
 - (xvii) the Registrar of the University, Member Secretary.
- (b) One-third members present at a meeting of the Board shall constitute the quorum for meeting.
- (c) The Chairman of the Board shall perform such functions and exercise such powers as are provided in this Act or as may be prescribed.

- (d) The members shall serve without any additional pay but shall be entitled to daily allowance and travelling expenses as may be prescribed.
- (e) The minutes of meeting of the Board shall be recorded and maintained by the Member-Secretary of the Board.

15. **Duties and functions of the Board : -**

The duties and functions of the Board shall be as follows:-

- (a) to approve and sanction the budget of the University;
- (b) to acquire, to dispose of, to hold and to control the property and funds of the University and issue any general or special direction on behalf of the University;
- (c) to accept the transfer of any movable or immovable property on behalf of the University;
- (d) to administer any funds placed at the disposal of the University for the specific purposes;
- (e) to invest money belonging to the University;
- (f) to appoint the members of the academic, administrative and other staff of the University in such manner as may be prescribed;
- (g) to direct the form and use of the Common Seal of the University;
- (h) to appoint such committees, either standing or temporary, as it deems necessary for its proper functioning;
- (i) to borrow money for capital improvements and make suitable arrangements for its repayment;
- (j) to meet at such times and as often as it deems necessary, provided however, that the regular meeting of the Board shall be held at least once in every three months;
- (k) to make Statutes, Ordinances and Regulations in the manner prescribed in this Act for smooth functioning of the University; and
- (l) to regulate and determine all matters concerning the University in accordance with this Act and the Statutes and to exercise such powers and to discharge such duties as may be conferred or imposed on it by this Act and the Statutes.

16. **ACADEMIC SENATE :**

- (1) There shall be an Academic Senate of the University, consisting of the following as members, namely:-

- (a) the Vice-Chancellor- *ex-officio* Chairman;
- (b) five academicians/scientists nominated by the Board of Management;
- (c) all Professors appointed by the University;
- (d) the Principal Secretary to the Government of Kerala, Higher Education Department;
- (e) the Director, Kerala Police Academy;
- (f) the Vice-Chancellor, National University for Advanced Legal Studies, Kochi;
- (g) two persons nominated by the State Government, of which one shall be a security professional of repute and one shall be an educationist having domain expertise in the thrust areas of the University;
- (h) three faculty members of the University (other than Professors) to be nominated by the Vice-Chancellor; and
- (i) the Registrar of the University, Member-Secretary.

(2) The term of office of nominated members shall be two years.

17. **Functions of the Academic Senate :**

- (1) Subject to provisions of this Act, the Statutes, the Ordinances and Regulations, the Academic Senate shall have the control and general regulation of the academic affairs and be responsible for the maintenance of standards of instructions and examinations in the University and for the requirements for the award of degrees and diplomas, the Academic Senate shall –
 - (i) exercise control over the academic policies of the University and be responsible for the maintenance and improvement of standards of instruction, education and evaluation in the University;
 - (ii) consider matters of general academic interest either on its own initiative or on a reference from the faculty of the University or the Board and to take appropriate action thereon; and
 - (iii) recommend to the Board, such Regulations as are consistent with this Act regarding the academic functioning of the University including discipline of students.

- (2) The Academic Senate shall exercise such other powers and perform such other duties as may be conferred or imposed upon it by the Statutes and shall advise the Vice-Chancellor on all academic matters.

18. BOARD OF STUDIES :

- (1) There shall be such number of Boards of Studies as may be determined by the Statutes.
- (2) A Board of Studies shall be constituted in the manner, consist of such members, exercise such powers and perform such functions as may be prescribed.

19. FINANCE COMMITTEE :

- (1) The Finance Committee shall consist of the following members, namely:-
 - (a) the Vice-Chancellor, who shall be the Chairman of the Committee;
 - (b) the Principal Secretary to the Government of Kerala, Finance Department;
 - (c) the Additional Chief Secretary to the Government of Kerala, Home Department;
 - (d) the Principal Secretary to the Government of Kerala, Higher Education Department;
 - (e) senior most Dean of the University;
 - (f) one member of the Board, to be nominated by the Board from amongst its non official members;
 - (g) two professors, by rotation, to be nominated by the Board; and
 - (h) the Comptroller, who shall be the Member-Secretary of the Committee;
 - (i) Finance Committee can co-opt not more than two members from among entrepreneurs, industrialists, philanthropists etc.
- (2) The term of office of the members nominated under clauses (f) and (g) shall be two years.

20. Functions of the Finance Committee :

Subject to the other provisions of this Act, the Finance Committee shall broadly perform the following functions, namely:-

- (i) to examine the annual accounts and annual budget estimates of the University and to advise the Board thereon;
- (ii) to review from time to time the financial position of the University;
- (iii) to make recommendations to the Board on all financial policy matters of the University;
- (iv) to make recommendations to the Board on all proposals involving raising of funds, receipts and expenditure;
- (v) to provide guidelines for investment of surplus funds;
- (vi) to make recommendations to the Board on all proposals involving expenditure for which no provision has been made in the budget or for which expenditure in excess of the amount provided in the budget needs to be incurred;
- (vii) to examine all proposals relating to the revision of pay-scales, upgradation of the scales and those items which are not included in the budget prior to placing before the Board; and
- (viii) to exercise such other powers and perform such other functions as may be conferred or imposed upon it by the Regulations.

CHAPTER – IV**OFFICERS OF THE UNIVERSITY**

21. The following shall be the officers of the University, namely : -

- (a) The Vice-Chancellor;
- (b) The Registrar;
- (c) The Comptroller;
- (d) The Deans;
- (e) Such other persons in the service of the University as may be declared by the statutes to be the officers of the University.

22. **VICE-CHANCELLOR :**

- (i) The Vice-Chancellor shall be a whole-time paid Chief Executive officer of the University and shall be appointed by the Chancellor in consultation with the Visitor, from among three names submitted by the Board of Management which, in turn, select those names from a larger panel recommended by a specially constituted Search Committee consisting of :
 - (a) a Judge nominated by the Chief Justice of Kerala who is not below the rank of a High Court Judge who shall be the Chairman of the Search Committee;
 - (b) one person, not an employee of the University, nominated by the Board of Management;
 - (c) one person, not an employee of the University, nominated by the Academic Senate;
 - (d) one person who has served in the security establishment of the State or Central Government and has been recognized for distinguished services in management of internal security nominated by the State Government; and
 - (e) one distinguished educationist in law, social sciences, management or technology nominated by the University Grants Commission.

- (ii) The term of the office of the Vice-Chancellor shall be five years from the date on which he or she enters upon service or until he or she attains the age of seventy years, whichever is earlier;
Provided that the same person shall be eligible for re-appointment for a second term.
- (iii) The Vice-Chancellor shall receive such pay and allowances as may be determined by the State Government. In addition, he or she shall be entitled to free furnished residence maintained by the University and such other perquisites as may be prescribed;
- (iv) At least six months prior to the expiry of the term of office of the Vice-Chancellor, the Registrar shall report the matter to the Chancellor who shall direct the University forthwith to take action for appointment of the new incumbent to the office in accordance with sub-section (i) above;
- (v) When a temporary vacancy in the office of the Vice-Chancellor occurs by reason of leave, suspension or otherwise, the Registrar shall forthwith report the matter to the Chancellor who shall make, on the advice of the State Government, arrangement for carrying on of the function of the office of the Vice-Chancellor.
- (vi) Notwithstanding anything contained in sub-section (i) to sub-section (v), the first Vice-Chancellor of the University shall be appointed by the Chancellor on the advice of the State Government for a period not exceeding three years on such terms and conditions as the State Government may determine;
Provided the person selected for appointment as first Vice-Chancellor is an eminent academician preferably with academic and administrative experience in security-related subjects.
- (vii) The Vice-Chancellor may at any time relinquish office by submitting, not less than sixty days in advance of the date on which he or she wishes to be relieved, his or her resignation to the Chancellor.
- (viii) Such resignation shall take effect from the date determined by the Chancellor and conveyed to the Vice-Chancellor.

23. Powers and Duties of the Vice-Chancellor :

- (1) The Vice-Chancellor shall be the principal executive and academic officer of the University and shall, in the absence of the Chancellor, preside at the convocations of the University.

- (2) The Vice-Chancellor shall be ex-officio Chairman of the Board and Academic Senate.
- (3) The Vice-Chancellor shall be responsible for presenting to the Board for its deliberations and consideration all matters of concern to the University. He or she shall have power to convene the meetings of the Board, the Advisory Council, the Academic Senate and such other authorities or bodies as may be prescribed.
- (4) The Vice-Chancellor shall exercise general control over the affairs of the University and shall be responsible for the due maintenance of discipline in the University.
- (5) The Vice-Chancellor shall ensure the faithful observance of the provisions of this Act and the Statutes, Ordinances and Regulations and shall possess all such powers as may be necessary for the purpose.
- (6) In an emergency, which in the opinion of the Vice-Chancellor requires immediate action to be taken, he or she shall take such action as he or she deems necessary and shall at the earliest opportunity report the action taken to the officer, authority or other body who or which in the ordinary course would have dealt with the matter.
- (7) Where any action taken by the Vice-Chancellor under sub-section (6) affects any person in the service of the University to his or her disadvantage, such person may prefer an appeal to the Board within thirty days of the date on which the action is communicated to him or her.
- (8) Subject as aforesaid, the Vice-Chancellor shall give effect to the orders of the Board regarding the appointment, suspension and dismissal of officers, teachers and other employees of the University.
- (9) The Vice-Chancellor shall be responsible for close coordination and integration of teaching, research and other work and shall exercise such other powers as may be prescribed.

24. **Registrar :**

- (1) The Registrar shall be the Chief Administrative Officer of the University. He or she shall work directly under the superintendence, direction and control of the Vice-Chancellor.
- (2) Notwithstanding anything contained in this Act or any other law for the time being in force, the Registrar shall be appointed by the State Government on

deputation from amongst the officers of the All India Services (not below selection scale).

- (3) The Registrar shall be the ex-officio Member-Secretary to the Board, the Academic Senate and any other authority declared by the Statutes to be the Authority of the University.
- (4) It shall be the duty of the Registrar-
 - (a) to be the custodian of the records, the Common Seal and such other properties of the University as the Board shall commit to his or her charge; and
 - (b) to issue all notices convening meetings of the Board, the Academic Senate, the Faculties, the Board of Studies, and of any committee appointed by the authorities of the University.
- (5) (i) Where any proceedings or resolution of the Board or order of the Vice-Chancellor is inconsistent with the provisions of this Act and the Statutes made thereunder, it shall be the duty of the Registrar to tender advice to the Board or the Vice-Chancellor mentioning the relevant provisions and record in the proceedings to the meeting of the Board or on the order of the Vice-Chancellor the fact that he or she had tendered such advice and thereupon put up a note of dissent on such proceedings, resolution, the order or as the case may be, and ensure the communication of the matter to the Chancellor or any officer authorized by him or her in this behalf within seven days of passing such resolution or order, or as the case may be, undertaking such proceedings.
- (ii) After examining the note of dissent reported under sub-clause (i), the Chancellor or the officer authorized in this behalf by him or her, may make such interim or final order as he or she thinks fit, which shall be binding on the University:
 Provided that if no such interim or final order is passed within a period of thirty days from the date of receipt of the dissent note, the Board or, as the case may be, Vice-Chancellor may proceed with the proceedings or the resolution or, as the case may be, the order as if the dissent note was not put up.
- (6) The Registrar shall be responsible to ensure the compliance of submission of the Annual Report of the University.

- (7) The Registrar shall exercise such powers and perform such other functions and discharge such other duties as may be prescribed or required of him or her from time to time by the Vice-Chancellor or by the Board.

25. **Comptroller :**

- (1) The Comptroller shall be the principal finance and accounts officer of the University. He or she shall work directly under the control of the Vice-Chancellor.
- (2) Notwithstanding anything contained in this Act or any other law for the time being in force, the Comptroller shall be appointed by the State Government on deputation from amongst the officers of the Indian Audit and Accounts Service (not below selection scale).
- (3) The Comptroller shall be the *ex-officio* Member-Secretary to the Finance Committee.
- (4) The Comptroller shall : -
 - (i) exercise general supervision over the funds of the University and shall advise the University as regards its financial policy;
 - (ii) manage the property and investments of the University including trust and endowed property in accordance with the decision of the Finance Committee and the Board; and
 - (iii) exercise such other powers and perform such other financial functions, as may be assigned to him or her by the Board, or as may be prescribed:
Provided that the Comptroller shall not incur any expenditure or make any investment exceeding such amount as may be prescribed except with the prior approval of the Board.
- (5) Subject to the control of the Board, the Comptroller shall-
 - (a) ensure that the limits fixed by the Board for recurring and non-recurring expenditure for a year are not exceeded and that all moneys are expended for the purposes for which they are granted or allotted;
 - (b) be responsible for the preparation of annual accounts, financial estimates and the budget of the University and for their presentation to the Finance Committee and the Board;
 - (c) keep a constant watch on the cash and bank balances and of investments;
 - (d) watch the progress of the collection of revenue and advise on the methods of collection employed;

- (e) ensure that the registers of buildings, land, furniture and equipments are maintained up-to-date, and that stock checking is conducted in respect of equipments and other consumable materials in all offices, laboratories, colleges and institutions maintained by the University;
- (f) ensure that no expenditure not authorized in the budget is incurred by the University otherwise than by way of investment and to bring to the notice of the Vice-Chancellor and the Registrar any unauthorized expenditure or other financial irregularity and suggest appropriate action to be taken against persons at fault;
- (g) disallow any expenditure which may contravene the terms of any Statute or for which provision is required to be made by a Statute but has not been made;
- (h) call from any office, laboratory, school, centre or institution maintained by the University, any information or returns as he or she may consider necessary for the exercise of his or her powers, performance of his or her functions or discharge of his or her duties; and
- (i) ensure the compliance of the provisions of sections 30, 31 and 32.

26. Deans of Schools and their functions :

- (1) There shall be a Dean of each School of Study.
- (2) The Deans of Schools shall be appointed by the Vice-Chancellor in a manner as may be prescribed.
- (3) The Deans shall perform such functions as may be prescribed by the Statutes.

27. Other Officers and employees :

The mode of appointment and the functions of other officers and of the employees of the University shall be as provided in this Act or as prescribed by Statutes, Ordinances and Regulations.

28. Remuneration of officers and employees :

No officer or employee of the University shall be offered nor shall he or she accept any remuneration for any work in the University save as may be provided for in the Statutes.

CHAPTER - V
FINANCE, ACCOUNTS AND AUDIT

29. Funds of the University :

- (1) The University shall establish two sets of funds to be called -
 - (a) the Government Contributed University Fund (GCUF), and
 - (b) the University Raised University Fund (URUF).
- (2) The Government Contributed University Fund (GCUF) shall consist of any contribution by way of grants or loans made by the State or Central Governments.
- (3) The University Raised University Fund (URUF) shall consist of the following :
 - (i) the income received by the University by way of fees and charges from students and others;
 - (ii) the moneys received by the University by way of gifts, donations, endowments, bequests and other grants from non-government sources;
 - (iii) moneys received by the University from collaborating industries or enterprises under MOU between the University and such industries/enterprises for sponsored chairs, projects, fellowships, infrastructure, equipment etc.; and
 - (iv) the moneys raised by the University in any other manner or from any other source.
- (4) All funds of the University shall be deposited in such banks or invested in such manner as the Board may decide on the recommendation of the Finance Committee.
- (5) The funds of the University shall be applied towards the expenses of the University including expenses incurred in the exercise of its powers and discharge of its functions by or under this Act.

30. Payment by State Government to University :

- (i) The State Government shall pay to the University from time to time such sums of money and in such manner as may be considered necessary for the exercise of powers and discharge of its functions by the University by or under this Act.

- (ii) For the first ten years after establishment of the University, the State Government shall endeavour to provide the University at least five percent of the annual police budget for capital expenditure and another five percent every year for the recurring expenditure of the University.
- (iii) It will be the responsibility of the University to raise at least 50% of its recurring expenditure annually from external services outside the State Government.

31. **ACCOUNTS AND AUDIT :**

- (1) The University shall maintain proper accounts and other relevant records and prepare an Annual Statement of Accounts, including the income and expenditure account and the balance sheet, in such form and in such manner as may be prescribed.
- (2) The University shall adopt a proper system of internal checks and balances and control in the discharge of its financial, accounting and auditing functions as may be prescribed by the Regulations;.
- (3) The accounts of the University shall be audited every year by an Auditor, who shall be a Chartered Accountant as defined in the Chartered Accountant Act, 1949 or a firm of Chartered Accountants, to be appointed by the Board.
- (4) The accounts of the University certified by the person or firm so appointed or any other persons authorized in this behalf together with the audit report thereon shall be placed before the Board and the Board may issue such instructions to the University in respect thereof as it deems fit and the University shall comply with such instructions.
- (5) The accounts of the University shall be audited by an internal auditor appointed by the Board to ensure concurrent audit of all books of accounts and such periodic internal audit reports shall be placed before the Board for review.
- (6) The University shall prepare for each year an annual report of its activities of the previous year containing such particulars as the Board may specify and submit

the same in the form of annual report to the Board on or before such date as may be prescribed, for review and approval.

32. Pension, Insurance and Provident Fund :

- (1) The University shall, with the approval of the Board, constitute for the benefit of its officers, teachers and other employees in such manner and subject to such conditions as may be prescribed, such schemes of pension, provident fund and insurance as it may deem fit and also aid in establishment and support of the associations, institutions, funds, trusts and conveyance calculated to benefit the officers, teachers, employees of the University.
- (2) Where any such provident fund has been constituted, the provisions of the Provident Funds Act, 1925 shall apply to such fund as if it were a Government Provident Fund.

33. Control of University Fund by the State Government :

Where the State Government funds are involved, the University shall abide by the terms and conditions attached to the sanction of such funds which may inter alia include prior permission of the State Government in respect of the following, namely:-

- (a) creation of the new posts of teachers, officers or other employees;
- (b) revision of the pay, allowances, post-retirement benefits and other benefits to its teachers, officers and other employees;
- (c) grant of any additional/special pay, allowance or other extra remuneration of any description whatsoever, including ex-gratia payment or other benefits having financial implications, to any of its teachers, officers or other employees;
- (d) diversion of any earmarked funds other than the purpose for which it was received;
- (e) transfer by sale, lease, mortgage or otherwise of immovable property;
- (f) incur expenditure on any development work from the funds received from the State Government for any purposes other than for which the funds are received; and
- (g) take any decision resulting in increased financial liability, direct or indirect, for the State Government.

Explanation : The above conditions shall also apply in respect of the posts created from any other fund, which may, in the long term, be likely to cause financial implications to the State Government.

CHAPTER – VI

SUPPLEMENTARY PROVISIONS

34. **Acts and proceedings not to be invalidated by vacancies :**

No act or proceeding of the Board or any authority of the University or any committee constituted under this Act or by regulations shall be invalidated on the ground merely of the existence of any vacancy in or defect of, in the constitution of such Board, authority or committee of the University.

35. **Conferment of Degrees, Diplomas etc. by University :**

Notwithstanding anything contained in any other State law for the time being in force, the University shall have powers to confer degrees, diplomas and grant certificates and confer honorary degrees and other academic distinctions and titles as approved by the Board.

36. **Returns and Information :**

The University shall furnish to the State Government, University Grants Commission and other statutory authorities, such reports, returns, statements and other information as may be required by them from time to time.

37. **Officers and Employees to be Public Servants :**

Every officer, teacher and employee of the University shall be deemed to be a public servant within the meaning of section 21 of the Indian Penal Code.

Explanation:- – For the purpose of this section, any person, who is appointed by the University for a specified period or a specified work of the University or who received any remuneration by way of allowances or fees for any work done from the University

fund, shall be deemed to be an officer or employee of the University while he is performing the duties and functions connected with such appointment or work.

38. Dismissal, Removal etc. of Staff of University :

- (1) No officers or employees or members of the teaching, non-teaching and other academic staff of the University shall be dismissed or removed or reduced in rank except after an inquiry in which he has been informed of the charges against him and given a reasonable opportunity of being heard in respect of those charges.
- (2) An appeal against an order of dismissal, removal or reduction in rank under sub-section (1) or of termination of service shall be made to the Pro-Chancellor within ninety days from the date of communication of such order and the decision of the Pro-Chancellor in such appeal shall be final.

39. Powers to make Regulations :

- (1) Subject to the provisions of this Act, the Board shall have in addition to all other powers vested in it, the power to make regulations to provide for the administration and management of the affairs of the University.
- (2) In particular and without prejudice to the generality of the foregoing powers, such regulations may provide for all or any of the following matters, namely : -
 - (i) the summoning and holding of meetings of the authorities of the University, other than the first meeting of the Board and the quorum and conduct of business at such meeting;
 - (ii) the powers and functions to be exercised and discharged by the Vice-Chancellor;
 - (iii) the constitution, powers and duties of the authorities, bodies and other committees of the University, the qualifications and disqualifications for membership of such authorities, terms of office of the membership, appointment and removal of member thereof and other matters connected therewith;

- (iv) the procedure to be followed by the Board and any committee or other body constituted by or under this Act or by the regulation in the conduct of the business, exercise of the powers and discharge of the functions;
- (v) the procedure and criteria to be followed in establishing courses of study and admission of students;
- (vi) the procedure to be followed for enforcing discipline in the University;
- (vii) the management of the properties of the University;
- (viii) the degrees, diplomas, certificates, and other academic distinctions and titles which may be conferred or granted by the University and withdrawal or cancellation of any such degree, diplomas, certificates and other academic distinctions and titles and the requirements thereof;
- (ix) the conduct of examinations including the term of office and appointment of examiners;
- (x) the creation of posts of Directors, Professors, Associate Professors, Assistant Professors, Lecturers or equivalent academic designations or posts, officers and employees of the University, and the appointment of persons to such posts including the requisite qualifications thereof;
- (xi) the fees and other charges to be paid to the University for the courses, training, facilities and services provided by it;
- (xii) the manner and conditions for constitution of insurance, pension and provident funds and such other schemes for the benefits of officers, teachers and employees of the University;
- (xiii) the terms and conditions for association of the University with other institutions;
- (xiv) the preparation of budget estimates and maintenance of accounts;
- (xv) the mode of execution of contracts or agreements by or on behalf of the University;
- (xvi) the classification and procedure for appointment of officers, employees and other staff of the University;
- (xvii) the terms and conditions and tenure of appointment, salaries and allowances, contractual services, rules of discipline and other conditions of service of the Director of Research and Development, Director, other officers, teachers and employees of the University;
- (xviii) the terms and conditions governing deputation of teachers, officers and employees of the University;

- (xix) the powers and duties of the Director of Research and Development, Directors and other officers, teachers and employees of the University;
- (xx) the terms and conditions governing fellowships, scholarships, stipends, medals and prizes;
- (xxi) the authentication of the orders and the decisions of the Board;
- (xxii) the matters relating to hostels and halls of residence and housing for faculties, officers and employees and guest house including disciplinary control therein; and
- (xxiii) all other matters which by this Act are to be or may be prescribed.

40. **Appointment of First Registrar :**

Notwithstanding anything contained in section 11, the first Registrar shall be appointed by the State Government as soon as practicable after the commencement of the Act for a period not exceeding three years and on such conditions as the State Government thinks fit.

41. **Transitory Provisions :**

Notwithstanding anything contained in this Act, the Vice-Chancellor may, with the prior approval of the Board and subject to availability of the funds, discharge all or any of the functions of the University for the purpose of carrying out the provisions of this Act and the regulations and for that purpose, may exercise any power or perform any duty which by or under this Act and regulations are to be exercised or performed by any authority of the University until such authority comes into existence in accordance with the provisions of this Act and the Regulations.

42. **Power of State Government to Remove Difficulties :**

- (1) If any difficulty arises in giving effect to the provisions of this Act, the State Government may, by order published in the *Official Gazette*, make such provisions not inconsistent with the provisions of this Act, as may appear to be necessary for removing difficulties:

Provided that no such order shall be made under this section after the expiry of two years from the date of commencement of this Act.

- (2) Every order made under this section shall be laid, as soon as may be after it is made, before the State Legislature.