

**LAW (LEGISLATIVE DRAFTING) DEPARTMENT
(GROUP-II)**

NOTIFICATION

Jaipur, September 16, 2013

No. F. 2 (36) Vidhi/2/2013.—In pursuance of Clause (3) of Article 348 of the Constitution of India, the Governor is pleased to authorise the publication in the Rajasthan Gazette of the following translation in the English language of the Kota Vishwavidyalaya,

(Sanshodhan) Adhiniyam, 2013 (2013 Ka Adhiniyam Sankhyank 26):-

(Authorised English Translation)

THE UNIVERSITY OF KOTA (AMENDMENT) ACT, 2013

(Act No. 26 of 2013)

[Received the assent of the Governor on the 15th day of September, 2013]

An

Act

further to amend the University of Kota Act, 2003.

Be it enacted by the Rajasthan State Legislature in the Sixty-fourth Year of the Republic of India, as follows:-

1. Short title and commencement.- (1) This Act may be called the University of Kota (Amendment) Act, 2013.

(2) It shall be deemed to have come into force on and from 7th June, 2013.

2. Amendment of section 8, Rajasthan Act No. 14 of 2003.- For the existing section 8 of the University of Kota Act, 2003 (Act No. 14 of 2003), hereinafter referred to as the principal Act, the following shall be substituted, namely:-

“8. Visitation.- (1) The 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 buildings, laboratories, libraries, museums, workshops and equipments;
or

(b) of any institute, institution or hostel maintained by the University; or

(c) of the teaching and other work conducted or done by the University; or

(d) of the conduct of any examination held by the University.

(2) The 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.

(3) The 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.

(4) The 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.

(5) The University shall within the time limit so fixed, report to the Chancellor the action taken or proposed to be taken on the advice tendered by the Chancellor.

(6) 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 Chancellor, not satisfactory, the Chancellor may, after considering any explanation offered or representation made by the University, issue such direction as he or she may deem fit and the University shall comply with such direction.

(7) If the University does not comply with such direction issued as per sub-section (6) within such time as may be fixed in that behalf by the Chancellor, the Chancellor shall at his or her discretion have power to appoint any person or body to implement such direction and make such order as may be necessary for the expenses thereof.”

3. Amendment of section 11, Rajasthan Act No. 14 of 2003.- For the existing section 11 of the principal Act, the following shall be substituted, namely:-

“11. **Vice-Chancellor.-** (1) The Vice-

University and shall be appointed by the Chancellor in consultation with the State Government upon the recommendation of a Selection Committee consisting of -

- (a) one person nominated by the Board not connected with the University or any college thereof;
- (b) one person nominated by the Chairman, University Grants Commission;
- (c) one person nominated by the Chancellor; and
- (d) one person nominated by the State Government,

and the Chancellor shall appoint one of these persons to be the Chairman of the Committee.

(2) The term of the office of the Vice-Chancellor shall be three years from the date on which he or she enters upon his or her office or until he or she attains the age of seventy years, whichever is earlier:

Provided that the same person shall be eligible for reappointment for a second term.

(3) The Vice-Chancellor shall receive such pay and allowances as may be determined by the State Government. In addition to it, he or she shall be entitled to free furnished residence maintained by the University and such other perquisites as may be prescribed.

(4) When a permanent vacancy in the office of the Vice-Chancellor occurs by reason of his or her death, resignation, removal or the expiry of his or her term of office, it shall be filled by the Chancellor in accordance with sub-section (1), and for so long as it is not so filled, stop-gap arrangement shall be made by him or her under and in accordance with sub-section (5).

(5) When a temporary vacancy in the office of the Vice-Chancellor occurs by reason of leave, suspension or otherwise or when a stop-gap arrangement is necessary under sub-section (4), the Registrar shall forthwith report the matter to the Chancellor who shall make, on the advice of the State Government, arrangement for the carrying on the function of the office of the Vice-Chancellor.

(6) 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.

(7) Such resignation shall take effect from the date determined by the Chancellor and conveyed to the Vice-Chancellor.

(8) Where a person appointed as the Vice-Chancellor was in employment before such appointment in any other college, institution or University, he or she may continue to contribute to the provident fund of which he or she was a member in such employment and the University shall contribute to the account of such person in that provident fund.

(9) Where the Vice-Chancellor had been in his or her previous employment, a member of any insurance or pension scheme, the University shall make a necessary contribution to such scheme.

(10) The Vice-Chancellor shall be entitled to travelling and daily allowance at such rates as may be fixed by the Board.

(11) The Vice-Chancellor shall be entitled to leave as under:-

(a) leave on full pay at the rate of one day for every eleven days of active service;

(b) leave on half pay at the rate of twenty days for each completed year of service:

Provided that leave on half pay may be commuted as leave on full pay on production of medical certificate.”

4. Amendment of section 35, Rajasthan Act No. 14 of 2003.- The existing provision of section 35 of the principal Act shall be renumbered as sub-section (2) thereof and before sub-section (2) so renumbered the following sub-section shall be inserted, namely:-

“(1) The State Government shall have the right to cause an inquiry to be made, by such person or persons as it may direct, and to issue directions to the University, in respect of any matter connected with the finances of the University, where State Government funds are concerned.”

5. Amendment of section 44, Rajasthan Act No. 14 of 2003.- In section 44 of the principal Act,-

- (i) the existing sub-sections (2) and (3) shall be renumbered as sub-sections (4) and (5) respectively;
- (ii) after the existing sub-section (1), the following new sub-sections shall be inserted, namely:-

“(2) The Comptroller shall, before such date as may be prescribed by the Statutes, prepare the budget for the ensuing year.

(3) The annual accounts and the budget prepared by the Comptroller shall be placed before the Board for approval and the Board may pass resolution with reference thereto and communicate the same to the Comptroller who shall take action in accordance therewith.” ; and

(iii) after sub-section (5) so renumbered the following new sub-section shall be added, namely:-

“(6) The University shall settle objections raised in the audit and carry out such instructions as may be issued by the State Government on the audit report.”.

6. Repeal and savings.- (1) The University of Kota (Amendment) Ordinance, 2013 (Ordinance No. 9 of 2013) is hereby repealed.

(2) Notwithstanding such repeal, all things done, actions taken or orders made under the principal Act as amended by the said Ordinance shall be deemed to have been done, taken or made under the principal Act as amended by this Act.

प्रकाश गुप्ता,

Principal Secretary to the Government.