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**REPORT OF THE SUBJECT COMMITTEE**  
**ON**  
**THE UNIVERSITY LAWS (AMENDMENT) BILL, 2019**  
**AND**  
**THE BILL AS REPORTED BY THE SUBJECT COMMITTEE**

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Presented on 7th November, 2019

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**SUBJECT COMMITTEE VI  
(EDUCATION)  
(2019-2021)**

**Composition**

***Chairman :***

**Prof. C. Raveendranath,  
Minister for General Education.**

***Ex-officio Members :***

**DR. K. T. Jaleel,  
Minister for Higher Education and Welfare of Minorities.  
Shri A. K. Balan,  
Minister for Welfare of Scheduled Castes, Scheduled Tribes,  
Backward Classes, Law, Culture and Parliamentary Affairs.**

***Members :***

**Shri P. K. Abdu Rabb  
Shri P. J. Joseph  
Shri M. C. Kamaruddin  
Shri R. Rajesh  
Shri T. V. Rajesh  
Shri Shafi Parambil  
Shri M. Swaraj  
Shri E. T. Taison Master.**

***Legislature Secretariat :***

**Shri S. V. Unnikrishnan Nair, Secretary  
Smt. Lima Francis, Joint Secretary.**

**THE UNIVERSITY LAWS (AMENDMENT) BILL, 2019**

*(Report of the Subject Committee)*

Subject Committee VI (Education) to which the "The University Laws (Amendment) Bill, 2019" was referred, considered the Bill (Bill No. 225) clause by clause and now submits its Report with the Bill as reported by the Committee annexed thereto.

2. The University Laws (Amendment) Bill, 2019 was published as a Gazette Extraordinary dated 26<sup>th</sup> October, 2019. The Bill was introduced in the Assembly on 4<sup>th</sup> November, 2019 and was referred to the Subject Committee on the same day.

3. The Committee considered the Bill clause by clause at its meeting held on 5<sup>th</sup> November, 2019 and recommends to adopt the Bill without modifications.

4. All other changes are either verbal or consequential.

5. The minutes of dissent and the Bill as reported by the Subject Committee are appended.

Thiruvananthapuram,  
5th November, 2019.

**Prof. C. Raveendranath,**  
*Chairman,*  
*Subject Committee VI.*

APPENDIX I

വിയോഗനക്കുറിപ്പ്

കേരള സർവ്വകലാശാല, കോഴിക്കോട് സർവ്വകലാശാല, മഹാത്മാഗാന്ധി സർവ്വകലാശാല, ശ്രീ ശങ്കരാചാര്യ സംസ്കൃത സർവ്വകലാശാല, കണ്ണൂർ സർവ്വകലാശാല, ഉയർന്ന നിയമ പഠനത്തിനുള്ള ദേശീയ സർവ്വകലാശാല എന്നിവിടങ്ങളിലെ രജിസ്ട്രാർ, പരീക്ഷാ കൺട്രോളർ, ഫൈനാൻസ് ഓഫീസർ എന്നിവരുടെ നിയമന കാലയളവ് ഏകീകരിക്കുന്നതിന് കൊണ്ടുവന്നിട്ടുള്ള ഈ ഭേദഗതി നിയമം പ്രത്യക്ഷത്തിൽ ദോഷകരമല്ലെന്ന് തോന്നുമെങ്കിലും ടി സർവ്വകലാശാലകളിലെ നിലവിലുണ്ടായിരുന്ന രജിസ്ട്രാർ, പരീക്ഷാ കൺട്രോളർ, ഫൈനാൻസ് ഓഫീസർ എന്നിവരെ പുറത്താക്കി സർക്കാരിന് താല്പര്യമുള്ള വ്യക്തികളെ പ്രസ്തുത സ്ഥാനത്ത് അവരോധിക്കുവാൻ വേണ്ടിയുള്ള ഒന്നാണ്. ഈ നിയമഭേദഗതി ഓർഡിനൻസിലൂടെ 2019 മാർച്ച് 6 മുതൽ നടപ്പിലാക്കിയത് തന്നെ പ്രസ്തുത ഉദ്ദേശത്തോടുകൂടിയാണ്. ഇക്കാര്യത്തിലുള്ള സർക്കാരിന്റെ ഉദ്ദേശശ്രദ്ധി സംശയകരമാണ്. ആയതിനാൽ ഈ ഭേദഗതി നിയമത്തിലെ വ്യവസ്ഥകളോട് വിയോഗിപ്പ് രേഖപ്പെടുത്തുന്നു.

പി. കെ. അബ്ദു റബ്ബ്

(ഒപ്പ്)

ഷാഫി പറമ്പിൽ

(ഒപ്പ്)

APPENDIX II

THE UNIVERSITY LAWS (AMENDMENT) BILL, 2019

(As reported by the Subject Committee)

A

BILL

further to amend the Kerala University Act, 1974, the Calicut University Act, 1975, the Mahatma Gandhi University Act, 1985, the Sree Sankaracharya University of Sanskrit Act, 1994, the Kannur University Act, 1996 and the National University of Advanced Legal Studies Act, 2005.

*Preamble.*—WHEREAS, it is expedient further to amend the Kerala University Act, 1974 (17 of 1974), the Calicut University Act, 1975 (5 of 1975), the Mahatma Gandhi University Act, 1985 (12 of 1985), the Sree Sankaracharya University of Sanskrit Act, 1994 (5 of 1994), the Kannur University Act, 1996 (22 of 1996) and the National University of Advanced Legal Studies Act, 2005 (27 of 2005) for the purposes hereinafter appearing:

BE it enacted in the Seventieth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the University Laws (Amendment) Act, 2019.

(2) It shall be deemed to have come into force on the 6<sup>th</sup> day of March, 2019.

2. *Amendment of Act 17 of 1974.*—In the Kerala University Act, 1974 (17 of 1974),—

(a) in section 12, for sub-section (1), the following sub-sections shall be substituted, namely:—

“(1) The Registrar shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and on such terms and conditions as may be prescribed by the Statutes.

(1A) The person appointed as Registrar shall be eligible for re-appointment for one more period subject to the provisions in sub-section (1).”;

(b) in section 13, for sub-section (1), the following sub-sections shall be substituted, namely:—

“(1) The Controller of Examinations shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and on such terms and conditions as may be prescribed by the Statutes.

(1A) The person appointed as Controller of Examinations shall be eligible for re-appointment for one more period subject to the provisions in sub-section (1).”;

(c) in section 14, for sub-section (1), the following sub-sections shall be substituted, namely:—

“(1) The Finance Officer shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and on such terms and conditions as may be prescribed by the Statutes.

(1A) The person appointed as Finance Officer shall be eligible for re-appointment for one more period subject to the provisions in sub-section (1).”.

3. *Amendment of Act 5 of 1975.*—In the Calicut University Act, 1975 (5 of 1975),—

(a) in section 12, for sub-section (1), the following sub-sections shall be substituted, namely:—

“(1) The Registrar shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and on such terms and conditions as may be prescribed by the Statutes.



(1A) The person appointed as Registrar shall be eligible for re-appointment for one more period subject to the provisions in sub-section (1).”;

(b) in section 13, for sub-section (1), the following sub-sections shall be substituted, namely:—

“(1) The Controller of Examinations shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and on such terms and conditions as may be prescribed by the Statutes.

(1A) The person appointed as Controller of Examinations shall be eligible for re-appointment for one more period subject to the provisions in sub-section (1).”;

(c) in section 14, for sub-section (1), the following sub-sections shall be substituted, namely:—

“(1) The Finance Officer shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and on such terms and conditions as may be prescribed by the Statutes.

(1A) The person appointed as Finance Officer shall be eligible for re-appointment for one more period subject to the provisions in sub-section (1).”.

4. *Amendment of Act 12 of 1985.*—In the Mahatma Gandhi University Act, 1985 (12 of 1985),—

(a) in section 12, for sub-section (1), the following sub-sections shall be substituted, namely:—

“(1) The Syndicate shall appoint a person selected by the Government from among a panel containing the names of three persons furnished to the Government by a Selection Committee appointed by the Syndicate consisting of three members headed by the Vice-Chancellor, as the Registrar of the University for a period of four years from the date on which he enters upon his office or till he

completes the age of fifty-six years, whichever is earlier and on such terms and conditions as may be prescribed by the Statutes.

(1A) The person appointed as Registrar shall be eligible for re-appointment for one more period subject to the provisions in sub-section (1).”;

(b) in section 13, for sub-section (1), the following sub-sections shall be substituted, namely:—

“(1) The Syndicate shall appoint a person selected by the Government from among a panel containing the names of three persons furnished to the Government by a Selection Committee appointed by the Syndicate, consisting of three members headed by the Vice-Chancellor, as the Controller of Examinations of the University for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and on such terms and conditions as may be prescribed by the Statutes.

(1A) The person appointed as Controller of Examinations shall be eligible for re-appointment for one more period subject to the provisions in sub-section (1).”;

(c) in section 14, for sub-section (1), the following sub-sections shall be substituted, namely:—

“(1) The Syndicate shall appoint a person selected by the Government from among a panel containing the names of three persons furnished to the Government by a Selection Committee appointed by the Syndicate, consisting of three members headed by the Vice-Chancellor, as the Finance Officer of the University for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and on such terms and conditions as may be prescribed by the Statutes.

(1A) The person appointed as Finance Officer shall be eligible for re-appointment for one more period subject to the provisions in sub-section (1).”.

5. *Amendment of Act 5 of 1994.*—In the Sree Sankaracharya University of Sanskrit Act, 1994 (5 of 1994),—

(a) in section 23, after item (iii), the following items shall be inserted, namely:—

“(iia) the Controller of Examinations;

(iib) the Finance Officer;”;

(b) in section 28, for sub-section (1), the following sub-sections shall be substituted, namely:—

“(1) The Registrar shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and on such terms and conditions as may be prescribed by the Statutes.

(1A) The person appointed as Registrar shall be eligible for re-appointment for one more period subject to the provisions in sub-section (1).”;

(c) after section 28, the following sections shall be inserted, namely:—

“28 A. *The Controller of Examinations.*—(1) The Controller of Examinations shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and in such manner as may be prescribed by the Statutes.

(2) The person appointed as Controller of Examinations shall be eligible for re-appointment for one more period subject to the provisions in sub-section (1).

(3) The qualifications for, and the salary and allowances payable to the Controller of Examinations shall be such as may be prescribed by the Statutes.

28 B. *The Finance Officer.*—(1) The Finance Officer shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and in such manner as may be prescribed by the Statutes.

(2) The person appointed as Finance Officer shall be eligible for re-appointment for one more period subject to the provisions in sub-section (1).

(3) The qualifications for, and the salary and allowances payable to the Finance Officer shall be such as may be prescribed by the Statutes.”

6. *Amendment of Act 22 of 1996.*—In the Kannur University Act, 1996 (22 of 1996),—

(a) in section 14, for sub-section (1), the following sub-sections shall be substituted, namely:—

“(1) The Registrar shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and on such terms and conditions as may be prescribed by the Statutes.

(1A) The person appointed as Registrar shall be eligible for re-appointment for one more period subject to the provisions in sub-section (1).”;

(b) in section 15, for sub-section (1), the following sub-sections shall be substituted, namely:—

“(1) The Controller of Examinations shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and on such terms and conditions as may be prescribed by the Statutes.

(1A) The person appointed as Controller of Examinations shall be eligible for re-appointment for one more period subject to the provisions in sub-section (1).”;

(c) in section 16, for sub-section (1), the following sub-sections shall be substituted, namely:—

“(1) The Finance Officer shall be a whole-time salaried officer of the University and shall be appointed by the Syndicate for a period of four years from

the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and on such terms and conditions as may be prescribed by the Statutes.

(1A) The person appointed as Finance Officer shall be eligible for re-appointment for one more period subject to the provisions in sub-section (1).”

7. *Amendment of Act 27 of 2005.*—In the National University of Advanced Legal Studies Act, 2005 (27 of 2005),—

(a) in section 28, for sub-section (1), the following sub-sections shall be substituted, namely:—

“(1) The Registrar shall be a whole-time salaried officer of the University and shall be appointed by the Executive Council for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and on such terms and conditions as may be prescribed by the regulations.

(1A) The person appointed as Registrar shall be eligible for re-appointment for one more period subject to the provisions in sub-section (1).”;

(b) in section 29, for sub-section (1), the following sub-sections shall be substituted, namely:—

“(1) The Finance Officer shall be a whole-time salaried officer of the University and shall be appointed by the Executive Council for a period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and on such terms and conditions as may be prescribed by the regulations.

(1A) The person appointed as Finance Officer shall be eligible for re-appointment for one more period subject to the provisions in sub-section (1).”;

(c) in section 30, for sub-section (1), the following sub-sections shall be substituted, namely:—

“(1) The Controller of Examinations shall be a whole-time salaried officer of the University and shall be appointed by the Executive Council for a

period of four years from the date on which he enters upon his office or till he completes the age of fifty-six years, whichever is earlier and on such terms and conditions as may be prescribed by the regulations.

(1A) The person appointed as Controller of Examinations shall be eligible for re-appointment for one more period subject to the provisions in subsection (1).”

**8. Special provision regarding the existing Registrars, Controllers of Examinations and Finance Officers.**—Notwithstanding anything contained in the Kerala University Act, 1974 (17 of 1974), the Calicut University Act, 1975 (5 of 1975), the Mahatma Gandhi University Act, 1985 (12 of 1985), the Sree Sankaracharya University of Sanskrit Act, 1994 (5 of 1994), the Kannur University Act, 1996 (22 of 1996), and the National University of Advanced Legal Studies Act, 2005 (27 of 2005) and the Statutes, Ordinances, Regulations, Orders or Rules made thereunder on and from the date of commencement of this Act, the existing Registrars or Controllers of Examinations or Finance Officers, as the case may be, of the Universities constituted as per the above said Acts shall be deemed to have vacated their offices where they have completed a period of four years in their offices or have completed the age of fifty-six years, whichever is earlier. In the case of the Registrars or Controllers of Examinations or Finance Officers who have not completed a period of four years in office or fifty-six years of age shall continue to hold office up to a period of four years or fifty-six years of age whichever is earlier. In the case of the Registrars or Controllers of Examinations or Finance Officers appointed from other departments and who have completed a period of four years in their offices or have completed the age of fifty-six years and have vacated their offices by virtue of the provisions of this Act, the law relating to the service conditions applicable in their parent departments shall be made applicable.

**9. Repeal and saving.**—(1) The University Laws (Amendment) Ordinance, 2019 (34 of 2019) is hereby repealed.

(2) Notwithstanding such repeal, anything done or deemed to have been done or any action taken or deemed to have been taken under the Kerala University Act, 1974 (17 of 1974), the Calicut University Act, 1975 (5 of 1975), the Mahatma

Gandhi University Act, 1985 (12 of 1985), the Sree Sankaracharya University of Sanskrit Act, 1994 (5 of 1994), the Kannur University Act, 1996 (22 of 1996) and the National University of Advanced Legal Studies Act, 2005 (27 of 2005) as amended by the said Ordinance shall be deemed to have been done or taken under the Kerala University Act, 1974 (17 of 1974), the Calicut University Act, 1975 (5 of 1975), the Mahatma Gandhi University Act, 1985 (12 of 1985), the Sree Sankaracharya University of Sanskrit Act, 1994 (5 of 1994), the Kannur University Act, 1996 (22 of 1996) and the National University of Advanced Legal Studies Act, 2005 (27 of 2005) respectively as amended by this Act.

Secretariat of the Kerala Legislature,  
Thiruvananthapuram,  
5th November, 2019.

S. V. UNNIKRISHNAN NAIR,  
*Secretary.*