

Tamil Nadu Universities Laws (Amendment) Act, 2010

25 of 2010

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Tamil Nadu Universities Laws (Amendment) Act, 2010

25 of 2010

An Act further to amend certain University Laws. Be it enacted by the Legislative Assembly of the State of Tamil Nadu in the Sixty-first Year of the Republic of India as follows:-- 1. Received the Assent of the Governor of Tamil Nadu on June 11, 2010 -- Published in Tamil Nadu Government Gazette, Extraordinary, Part IV, Section 2, Iss. No. 176, pages 103-108, dated June 11, 2010.

PART 1

PRELIMINARY

1. Short Title And Commencement :-

(1) This Act may be called the Tamil Nadu Universities Laws (Amendment) Act, 2010.

(2) It shall come into force on such date as the State Government may, by notification, appoint.

PART 2

AMENDMENTS TO THE ANNA UNIVERSITY, TIRUCHIRAPPALLI ACT, 2006

2. Amendment Of Section 1 :-

In Section 1 of the Anna University, Tiruchirappalli Act, 2006 (Tamil Nadu Act 41 of 2006) (hereinafter in this Part Act referred to as the 41 of 2006 Act), in sub-section (1), for the expression "Anna University, Tiruchirappalli Act", the expression "Anna University of Technology, Tiruchirappalli Act" shall be substituted.

3. Amendment Of Section 2 :-

In Section 2 of the 41 of 2006 Act,--

(i) In Clause (19), for the expression "Lecturers, Readers, Assistant Professors", the expression "Assistant Professors, Associate Professors, Professors " shall be substituted;

(ii) for Clause (25), the following Clause shall be substituted, namely:--

"(25) "University Assistant Professor, University Associate Professor" or "University Professor" means an Assistant Professor, an Associate Professor or Professor, respectively, appointed or deemed to be appointed as such by the University in the University Departments, colleges and centres;".

4. Amendment Of Section 4 :-

In Section 4 of the 41 of 2006 Act, in sub-section (4), for Clause (12), the following Clause shall be substituted, namely:--

"(12) to institute Assistant Professorships, Associate Professorships, Professorships and any other teaching posts required by the University and to appoint persons to such Assistant Professorships, Associate Professorships, Professorships and other teaching posts;".

5. Amendment Of Section 11 :-

In Section 11 of the 41 of 2006 Act,--

(1) in sub-section (2), for the Proviso, the following Provisos shall be substituted, namely:--

"Provided that no person shall be nominated to the Committee unless he is an eminent person in the field of judiciary, administration, Education or industry:

Provided further that the person so nominated shall not be a member of any of the authorities of the University.";

(2) for sub-section (4), the following sub-sections shall be substituted, namely:--

"(4) When any temporary vacancy occurs in the office of the Vice-Chancellor or when the Vice-Chancellor is, by reason of illness, absence or for any other reason unable to exercise the powers and perform the duties of his office, the senior most Professor of the University shall exercise the powers and perform the duties of the Vice-Chancellor till the Syndicate makes the requisite arrangements for exercising the powers and performing the duties of the Vice-Chancellor.

(4-A) The Vice-Chancellor shall not be removed from his office on

the ground of wilful omission or refusal to carry out the provisions of this Act, or abuse of the powers vested in him except by an order of the Chancellor passed after due enquiry ordered by the Government, by such person who is or has been,--

(i) a Judge of the High Court; or

(ii) an officer of the Government not below the rank of Chief Secretary to Government; or

(iii) a Vice-Chancellor of any University in the State of Tamil Nadu, as may be appointed by the Government in which the Vice-Chancellor shall have an opportunity of making his representation against such removal."

6. Amendment Of Section 20 :-

In Section 20 of the 41 of 2006 Act, in sub-section (2), for Clause (ii), the following Clause shall be substituted, namely:--

"(ii) ex officio members referred to in Section 24."

7. Amendment Of Section 22 :-

In Section 22 of the 41 of 2006 Act, in sub-section (1),--

(i) in Clause (g), for the expression "Lecturerships, Readerships", the expression "Assistant Professorships, Associate Professorships" shall be substituted;

(ii) in Clause (aa), in sub-clause (i), for the expression "University Lecturers, University Assistant Professors, University Readers ", the expression "University Assistant Professors, University Associate Professors " shall be substituted;

(iii) in Clause (ab), for the expression "University Lecturers, University Assistant Professors, University Readers", the expression "University Assistant Professors, University Associate Professors " shall be substituted.

8. Amendment Of Section 25 :-

In Section 25 of the 41 of 2006 Act, in sub-section (2), in Clause (e), for the expression "Readership, Lecturership", the expression "Associate Professorship, Assistant Professorship " shall be substituted.

9. Amendment Of Section 49 :-

For sub-section (1) of Section 49 of the 41 of 2006 Act, the following sub-section shall be substituted, namely:--

"(1) There shall be a Selection Committee for making recommendations to the Syndicate for appointment to the posts of teachers."

10. Amendment Of Section 50 :-

In Section 50 of the 41 of 2006 Act,-

- (i) in sub-section (1), in the second Proviso, for the expression "an Assistant Professor or a Reader", the expression "an Associate Professor or an Assistant Professor " shall be substituted;
- (ii) in sub-section (2), for the expression "an Assistant Professor or a Reader", the expression "an Associate Professor or an Assistant Professor" shall be substituted.

11. Substitution Of The Expression "Anna University Of Technology, Tiruchirappalli", For The Expression "Anna University, Tiruchirappalli" :-

Throughout the 41 of 2006 Act, except in sub-section (1) of Section 1, for the expression "Anna University, Tiruchirappalli", wherever it occurs, the expression "Anna University of Technology, Tiruchirappalli" shall be substituted.

12. Construction Of References To "Anna University, Tiruchirappalli" And "Anna University, Tiruchirappalli Act" :-

References to "Anna University, Tiruchirappalli" and "Anna University, Tiruchirappalli Act" in any Act or in any Rule, notification, proceeding, order, regulation, by-law or other instrument made or issued under such Act or statutes, ordinances and regulations made or continued in force under the 41 of 2006 Act shall be construed as references to "Anna University of Technology, Tiruchirappalli" and "Anna University of Technology, Tiruchirappalli Act", respectively.

PART 3

AMENDMENTS TO THE ANNA UNIVERSITY, COIMBATORE ACT, 2006

13. Amendment Of Section 1 :-

In Section 1 of the Anna University, Coimbatore Act, 2006 (Tamil Nadu Act 42 of 2006) (hereinafter in this Part Act referred to as the 42 of 2006 Act), in sub-section (1), for the expression "Anna University, Coimbatore Act", the expression "Anna University of

Technology, Coimbatore Act" shall be substituted.

14. Amendment Of Section 1 :-

In Section 2 of the 42 of 2006 Act,--

(i) In Clause (19), for the expression "Lecturers, Readers, Assistant Professors", the expression "Assistant Professors, Associate Professors, Professors" shall be substituted;

(ii) for Clause (25), the following Clause shall be substituted namely:--

"(25) "University Assistant Professor, University Associate Professor" or "University Professor" means an Assistant Professor, an Associate Professor or Professor, respectively, appointed or deemed to be appointed as such by the University in the University departments, colleges and centres;".

15. Amendment Of Section 4 :-

In Section 4 of the 42 of 2006 Act, in sub-section(4), for Clause (12), the following Clause shall be substituted, namely:--

"(12) to institute Assistant Professorships, Associate Professorships, Professorships and any other teaching posts required by the University and to appoint persons to such Assistant Professorships, Associate Professorships, Professorships and other teaching posts;".

16. Amendment Of Section 11 :-

In Section 11 of the 42 of 2006 Act,--

(1) in sub-section (2), for the Proviso, the following Provisos shall be substituted, namely:--

"Provided that no person shall be nominated to the Committee unless he is an eminent person in the field of judiciary, administration, Education or industry:

Provided further that the person so nominated shall not be a member of any of the authorities of the University.";

(2) for sub-section (4), the following sub-sections shall be substituted, namely:--

"(4) When any temporary vacancy occurs in the office of the Vice-Chancellor or when the Vice-Chancellor is, by reason of illness, absence or for any other reason unable to exercise the powers and perform the duties of his office, the senior most Professor of the University shall exercise the powers and perform the duties of the Vice-Chancellor till the Syndicate makes the requisite arrangements

for exercising the powers and performing the duties of the Vice-Chancellor.

(4-A) The Vice-Chancellor shall not be removed from his office on the ground of wilful omission or refusal to carry out the provisions of this Act, or abuse of the powers vested in him except by an order of the Chancellor passed after due enquiry ordered by the Government, by such person who is or has been,--

(i) a judge of the High Court; or

(ii) an officer of the Government not below the rank of Chief Secretary to Government; or

(iii) a Vice Chancellor of any University in the State of Tamil Nadu, as may be appointed by the Government in which the Vice-Chancellor shall have an opportunity of making his representation against such removal."

17. Amendment Of Section 20 :-

In Section 20 of the 42 of 2006 Act, in sub-section (2), for Clause (ii), the following Clause shall be substituted, namely:--

"(ii) ex-officio members referred to in Section 24."

18. Amendment Of Section 22 :-

In Section 22 of the 42 of 2006 Act, in sub-section (1),--

(i) in Clause (g), for the expression "Lecturerships, Readerships", the expression "Assistant Professorships, Associate Professorships" shall be substituted;

(ii) in Clause (aa), in sub-clause (i), for the expression "University Lecturers, University Assistant Professors, University Readers ", the expression "University Assistant Professors, University Associate Professors " shall be substituted;

(iii) in Clause (ab), for the expression "University Lecturers, University Assistant professors, University Readers", the expression "University Assistant Professors, University Associate Professors" shall be substituted.

19. Amendment Of Section 25 :-

In Section 25 of the 42 of 2006 Act, in sub-section (2), in Clause (e), for the expression "Readership, Lecturership", the expression "Associate Professorship, Assistant Professorship " shall be substituted.

20. Amendment Of Section 49 :-

For sub-section (1) of Section 49 of the 42 of 2006 Act, the following sub-section shall be substituted, namely:--

"(1) There shall be a Selection Committee for making recommendations to the Syndicate for appointment to the posts of teachers.".

21. Amendment Of Section 50 :-

In Section 50 of the 42 of 2006 Act,--

(i) in sub-section (1), in the second Proviso, for the expression "an Assistant Professor or a Reader", the expression "an Associate Professor or an Assistant Professor " shall be substituted;

(ii) in sub-section (2), for the expression "an Assistant Professor or a Reader", the expression "an Associate Professor or an Assistant Professor" shall be substituted.

22. Substitution Of The Expression "Anna University Of Technology, Coimbatore", For The Expression "Anna University Of Coimbatore" :-

Throughout the 42 of 2006 Act, except in sub-section (1) of Section 1, for the expression "Anna University, Coimbatore", wherever it occurs, the expression "Anna University of Technology, Coimbatore" shall be substituted.

23. Construction Of References To "Anna University, Coimbatore" And "Anna University, Coimbatore Act" :-

References to "Anna University, Coimbatore" and "Anna University, Coimbatore Act" in any Act or in any Rule, notification, proceeding, order, regulation, by-law or other instrument made or issued under such Act or statutes, ordinances and regulations made or continued in force under the 42 of 2006 Act shall be construed as references to "Anna University of Technology, Coimbatore" and "Anna University of Technology, Coimbatore and "Anna Act", respectively.

PART 4

AMENDMENTS TO THE ANNA UNIVERSITY, TIRUNELVELI ACT, 2007

24. Amendment Of Section 1 :-

In Section 1 of the Anna University, Tirunelveli Act, 2007 (Tamil Nadu Act 28 of 2007) (hereinafter in this Part referred to as the 2007 Act), in sub-section (1), for the expression "Anna University,

Act Tirunelveli Act", the expression "Anna University of Technology, Tirunelveli Act" shall be substituted.

25. Amendment Of Section 2 :-

In Section 2 of the 2007 Act,--

(i) In Clause (19), for the expression "Lecturers, Readers, Assistant Professors", the expression "Assistant Professors, Associate Professors, Professors " shall be substituted;

(ii) for Clause (25), the following Clause shall be substituted, namely:

"(25) "University Assistant Professor, University Associate Professor" or "University Professor" means an Assistant Professor, an Associate Professor or Professor, respectively, appointed or deemed to be appointed as such by the University in the University departments, colleges and centres;"

26. Amendment Of Section 4 :-

In Section 4 of the 2007 Act, in subsection (4), for Clause (12), the following Clause shall be substituted, namely:--

"(12) to institute Assistant Professorships, Associate Professorships, Professorships and any other teaching posts required by the University and to appoint persons to such Assistant Professorships, Associate Professorships, Professorships and other teaching posts;"

27. Amendment Of Section 11 :-

In Section 11 of the 2007 Act --

(1) in sub-section (2), for the Proviso, the following Provisos shall be substituted, namely:--

"Provided that no person shall be nominated to the Committee unless he is an eminent person in the field of judiciary, administration, Education or industry:

Provided further that the person so nominated shall not be a member of any of the authorities of the University;"

(2) for sub-section (4), the following sub-sections shall be substituted, namely:

"(4) When any temporary vacancy occurs in the office of the Vice-Chancellor or when the Vice-Chancellor is, by reason of illness, absence or for any other reason unable to exercise the powers and perform the duties of his office, the senior most Professor of the University shall exercise the powers and perform the duties of the

Vice-Chancellor till the Syndicate makes the requisite arrangements for exercising the powers and performing the duties of the Vice-Chancellor.

(4-A) The Vice-Chancellor shall not be removed from his office on the ground of wilful omission or refusal to carry out the provisions of this Act, or abuse of the powers vested in him except by an order of the Chancellor passed after due enquiry ordered by the Government, by such person who is or has been,-

(i) a Judge of the High Court; or

(ii) an officer of the Government not below the rank of Chief Secretary to Government; or

(iii) a Vice-Chancellor of any University in the State of Tamil Nadu, as may be appointed by the Government in which the Vice-Chancellor shall have an opportunity of making his representation against such removal."

28. Amendment Of Section 20 :-

In Section 20 of the 2007 Act, in sub-section (2), for Clause (ii), the following Clause shall be substituted, namely:-

"(ii) ex officio members referred to in Section 24."

29. Amendment Of Section 22 :-

In Section 22 of the 2007 Act, in sub-section (1),-

(i) in Clause (g), for the expression "Lecturerships, Readerships", the expression "Assistant Professorships, Associate Professorships" shall be substituted;

(ii) in Clause (aa), in sub-clause (i), for the expression "University Lecturers, University Assistant Professors, University Readers ", the expression "University Assistant Professors, University Associate Professors " shall be substituted;

(iii) in Clause (ab), for the expression "University Lecturers, University Assistant Professors, University Readers", the expression "University Assistant Professors, University Associate Professors" shall be substituted.

30. Amendment Of Section 25 :-

In Section 25 of the 2007 Act, in sub-section (2), in Clause (e), for the expression "Readership, Lecturership ", the expression "Associate Professorship, Assistant Professorship" shall be substituted.

31. Amendment Of Section 49 :-

For sub-section (1), of Section 49 of the 2007 Act, the following sub-section shall be substituted, namely:-

"(1) There shall be a Selection Committee for making recommendations to the Syndicate for appointment to the posts of teachers."

32. Amendment Of Section 50 :-

In Section 50 of the 2007 Act,--

(i) in sub-section (1), in the second Proviso, for the expression "an Assistant Professor or a Reader", the expression "an Associate Professor or an Assistant Professor" shall be substituted;

(ii) in sub-section (2), for the expression "an Assistant Professor or a Reader", the expression "an Associate Professor or an Assistant Professor " shall be substituted.

33. Substitution Of The Expression "Anna University Of Technology, Tirunelveli", For The Expression "Anna University, Tirunelveli" :-

Throughout the 28 of 2007 Act, except in sub-section (1) of Section 1, for the expression " Anna University, Tirunelveli", wherever it occurs, the expression "Anna University of Technology, Tirunelveli" shall be substituted.

34. Construction Of References To "Anna University, Tirunelveli" And "Anna University, Tirunelveli Act" :-

References to "Anna University, Tirunelveli" and "Anna University, Tirunelveli Act" in any Act or in any Rule, notification, proceeding, order, regulation, by-law or other instrument made or issued under such Act or statutes, ordinances and regulations made or continued in force under the principal Act shall be construed as references to "Anna University of Technology, Tirunelveli" and "Anna University of Technology, Tirunelveli Act", respectively.