

Provided that an employee so transferred shall have an option to retain his lien in the University in which he was initially appointed or for absorption in the University to which he is transferred.

(2) For the purpose of ordering such transfer of employees under sub-section (1) the Chancellor shall be deemed to be the appointing authority in respect of posts held by the employees so transferred.

(3) the employee so transferred shall be eligible to Travelling Allowance, Transfer Grants and cost of transportation of personal effects as admissible to the employees of the State Civil Service at the scales applicable to the corresponding posts.

(4) the seniority of an employee so transferred in public interest and who has not opted to retain his lien in the University in which he was appointed shall be determined with reference to the date of his initial appointment in the respective cadre or post.

CHAPTER-X

AFFILIATION OF COLLEGES AND RECOGNITION OF INSTITUTIONS

59. Affiliation of Colleges .- (1) Colleges within the University area shall on satisfying the conditions specified in this section be affiliated to the University as affiliated colleges of the University on the recommendations made by the State Government.

(2) The Registrar shall notify atleast in two leading newspapers, one in English and one in Kannada, inviting applications for affiliation of new colleges, new courses in

the order granting affiliation or continuation of affiliation, as the case may be:

Provided that in case of professional courses like Law, Engineering, Architecture and Management including Post graduate Programmes in the affiliated colleges, the intake shall be fixed by the State Government.

60. Restriction on admission of students in a new college .- (1) The admission of students shall not be made by a new college seeking affiliation to any University or by an existing college seeking affiliation to a new course of study or in excess of the stipulated intake, unless, as the case may be affiliation has been granted by the University to a new college or to a new course in the existing affiliated college in respect of such a course of study or for variation of the stipulated intake.

(2) Action shall be taken against any institution contravening the provisions of sub-section (1) in accordance with the provisions of the Karnataka Prohibition of Admission of students to Un-recognised and Un-affiliated Educational Institutions Act, 1992 (Karnataka Act 7 of 1993).

61. Restriction for appearance in the examinations.- A Student whose admission has become invalid or whose admission has not been approved by the University or who has been admitted to a college or course of study in excess of the prescribed intake shall not be eligible to appear for the examination conducted by either the College or the University.

62. Permanent Affiliation .- (1) A College which was affiliated continuously for a period of not less than five years and fulfilled all the conditions of affiliation and attained the academic excellence and the administrative standards on an average stipulated by the University from time to time shall be eligible for grant of permanent affiliation.

manner and subject to such conditions as may be prescribed in the Statute.

(2) Such recognition may be withdrawn either in whole or in part or modified in such manner and for such reasons as may be prescribed by the Statutes.

67. Inspection of Colleges .- (1) Every affiliated college including permanently affiliated college shall furnish to the Registrar such reports, returns and other information as the Syndicate in consultation with Academic Council may require to judge the efficiency of the college and the academic quality achieved.

(2) The Syndicate shall cause every such college to be inspected from time to time by a committee constituted for the purpose.

(3) The Syndicate may call upon any college so inspected to take within a specified period such action as may appear to it to be necessary in respect of any matters.

(4) Every College shall comply with the directions of the University issued from time to time in respect of all matters relating to academic and administrative and matters ancillary thereto.

CHAPTER - XI

ENROLMENT AND DEGREES

68. Eligibility for admission of Students .- No Student shall be eligible for admission to a course of study, a degree or diploma unless he possesses such qualifications as may be prescribed by statutes from time to time.

to have obtained such a degree or diploma or certificate fraudulently or has obtained admission through a false Caste Certificate.

(2) No action under this section shall be taken against any person unless he has been given an opportunity to show cause against the action proposed to be taken.

(3) A copy of the resolution passed by the Syndicate shall be immediately sent to the person concerned.

(4) Any person aggrieved by the decision taken by the Syndicate may appeal to the Chancellor within thirty days from the date of receipt of such resolution.

(5) The decision of the Chancellor on such appeal shall be final.

CHAPTER-XII

UNIVERSITY REVIEW COMMISSION

71. Appointment of University Review Commission.- (1) The Chancellor shall once in every five years constitute a commission to review the working of the University and make recommendations.

(2) The Commission shall consist of not less than three eminent educationists, one of whom shall be the Chairman, appointed by the Chancellor on the recommendation of the State Government.

(3) The terms and conditions of appointment of the members shall be such as the Chancellor may, determine.

(4) The commission shall, after holding such enquiry as it deems fit, make its recommendations to the Chancellor and to the State Government.

CHAPTER-XIII

FUNCTIONS AND THE RESPONSIBILITIES

OF THE PERSONS INVOLVED IN THE EXAMINATION WORK

73. Duties of a Teacher .- (1) Every teacher of an University or an affiliated college shall carry out the work relating to teaching, research, examination or academic work assigned to them by the University from time to time.

(2) For the purpose of sub-section (1) both the teaching and non-teaching employees in the services of the University and also in the colleges affiliated to the University shall be administratively controlled by the University and shall abide by the instructions or orders issued by the University from time to time.

74. Obligation to perform the examination work.- (1) Any person who is entrusted with the examination work relating to paper setting, invigilation, supervision, evaluation, conduct of practical examinations, printing of question papers and answer books, tabulation and preparation of marks cards and all such activities incidental thereto and connected therewith shall discharge such duties prudently and with utmost integrity for attainment of the academic standards.

(2) If any person who has been allotted the examination work under sub-section(1) is found guilty of breach of duties or involves in any misbehaviour, shall on conviction be punished with imprisonment for a period which may extend to three years or with a fine upto two thousand rupees or with both ;

(3) No court shall take cognisance of an offence punishable under this section or the abetment of any such offence save on the complaint made by the Registrar (Evaluation).

75. Punishment for abetment of offences .- Whoever instigates or abets the commission of offence punishable under section 74 shall, on conviction be punished with the same punishment provided for in that section.

76. Prohibition of Private Tutition .- No Teacher of the University or Affiliated college shall engage himself in private tutition or in any other employment or job in any manner without the permission of the University or the authority which appointed him.

CHAPTER-XIV

MISCELLANEOUS AND TRANSITORY PROVISIONS

77. Discipline .- (1) The final authority responsible for maintenance of discipline among the students of the University shall be the Vice-Chancellor. His directions in that behalf shall be carried out by the heads of colleges, hostels and other institutions,

(2) Notwithstanding anything contained in sub-section(1):-

- (a) the punishment of debarring a student from examinations shall, on the report of Vice-Chancellor be considered and imposed by the Syndicate, and
- (b) the punishment of rustication from a college or a hostel or an institution shall be, imposed by the head of the college or hostel of institution concerned.

(3) No resolution of any authority or body of the University shall be deemed invalid on account of any irregularity in the service of notice upon any member:

Provided that the proceedings of such authority or body shall not be prejudicially affected by such irregularity.

78. Act to prevail over other enactments .- This Act and Statute or Regulation or Rules or Ordinance made thereunder shall in respect of any college in the University Area have effect notwithstanding anything inconsistent therewith contained in any other enactment with respect to matters enumerated in list II of the Seventh Schedule to the Constitution of India.

79. Protection of act done in good faith .- No suit or other legal proceeding shall lie against and no damages shall be claimed from the University or its authorities, bodies or officers for anything which is in good faith done or intended to be done in pursuance of this Act, the Statutes, Ordinances, Regulations or Rules made thereunder.

80. Act and Proceedings not invalidated merely on the ground of defect in constitution, Vacancy, etc.- Notwithstanding that the Syndicate or the Academic Council or any other authority or body of the University is not duly constituted or there is a defect in its constitution or reconstitution at any time and notwithstanding that there is a vacancy in the membership of any such authority or body, no act or proceeding of such authority or body shall be invalidated merely on any such ground or grounds.

81. Relations of affiliated colleges with the University.- The relation of the affiliated colleges with the University shall be governed by the Statutes to be made in that behalf and such statutes shall provide in particular for the exercise by the University of the following powers in respect of the college affiliated to the University to co-ordinate and regulate the facilities provided and expenditure incurred by such Colleges in regard to Libraries, Laboratories and other equipment for teaching and research.

82. Transfer of Government Colleges to the University.- (1) The State Government may, by order,

published in the Official Gazette, transfer to the University with effect from such date and subject to such conditions as may be specified in the order, any of its colleges, any hostel or other building of such colleges and the articles of furniture, library, books, laboratory, stores, instruments, apparatus, appliances and equipments of such college. Upon the publication of such order, the college shall become a college maintained and administered by the University as its college and the properties mentioned in the order shall become the properties of the University; (2) Nothing in this Act shall be deemed to authorise the University to sell, lease, exchanges or otherwise dispose of any land or building transferred to the University under sub-section (1).

(3) Where any college has been transferred to the maintenance and control of the University by an order made under sub-section (1) then, notwithstanding anything contained in this Act all members of the teaching staff and other employees of the State Government who, immediately before the date of the publication of the said order, were serving in or were attached to the college shall stand transferred to the appropriate cadre or category of posts in the University :

Provided that in the event of transfer of college to the University, an opportunity shall be afforded to the employees serving in such a college to exercise their option either to continue in the services under the State or to be absorbed in the services of the University.

83. Continuance of Statutes, Regulations, Ordinances, etc.- (1) Until the Statutes, Ordinances, Regulations and rules are made under the appropriate Provisions of this Act, the Statutes, Ordinances, Regulations and Rules which were made under provisions of the Karnataka State Universities Act, 1976 and in force

Chapter XXXIII

*Institution of courses under Section 23(2) (f) of the KSU Act, 1976

33.1 Diploma in NSS

33.2 Diploma in Sports and Physical Education

Chapter XXXIV

****Revised Statutes Governing the conditions under which-**

- (1) Colleges may be affiliated to the University; and
- (2) Such affiliation may be withdrawn

34.1 The authorised correspondent of a Registered Society or Body sponsoring the establishment of a new college in the University Area or the appropriate authority in the Government, if the proposed College is a Government College shall make an application to the Registrar for affiliation of the college to the University, and the application along with a Demand Draft for Rs. 5,000/- being the affiliation fee, shall reach the Registrar, not later than 31st October of the preceeding year.

34.2 The application referred to in Statute No. 34.1 above shall contain the following particulars -

- (a) whether the sponsoring authority is a registered body registered under the Societies Registration Act or other law and has a Governing Body;

*inserted *vide* Notification No. SYN 15 STT 76, dated : 22.1.1977

**inserted *vide* Notification No. SYN 5, STT, 79, dated : 23.2.1981

†Amended *vide* Notification No. ACA III / Statute/ 80-81, dated : 16.10.1981

be the teachers in the college including the Principal and two shall be representatives of the University.

- (b) The college shall abide by the Statute, Ordinances and Regulations of the University framed from time to time.

34.8 The conditions of service of teachers in the colleges affiliated to the Bangalore University shall be governed by the Statutes framed by the University in this behalf under Section 67(3) of the Karnataka State Universities Act, 1976.

34.9 Every affiliated college shall be inspected ordinarily once every year by a Committee appointed by the Syndicate. The Syndicate shall consider such a report and the recommendations contained therein.

34.10 The affiliation granted to a college by the University may be withdrawn in whole or in part or modified if the college has failed to comply with any of the provisions of the conditions of affiliation in accordance with Section 56 of the Karnataka State Universities Act.

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* Statutes regarding service conditions of Teachers in the affiliated colleges of the Bangalore University - Chapter XXIII