

---

---

**REPORT OF THE SUBJECT COMMITTEE**  
**ON**  
**THE UNIVERSITY LAWS (AMENDMENT) BILL, 2022**  
**AND**  
**THE BILL AS REPORTED BY THE SUBJECT COMMITTEE**

---

---

Presented on 29<sup>th</sup> August, 2022

©  
Kerala Legislature Secretariat  
2022

KERALA NIYAMASABHA PRINTING PRESS.

**REPORT OF THE SUBJECT COMMITTEE**  
**ON**  
**THE UNIVERSITY LAWS (AMENDMENT) BILL, 2022**  
**AND**  
**THE BILL AS REPORTED BY THE SUBJECT COMMITTEE**

## CONTENTS

		<i>Page</i>
1. Composition	..	v
2. Report	..	1
3. Appendix: I		
Minutes of Dissent	..	3
4. Appendix: II		
Bill as reported by the Subject Committee	..	5

SUBJECT COMMITTEE VI  
(EDUCATION)  
(2021-2023)

**Composition**

*Chairman*

Shri V. Sivankutty,  
Minister for General Education and Labour.

*Ex- Officio Members*

DR. R. Bindu,  
Minister for Higher Education and Social Justice.

Shri V.N. Vasavan  
Minister for Co-operation, Registration and Culture.

*Members*

Prof. Abid Hussain Thangal

Shri M.S. Arun Kumar

Shri T.V. Ibrahim

Shri Muhammed Muhassin

Shri K.M. Sachindev

Shri Shafi Parambil

Shri A.N. Shamseer

Shri M. Vijin

*Legislature Secretariat*

Shri A.M. Basheer, Secretary

Smt. Lima Francis, Joint Secretary

Smt. Bindu S.L., Deputy Secretary

Shri M.S. Sreekumar, Under Secretary.



## THE UNIVERSITY LAWS (AMENDMENT) BILL, 2022

### **Report of the Subject Committee**

Subject Committee VI (Education) to which The University Laws (Amendment) Bill, 2022 was referred, considered the Bill (Bill No.132) clause by clause and now submits this report with the Bill as reported by the Subject Committee annexed thereto.

2. The University Laws (Amendment) Bill, 2022 was published as a Gazette Extraordinary dated 17<sup>th</sup> August, 2022. The Bill was introduced in the Assembly on 24<sup>th</sup> August, 2022 and was referred to the Subject Committee on the same day.

3. The Committee considered the Bill clause by clause at the meeting held on 24<sup>th</sup> August, 2022 and recommends to adopt the Bill with the following modification.

#### Clause 1

in sub-clause (2), for the words “ come into force at once” , the words “be deemed to have come into force on the 1<sup>st</sup> day of August, 2022” shall be substituted.

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,  
August 24, 2022.

V. SIVANKUTTY,  
*Chairman,*  
*Subject Committee VI.*

APPENDIX I

വിയോജനക്കുറിപ്പ്

യൂണിവേഴ്സിറ്റി ഗ്രാന്റ്സ് കമ്മീഷൻ (മിനിമം ക്വാളിഫിക്കേഷൻസ് ഫോർ അപ്പോയിന്റേന്റ് ഓഫ് ടിച്ച്മെന്റ് ആൻഡ് അദർ മെമ്പർസ് ഫോർ ദി മെയിന്റനൻസ് ഓഫ് സ്റ്റാന്റേർഡ്സ് ഇൻ ഹയർ എഡ്യൂക്കേഷൻ) റെഗുലേഷൻസ്, 2018 പ്രകാരം സെർച്ച് കം സെലക്ഷൻ കമ്മിറ്റി സമർപ്പിക്കുന്ന ഒരു പാനലിൽ നിന്നും വൈസ് ചാൻസലറെ ചാൻസലർ നിയമിക്കേണ്ടതാണ് എന്ന് വ്യവസ്ഥ ചെയ്യുന്നു.

വൈസ് ചാൻസലർ നിയമനത്തിനായി യൂണിവേഴ്സിറ്റി നിയമത്തിൽ നിലവിലുള്ള കമ്മിറ്റിയ്ക്ക് പകരം ഉന്നത വിദ്യാഭ്യാസ കൗൺസിലിന്റെ കൺവീനർ, ചാൻസലറുടെ പ്രതിനിധി, സർക്കാരിന്റെ പ്രതിനിധി, യു.ജി.സി. പ്രതിനിധി, സിൻഡിക്കേറ്റ് നാമനിർദ്ദേശം ചെയ്യുന്ന ആൾ എന്നിങ്ങനെ 5 പ്രതിനിധികളെ ഉൾപ്പെടുത്തി സെർച്ച് കം സെലക്ഷൻ കമ്മിറ്റി രൂപീകരിക്കുന്നതിനും പ്രസ്തുത കമ്മിറ്റിയുടെ ഭൂരിപക്ഷം തീരുമാനിക്കുന്ന 3 അംഗങ്ങളുടെ ഒരു പാനൽ വൈസ് ചാൻസലർ തസ്തികയിലെ നിയമനത്തിനായി ചാൻസലർക്ക് സമർപ്പിക്കണമെന്നാണ് ബില്ലിൽ വ്യവസ്ഥ ചെയ്തിരിക്കുന്നത്.

നിലവിലെ സർവ്വകലാശാല നിയമങ്ങൾ പ്രകാരം വൈസ് ചാൻസലർ നിയമനത്തിനുള്ള കമ്മിറ്റിയിൽ ഏക അഭിപ്രായം ഉണ്ടാകാത്തപക്ഷം കമ്മിറ്റിയിൽ അംഗങ്ങളായ മൂന്നുപേരും നിർദ്ദേശിക്കുന്ന അംഗങ്ങളെ ഉൾപ്പെടുത്തി മൂന്നുപേരുടെ ഒരു പാനൽ ചാൻസലർക്ക് സമർപ്പിക്കണമെന്നാണ് വ്യവസ്ഥ ചെയ്തിരിക്കുന്നത്. പ്രസ്തുത വ്യവസ്ഥയിൽ നിന്ന് വ്യത്യസ്തമായി 5 അംഗങ്ങൾ ഉൾപ്പെടുന്ന സെർച്ച് കം സെലക്ഷൻ കമ്മിറ്റി ഭൂരിപക്ഷ തീരുമാനപ്രകാരം നിർദ്ദേശിക്കുന്ന 3 പേരുടെ പാനൽ സമർപ്പിക്കണമെന്ന് വ്യവസ്ഥ ചെയ്യുന്നതിലൂടെ സർക്കാരിന് താല്പര്യമുള്ള വ്യക്തികൾ മാത്രം വൈസ് ചാൻസലർ നിയമനത്തിനുള്ള പാനലിൽ ഉൾപ്പെടുന്നതാണ്. ഇത് യു.ജി.സി. ഗൈഡ് ലൈൻസിന് വിരുദ്ധമാണ്.

നിലവിലെ യൂണിവേഴ്സിറ്റി നിയമപ്രകാരമുള്ള കമ്മിറ്റിയിൽ ഏകാഭിപ്രായം ഉണ്ടാകാത്തപക്ഷം ഓരോ അംഗത്തിനും ഒരു അംഗത്തെ വീതം നിർദ്ദേശിച്ചുകൊണ്ട് 3 അംഗങ്ങൾ ഉള്ള പാനൽ സമർപ്പിക്കാൻ സാധിക്കുമായിരുന്നു. പ്രസ്തുത വ്യവസ്ഥ ഇല്ലാതാക്കിയതിലൂടെ ഉന്നതവിദ്യാഭ്യാസ രംഗത്ത് സ്ഥാപിത താല്പര്യത്തോടടുത്തുള്ള ഇടപെടലുകൾ വർദ്ധിക്കുന്നതിനും ഈ മേഖലയുടെ മൂല്യചൂതിക്കും കാരണമാകുമെന്നതിനാൽ ബില്ലിനോട് വിയോജിപ്പ് രേഖപ്പെടുത്തുന്നു.

പ്രൊഫ. ആബിദ് ഹുസൈൻ തങ്ങൾ (ഒപ്പ്)

ടി. വി. ഇബ്രാഹിം (ഒപ്പ്)

APPENDIX II

THE UNIVERSITY LAWS (AMENDMENT) BILL, 2022

(As reported by the Subject Committee)

[The words sidelined indicate the modification suggested by the 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 and the Kannur University Act, 1996.*

*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) and the Kannur University Act, 1996 (22 of 1996) for the purposes hereinafter appearing ;

BE it enacted in the Seventy-third Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the University Laws (Amendment) Act, 2022.

(2) It shall be deemed to have come into force on the 1<sup>st</sup> day of August, 2022.

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

(a) in section 2, after clause (11), the following clause shall be inserted, namely:—

“(11A) “Government” means the Government of Kerala;”;

(b) in section 10,—

(i) for sub-sections (1) to (3), the following sub-sections shall be substituted, namely:—



“(1) The Chancellor shall appoint one person as the Vice-Chancellor from a panel consisting of three names recommended by a majority of members of the Search-cum-Selection Committee appointed by the Chancellor, consisting of the following members, namely:—

(i) The Vice-Chairman, Kerala State Higher Education Council-Convenor;

(ii) One person nominated by the Chancellor;

(iii) One person nominated by the Government;

(iv) One person nominated by the Chairman, University Grants Commission;

(v) One person nominated by the Syndicate :

Provided that, the members of the Search-cum-Selection Committee shall be persons of eminence in the field of higher education and shall not be connected in any manner with the University or its colleges.

(2) The Search-cum-Selection Committee shall submit the panel to the Chancellor within a period of three months from the date of its appointment or within such further period not exceeding one month, as the Chancellor may specify in this behalf.

(3) The Chancellor shall appoint the Vice-Chancellor within thirty days from the date of receipt of the panel submitted by the Search-cum-Selection Committee under sub-section (2).”;

(ii) sub-section (4) shall be omitted ;

(iii) in sub-section (5), for the word “sixty” the words “sixty five” shall be substituted.

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

(a) in section 2, after clause (11), the following clause shall be inserted, namely:—

“(11A) “Government” means the Government of Kerala;”;

(b) in section 10,—

(i) for sub-sections (1) to (3), the following sub-sections shall be substituted, namely:—

“(1) The Chancellor shall appoint one person as the Vice-Chancellor from a panel consisting of three names recommended by a majority of members of the Search-cum-Selection Committee appointed by the Chancellor, consisting of the following members, namely:—

(i) The Vice-Chairman, Kerala State Higher Education Council-Convenor;

(ii) One person nominated by the Chancellor;

(iii) One person nominated by the Government;

(iv) One person nominated by the Chairman, University Grants Commission;

(v) One person nominated by the Syndicate :

Provided that, the members of the Search-cum-Selection Committee shall be persons of eminence in the field of higher education and shall not be connected in any manner with the University or its colleges.

(2) The Search-cum-Selection Committee shall submit the panel to the Chancellor within a period of three months from the date of its appointment or within such further period not exceeding one month, as the Chancellor may specify in this behalf.

(3) The Chancellor shall appoint the Vice-Chancellor within thirty days from the date of receipt of the panel submitted by the Search-cum-Selection Committee under sub-section (2).”;

(ii) sub-section (4) shall be omitted;

(iii) in sub-section (5), for the word “sixty” the words “ sixty five” shall be substituted.

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

(a) in section 2, after clause (11), the following clause shall be inserted, namely:—

“(11A) “Government” means the Government of Kerala;”;

(b) in section 10,—

(i) for sub-sections (1) to (3), the following sub-sections shall be substituted, namely:—

“(1) The Chancellor shall appoint one person as the Vice-Chancellor from a panel consisting of three names recommended by a majority of members of the Search-cum-Selection Committee appointed by the Chancellor, consisting of the following members, namely:—

(i) The Vice-Chairman, Kerala State Higher Education Council-Convenor;

(ii) One person nominated by the Chancellor;

(iii) One person nominated by the Government;

(iv) One person nominated by the Chairman, University Grants Commission;

(v) One person nominated by the Syndicate :

Provided that, the members of the Search-cum-Selection Committee shall be persons of eminence in the field of higher education and shall not be connected in any manner with the University or its colleges.

(2) The Search-cum-Selection Committee shall submit the panel to the Chancellor within a period of three months from the date of its appointment or within such further period not exceeding one month, as the Chancellor may specify in this behalf.

(3) The Chancellor shall appoint the Vice-Chancellor within thirty days from the date of receipt of the panel submitted by the Search-cum-Selection Committee under sub-section (2).”;

(ii) sub-sections (4) to (8) shall be omitted;

(iii) for sub-section (9), the following sub-section shall be substituted, namely:—

“(9) No person who is more than sixty five years of age shall be appointed as Vice-Chancellor.”.

5. *Amendment of Act 5 of 1994.*— In the Sree Sankaracharya University of Sanskrit Act, 1994 (5 of 1994), in section 24, for sub-section (3), the following sub-section shall be substituted, namely:—

“(3) (a) The Chancellor shall appoint one person as the Vice-Chancellor from a panel consisting of three names recommended by a majority of members of the Search-cum-Selection Committee appointed by the Chancellor, consisting of the following members, namely:—

(i) The Vice-Chairman, Kerala State Higher Education Council-Convenor;

(ii) One person nominated by the Chancellor;

(iii) One person nominated by the Government;

(iv) One person nominated by the Chairman, University Grants Commission;

(v) One person nominated by the Syndicate :

Provided that, the members of the Search-cum-Selection Committee shall be persons of eminence in the field of higher education and shall not be connected in any manner with the University or its colleges.

(b) The Search-cum-Selection Committee shall submit the panel to the Chancellor within a period of three months from the date of its appointment or within such further period not exceeding one month, as the Chancellor may specify in this behalf.

(c) The Chancellor shall appoint the Vice-Chancellor within thirty days from the date of receipt of the panel submitted by the Search-cum-Selection Committee under sub-section (2).”.

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

(a) in section 2, after clause (xi), the following clause shall be inserted, namely:—

“(xiA) “Government” means the Government of Kerala;”;

(b) in section 10,—

(i) for sub-sections (1) to (3), the following sub-sections shall be substituted, namely:—

“(1) The Chancellor shall appoint one person as the Vice-Chancellor from a panel consisting of three names recommended by a majority of members of the Search-cum-Selection Committee appointed by the Chancellor, consisting of the following members, namely:—

(i) The Vice-Chairman, Kerala State Higher Education Council-Convenor;

(ii) One person nominated by the Chancellor;

(iii) One person nominated by the Government;

(iv) One person nominated by the Chairman, University Grants Commission;

(v) One person nominated by the Syndicate :

Provided that, the members of the Search-cum-Selection Committee shall be persons of eminence in the field of higher education and shall not be connected in any manner with the University or its colleges.

(2) The Search-cum-Selection Committee shall submit the panel to the Chancellor within a period of three months from the date of its appointment or within such further period not exceeding one month, as the Chancellor may specify in this behalf.

(3) The Chancellor shall appoint the Vice-Chancellor within thirty days from the date of receipt of the panel submitted by the Search-cum-Selection Committee under sub-section (2).”;

(ii) sub-sections (4) to (8) shall be omitted;

(iii) in sub-section (9), for the word “sixty” the words “sixty five” shall be substituted.

Secretariat of the Kerala Legislature,  
Thiruvananthapuram,  
August 24, 2022.

A.M. Basheer,  
*Secretary.*