

GOVERNMENT OF WEST BENGAL
LAW DEPARTMENT
Legislative

West Bengal Act VIII of 1988

**THE WEST BENGAL UNIVERSITY LAWS
 (AMENDMENT) ACT, 1988.**

[Passed by the West Bengal Legislature.]

*[Assent of the Governor was first published in the Calcutta
 Gazette, Extraordinary, of the 15th June, 1988.]*

[15th June, 1988.]

An Act to amend the Calcutta University Act, 1979, the Vidyasagar University Act, 1981, the Burdwan University Act, 1981, the Jadavpur University Act, 1981, the North Bengal University Act, 1981, the Rabindra Bharati Act, 1981 and the Kalyani University Act, 1981.

WHEREAS it is expedient to amend the Calcutta University Act, 1979, the Vidyasagar University Act, 1981, the Burdwan University Act, 1981, the Jadavpur University Act, 1981, the North Bengal University Act, 1981, the Rabindra Bharati Act, 1981 and the Kalyani University Act, 1981, for the purposes and in the manner hereinafter appearing;

West Ben.
Act
XXXVIII of
1979.
West Ben.
Act XVIII of
1981.
West Ben.
Act XXIII
of 1981.
West Ben.
Act XXIV
of 1981.
West Ben.
Act XXV
of 1981.
West Ben.
Act XXXVI
of 1981.
West Ben.
Act XL of
1981.

It is hereby enacted in the Thirty-ninth Year of the Republic of India, by the Legislature of West Bengal, as follows:—

1. (1) This Act may be called the West Bengal University Laws (Amendment) Act, 1988.

(2) It shall come into force at once.

2. In the Calcutta University Act, 1979, for section 35, the following section shall be substituted:—

“Standing committee for selection of officers and non-teaching employees. 35. The Syndicate may, subject to the provisions of this Act, prescribe by Ordinances the constitution of a standing committee or standing committees for selection of persons for appointment to the posts of officers and to

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Amendment
of West Ben.
Act
XXXVIII of
1979.

*The West Bengal University Laws (Amendment)
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(Section 3.)

the other non-teaching posts of the University and the procedure and the method of such selection.”.

Amendment
of West Ben.
Act XVIII of
1981.

3. In the Vidyasagar University Act, 1981,—

(a) in section 4,—

- (i) for clause (25), the following clause shall be substituted and shall be deemed to have been substituted with effect from the 1st day of August, 1981:—

“(25) to prescribe for colleges, other than Government colleges,—

(a) the constitution, powers and functions of their Governing Bodies, and

(b) with the approval of the State Government, the terms and conditions of service of Teachers, Librarians and non-teaching staff;”;

- (ii) in clause (26), for the word “colleges;”, the words “colleges other than Government Colleges;” shall be substituted and shall be deemed to have been substituted with effect from the 1st day of August, 1981;

(b) in section 21,—

- (i) for clause (xii), the following clause shall be substituted and shall be deemed to have been substituted with effect from the 1st day of August, 1981:—

“(xii) to determine, with the approval of the State Government, the terms and conditions of service of Teachers, Librarians and non-teaching staff of colleges other than Government Colleges;”;

- (ii) for clause (xiii), the following clause shall be substituted and shall be deemed to have been substituted with effect from the 1st day of August, 1981:—

“(xiii) to make rules for Teachers’ Council for all colleges and, with the approval of the State Government, rules for provident fund for colleges other than Government Colleges;”;

(c) for section 34, the following section shall be substituted:—

“Standing committee
for selection of
officers and non-
teaching employees.

34. The Executive Council may, subject to the provisions of this Act, prescribe by Ordinances the constitution of a standing committee or standing committees for selection

(Section 4.)

of persons for appointment to the posts of officers and to the other non-teaching posts of the University and the procedure and the method of such selection.”.

4. In the Burdwan University Act, 1981,—

Amendment
of West Ben.
Act XXIII of
1981.

- (a) in section 4, for clause (5), the following clause shall be substituted and shall be deemed to have been substituted with effect from the 15th day of April, 1984:—

“(5) to prescribe for colleges, other than Government Colleges,—

(a) the constitution, powers and functions of their Governing Bodies, and

(b) with the approval of the State Government,—

(i) the terms and conditions of service of Teachers, Librarians and non-teaching staff, and

(ii) rules for provident fund;”;

- (b) in section 21,—

(i) for clause (xiii), the following clause shall be substituted and shall be deemed to have been substituted with effect from the 15th day of April, 1984:—

“(xiii) to determine, with the approval of the State Government, the terms and conditions of service of Teachers, Librarians and non-teaching staff of colleges other than Government Colleges;”;

(ii) for clause (xiv), the following clause shall be substituted and shall be deemed to have been substituted with effect from the 15th day of April, 1984:—

“(xiv) to make rules for Teachers’ Council for all affiliated colleges and, with the approval of the State Government, rules for provident fund for affiliated colleges other than Government Colleges;”;

- (c) for section 33, the following section shall be substituted:—

“Standing committee for selection of officers and non-teaching employees. 33. The Executive Council may, subject to the provisions of this Act, prescribe by Ordinances the constitution of a standing committee or standing committees for selection of persons for appointment to the posts of officers and to the other non-teaching posts of the University and the procedure and the method of such selection.”;

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Act, 1988.*

[West Ben. Act

(Sections 5, 6.)

- (d) in section 47, for clause (o), the following clause shall be substituted and shall be deemed to have been substituted with effect from the 15th day of April, 1984:—

“(o) the terms and conditions of service of Teachers, Librarians and non-teaching staff of affiliated colleges other than Government Colleges;”.

Amendment
of West Ben.
Act XXIV of
1981.

5. In the Jadavpur University Act, 1981,—

- (a) in section 20,—

- (i) for clause (xiii), the following clause shall be substituted and shall be deemed to have been substituted with effect from the 10th day of August, 1985:—

“(xiii) to determine, with the approval of the State Government, the terms and conditions of service of Teachers, Librarians and non-teaching staff of an affiliated Institution other than a Government Institution or a Government College;”;

- (ii) for clause (xiv), the following clause shall be substituted and shall be deemed to have been substituted with effect from the 10th day of August, 1985:—

“(xiv) to make rules for Teachers’ Council for an affiliated Institution and, with the approval of the State Government, rules for provident fund for an affiliated Institution other than a Government Institution or a Government College;”;

- (b) for section 30, the following section shall be substituted:—

“Standing committee 30. The Executive Council may, for selection of subject to the provisions of this Act, officers and non-teaching employees. prescribe by Ordinances the constitution of a standing committee or standing committees for selection of persons for appointment to the posts of officers and to the other non-teaching posts of the University and the procedure and the method of such selection.”.

Amendment
of West Ben.
Act XXV of
1981.

6. In the North Bengal University Act, 1981,—

- (a) in section 2, for clause (21), the following clause shall be substituted and shall be deemed to have been substituted with effect from the 13th day of August, 1985:—

“(21) “Teacher” means a Principal, Professor, Assistant Professor, Reader, Lecturer, Demonstrator, Tutor, Instructor or any other person appointed or recognized

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as such by the University, either whole-time or part-time, for the purpose of imparting instruction or conducting research in the University or appointed by an affiliated college or institution;”;

- (b) in section 4, for clause (5), the following clause shall be substituted and shall be deemed to have been substituted with effect from the 13th day of August, 1985:—

“(5) to prescribe for affiliated colleges, other than Government Colleges,—

(a) the constitution, powers and functions of their Governing Bodies, and

(b) with the approval of the State Government,—

(i) the terms and conditions of service of Teachers, Librarians and non-teaching staff, and

(ii) rules for provident fund;”;

- (c) in section 21,—

(i) for clause (xiii), the following clause shall be substituted and shall be deemed to have been substituted with effect from the 13th day of August, 1985:—

“(xiii) to determine, with the approval of the State Government, the terms and conditions of service of Teachers, Librarians and non-teaching staff of affiliated colleges other than Government Colleges;”;

(ii) for clause (xiv), the following clause shall be substituted and shall be deemed to have been substituted with effect from the 13th day of August, 1985:—

“(xiv) to make rules for Teachers’ Council for all affiliated colleges and, with the approval of the State Government, rules for provident fund for affiliated colleges other than Government Colleges;”;

- (d) for section 33, the following section shall be substituted:—

“Standing committee for selection of officers and non-teaching employees. 33. The Executive Council may, subject to the provisions of this Act, prescribe by Ordinances the constitution of a standing committee or standing committees for selection of persons for appointment to the posts of officers and to the other non-teaching posts of the University and the procedure and the method of such selection.”;

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- (e) in section 47, for clause (p), the following clause shall be substituted and shall be deemed to have been substituted with effect from the 13th day of August, 1985:—

“(p) the terms and conditions of service of Teachers, Librarians and non-teaching staff of affiliated colleges other than Government Colleges;”.

Amendment
of West Ben.
Act XXXVI
of 1981.

7. In the Rabindra Bharati Act, 1981,—

- (a) in section 4, in clause (4), in sub-clause (b), for item (i), following item shall be substituted and shall be deemed to have been substituted with effect from the 7th day of January, 1986:—

“(i) the terms and conditions of service of Teachers, Librarians and non-teaching staff, and”;

(b) in section 21,—

- (i) for clause (xiii), the following clause shall be substituted and shall be deemed to have been substituted with effect from the 7th day of January, 1986:—

“(xiii) to determine, with the approval of the State Government, the terms and conditions of service of Teachers, Librarians and non-teaching staff of colleges other than Government Colleges;”;

- (ii) for clause (xiv), the following clause shall be substituted and shall be deemed to have been substituted with effect from the 7th day of January, 1986:—

“(xiv) to make rules for ‘Teachers’ Council for colleges and, with the approval of the State Government, rules for provident fund for colleges other than Government Colleges;”;

(c) for section 31, the following section shall be substituted:—

“Standing committee for selection of officers and non-teaching employees. 31. The Executive Council may, subject to the provisions of this Act, prescribe by Ordinances the constitution of a standing committee or standing committees for selection of persons for appointment to the posts of officers and to the other non-teaching posts of the University and the procedure and the method of such selection.”.

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VIII of 1988.]

(Section 8.)

8. In the Kalyani University Act, 1981,—

Amendment
of West Ben.
Act XL of
1981.

(a) in section 4,—

(i) in clause (6), for sub-clause (b), the following sub-clause shall be substituted and shall be deemed to have been substituted with effect from the 9th day of August, 1985:—

“(b) with the approval of the State Government,—

(i) the terms and conditions of service of Teachers, Librarians and non-teaching staff, and

(ii) rules for provident fund;”;

(ii) in clause (7), the words “and Provident Funds” shall be omitted and shall be deemed to have been omitted with effect from the 9th day of August, 1985;

(b) in section 21,—

(i) in clause (xiii), after the words “conditions of service of”, the word “Teachers,” shall be inserted and shall be deemed to have been inserted with effect from the 9th day of August, 1985;

(ii) for clause (xiv), the following clause shall be substituted and shall be deemed to have been substituted with effect from the 9th day of August, 1985:—

“(xiv) to make rules for Teachers’ Council for colleges and, with the approval of the State Government, rules for provident fund for colleges other than Government Colleges;”;

(c) for section 31, the following section shall be substituted:—

“Standing committee for selection of officers and non-teaching employees. 31. The Executive Council may, subject to the provisions of this Act, prescribe by Ordinances the constitution of a standing committee or standing committees for selection of persons for appointment to the posts of officers and to the other non-teaching posts of the University and the procedure and the method of such selection.”.