



RASHTRASANT TUKADOJI MAHARAJ NAGPUR UNIVERSITY

*Established by Government of Central Provinces Education Department by Notification No. 513 dated the 1st of August, 1923 & presently a State University governed by Maharashtra Public Universities Act, 2016 (Mah. Act No. VI of 2017)

DIRECTION NO. 49 OF 2024

Rules of Procedure for Conduct of Business at meeting of Senate of the University, Direction, 2024

Whereas, the Maharashtra Public Universities Act, 2016 (VI of 2017), (hereinafter the Act) has come into force with effect from 1st March 2017, repealing the Maharashtra Universities Act, 1994 (Act XXXV of 1994);

AND

Whereas, by virtue of entry No.5 in Column (1) of part I of the Schedule, read with sub-section (1) of section 3 of the Act, Rashtrasant Tukadoji Maharaj University Nagpur (hereinafter the University), earlier governed by the Act No. XXXV of 1994, is now governed by the Act from the date of its enforcement;

AND

Whereas, Section 71, clause 5 of the Act VI of 2017 provides for making of a statute prescribing "Rules of Procedure for Conduct of Business at the meeting of authorities of universities" ;

AND

Whereas, sub-section 10 of section 72 of the Act VI of 2017 empowers the State Government to prescribe uniform statutes on a subject matter for which a statute can be made by the university in exercise of its powers under section 71 of the said Act;

K.P.

AND

Whereas, the State Government has framed an uniform statute No. 4 of 2019 prescribing the procedure for conduct of business at the meetings of authorities of universities including the senate of the university;

AND

Whereas, Para 2 of uniform statute No.4 of 2019 prescribe the period of notice of the meetings of the senate, sending of the agenda, receipt of questions, notice in writing of the proposed amendments in the proposal; since, however, the said Uniform Statute is silent regarding the period within which the proposals for consideration of the senate are to be received by the Registrar, leaving a gap in the provisions of the law regarding procedure for conduct of the meetings of the senate of the university;

AND

Whereas, Government of Maharashtra has issued a Notification on 3rd July 2023, whereby Section 2 of the Uniform Statute no. 4 of 2019 has been amended as the period of notice, as well as other time periods prescribed therein for submission of questions etc. are amended. The said Notification has been accepted by the Management Council of the University in its meeting dated 1st Sept. 2023;

AND

Whereas, the lack of provision in the Uniform Statute No. 4 of 2019 with respect to the period within which the proposal for consideration of the senate can be submitted by a member is likely to create practical difficulties in the smooth conduct of business at the meeting of the senate and therefore there is a need to fill the gap by framing a statute by the university in exercise of its powers under section 71 because of non-exercise of the powers by the State Government under section 72 of the act VI of 2017 on the aspect of the time period for receiving proposals from members of the senate for discussion in the meeting of the senate;

AND



Whereas, Statute making is a time consuming process and there is an urgency to regulate the matter necessitating issuance of a Direction in exercise of the powers under section 12(8) of the Act;

AND

Whereas, Direction No. 41 of 2023 entitled "Rules of procedure for conduct of Business at meeting of Senate of the University, Direction, 2022" has lapsed by virtue of operation of the provisions of proviso to section 12(8) of the Act and there is an immediate need to issue a new Direction with modification as to the period given for the submission of proposal in the light of amendments in the Uniform Statute no. 4 of 2023;

Now, therefore, I, Dr. Prashant Bokare, in exercise of my powers under section 12 (8) of the Act, issue the following Direction.

1. This Direction shall be called "Rules of Procedure for Conduct of Business at meeting of Senate of the University, Direction, 2024".
2. This Direction shall come into force with effect from the date of its issuance.
3. In this Direction, unless the context otherwise requires :-
 - i) "Act" means the Maharashtra Public Universities Act, 2016;
 - ii) "Proposal" means proposal in writing within the meaning of the uniform Statute No. 4 of 2019.
 - iii) "Senate" means the senate duly constituted as per Section 28(2) of the Act;
 - iv) "Registrar" means a person so appointed as Registrar as per Section 14(3) of the Act;
4. The members of the senate desiring to submit proposals for consideration of the senate shall submit the same, along with all supporting documents, if any, in writing, to the Registrar of the University atleast Ten clear days before the date fixed for the meeting of the senate.
5. With regards to acceptance or rejection of proposal/s submitted by the members, the provision of clause 6(11) of Uniform Statute 4 of 2019 given for the questions, shall be equally applicable in case of proposals.
6. With regard to conduct of meeting under this Direction the notification issued by Higher and Technical Education Department on 3rd July 2023 shall also be applicable.

Nagpur.

Date - 22/11/2024 .

(Dr. Prashant Bokare)
Vice-Chancellor

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