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मानव संसाधन विकास मंत्रालय

(उच्चतर शिक्षा विभाग)

अधिसूचना

नई दिल्ली, 23 अप्रैल, 2009

सा.का.नि. 280(अ).—केन्द्रीय सरकार, राष्ट्रीय प्रौद्योगिकी संस्थान अधिनियम, 2007 (2007 का 29) की धारा 26 की उप-धारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, कुलाध्यक्ष के पूर्व अनुमोदन से सभी राष्ट्रीय प्रौद्योगिकी संस्थानों के लिए निम्नलिखित प्रथम परिनियम विरचित करती है, अर्थात् :—

1. संक्षिप्त नाम, विस्तार और प्रारंभ.—(1) इन परिनियमों का संक्षिप्त नाम राष्ट्रीय प्रौद्योगिकी संस्थानों के प्रथम परिनियम है।

(2) ये सभी राष्ट्रीय प्रौद्योगिकी संस्थानों को लागू होंगे।

(3) ये राजपत्र में प्रकाशन की तारीख को प्रवृत्त होंगे।

2. परिभाषाएं.—(1) इन प्रथम परिनियमों में, जब तक संदर्भ से अन्यथा अपेक्षित न हों,—

(क) "अधिनियम" से राष्ट्रीय प्रौद्योगिकी संस्थान अधिनियम, 2007 अभिप्रेत है;

(ख) किसी संस्थान के संबंध में "प्राधिकारियों", "अधिकारियों" और "संकाय सदस्यों" से संस्थान के प्राधिकारी, अधिकारी और संकाय सदस्य अभिप्रेत हैं;

(ग) "निर्माण और संकर्म समिति" से प्रथम परिनियम संख्या 12 के अधीन गठित संस्थान की निर्माण और संकर्म समिति अभिप्रेत है;

(घ) किसी संस्थान के संबंध में "केंद्र" से साधारणतः अंतर विषयक प्रकृति के शैक्षणिक क्रियाकलाप (जैसे अध्यापन, अनुसंधान आदि) में लगे हुए संस्थान की कोई शैक्षणिक इकाई अभिप्रेत है;

(ङ) किसी संस्थान के संबंध में "विभाग" से साधारणतः किसी विशिष्ट विद्या या क्षेत्र से संबंधित शैक्षणिक क्रियाकलाप (जैसे अध्यापन, अनुसंधान आदि) में लगे हुए संस्थान की कोई शैक्षणिक इकाई अभिप्रेत है;

(च) "वित्त समिति" से प्रथम परिनियम संख्या 10 के अधीन गठित संस्थान की वित्त समिति अभिप्रेत है;

MINISTRY OF HUMAN RESOURCE DEVELOPMENT**(Department of Higher Education)****NOTIFICATION**

New Delhi, the 23rd April, 2009

G.S.R. 280(E).—In exercise of powers conferred by sub-section (1) of section 26 of the National Institutes of Technology Act, 2007, (29 of 2007) the Central Government, with the prior approval of the Visitor, hereby frames the following First Statutes for all National Institutes of Technology, namely:-

1. SHORT TITLE, EXTENT AND COMMENCEMENT

- (1) These Statutes may be called The First Statutes of the National Institutes of Technology.
- (2) They shall apply to all National Institutes of Technology.
- (3) They shall come into force on the date of their publication in the Official Gazette.

2. DEFINITIONS

- (1) In these First Statutes, unless the context otherwise requires, -
 - (a) "Act" means the National Institutes of Technology Act, 2007;
 - (b) "Authorities", "Officers" and "Faculty Members" in relation to an Institute mean, respectively, the authorities, officers and faculty members of the Institute;
 - (c) "Building and Works Committee" means the Building and Works Committee of the Institute constituted under First Statute No 12.
 - (d) "Centre" in relation to an Institute means an academic unit of the Institute engaged in academic activities (like teaching, research, etc.) generally of an inter-disciplinary nature;
 - (e) "Department" in relation to an Institute means an academic unit of the Institute engaged in academic activities (like teaching, research, etc) generally relating to a particular discipline or area;
 - (f) "Finance Committee" means the Finance Committee of the Institute constituted under First Statute No. 10;
 - (g) "Head of a Department or Centre", by whatever name called, means the person appointed to head the Department or Centre, as the case may be, under First Statute No. 20;
 - (h) "Programme" means an academic programme of the Institute;
 - (i) "rules" means the rules made under Chapter-III of the Act;
 - (j) "Schedule" means Schedule annexed to these Statutes.
- (2) Words and expressions used herein and not defined but defined in the Act, shall have the meanings respectively assigned to them in the Act.

3. AUTHORITIES

The following shall be the authorities of the Institute, namely:-

- (i) the Board of Governors as constituted under Section 11 of the Act;
- (ii) the Senate as constituted under section 14 of the Act;
- (iii) the Finance Committee, as constituted under First Statute 10; and
- (iv) the Building and Works Committee as constituted under First Statute No 12.

4. BOARD OF GOVERNORS AND MEETINGS THEREOF

- (1) The bodies entitled to nominate or elect representatives of the Board shall be invited by the Registrar to do so within a period not exceeding eight weeks from the date on which such invitations are issued by him.
- (2) Casual vacancies on the Board shall be filled up by following the procedure specified under sub-statute (1).
- (3) The Board shall ordinarily meet four times during a calendar year.
- (4) Meetings of the Board shall be convened by the Chairperson either on his own motion or at the request of the Director or on a requisition signed by not less than four members of the Board.
- (5) Six members shall form a quorum for a meeting of the Board :
provided that if a meeting is adjourned for want of quorum, it shall be held on the same day in the next week at the same time and place or on such other day, time and place, as the Chairperson may determine, and if at such a meeting, a quorum is not present within half-an-hour from the scheduled time for holding a meeting, the members present shall form the quorum.
- (6) All questions considered at the meetings of the Board shall be decided by a majority of the votes of the members present including the Chairperson and if the votes be equally divided, the Chairperson shall have a casting vote.
- (7) The Chairperson, if present, shall preside over every meeting of the Board :
Provided that in the absence of the Chairperson, the members present shall elect a member from amongst themselves to preside at the meeting.
- (8) A written notice of every meeting shall be sent by the Registrar to every member at least fifteen days before the date of the meeting mentioning therein the place, date and time of the meeting :
Provided that the Chairperson may call a special meeting of the Board at short notice to consider urgent issues.
- (9) The notice may be delivered either by hand or sent by registered post or E mail or Fax, at the address of each member as recorded in the office of the Board and if so sent, shall be deemed to be duly delivered at the time at which notice would be delivered in the ordinary course of post.
- (10) Agenda shall be circulated by the Registrar to all members at least ten days before the meeting.
- (11) Notices of motions for inclusion of any item on the agenda must reach the Registrar at least one week before the meeting :
Provided that the Chairperson may, permit inclusion of any item for which due notice has not been received.
- (12) The ruling of the Chairperson with regard to all questions of procedure shall be final.
- (13) The minutes of the proceedings of a meeting of the Board shall be drawn up by the

Registrar and circulated to all members of the Board present in India and the same along with any amendment suggested shall be placed before the Board in its next meeting for confirmation and after the minutes are confirmed and signed by the Chairperson, they shall be recorded in the minute book.

- (14) The minute book shall be kept open for inspection of the members of the Board and the Council at all times during office hours.
- (15) If a member of the Board fails to attend three consecutive meetings without leave of absence from the Board, he shall cease to be a member of the Board.
- (16) No matter concerned with finance shall be placed before the Board unless the same has been considered by the Finance Committee.
- (17) No matter which should be first considered by the Building and Works Committee shall be placed before the Board unless the same has been considered by the Building and works Committee after obtaining the administrative approval of the Board.

5. POWERS OF THE BOARD

In addition to the powers provided under sub-section (1) of section 13 of the Act, the Board shall be empowered :-

- (i) to abolish, re-designate or change the nomenclature of any post in the institute;
- (ii) to make, modify or cancel the statutes with the approval of the visitor from time to time :
 Provided that the new Statute, additions or amendments of existing Statutes shall be applicable only after the assent of the visitor; and
- (iii) to make, modify and cancel all or any ordinances on recommendation of the Finance Committee or Senate of the Institute subject to the condition that making, modification and cancellation shall not be in contravention of the Act and (or) Statutes.

6. AUTHENTICATION OF ORDERS OF THE BOARD

All orders and decisions of the Board shall be authenticated by the signature of the Director or Registrar or any person-authorised by the Board in this behalf.

7. SENATE

- (1) The Senate shall meet as often as necessary but ordinarily not less than four times during a calendar year.
- (2) Meetings of the Senate shall be convened by the Chairman of the Senate either on his own motion or on a requisition signed by not less than one fifth of the members of the Senate.
- (3) Requisition meeting shall be a special meeting to discuss only those items of agenda for which requisition is given and shall necessarily be chaired by the Director and the requisition meeting shall be convened by the Chairman of the Senate on convenient date and time.
- (4) One third of the total number of members of the Senate shall form a quorum for a

meeting of the Senate.

- (5) The Director shall preside over every meeting of the Senate:

Provided that in absence of the Director, Deputy Director shall preside and in the absence of both the Director and the Deputy Director, the senior most professor present shall preside at the meeting.

- (6) A written notice of every meeting together with the agenda shall be circulated by the Registrar to the members of the Senate at least a week before the meeting:

Provided that the Chairman of the Senate may permit inclusion of any item for which due notice has not been given.

- (7) Notwithstanding the provisions of sub-statute (6), the Director may call an emergency meeting of the Senate at short notice to consider urgent special issues.

- (8) The ruling of the Chairman of the Senate with regard to all questions of procedure shall be final.

- (9) The minutes of the proceedings of a meeting of the Senate shall be drawn up by the Registrar in consultation with Dean Academics and circulated to all the members of senate present in India.

Provided that any such minutes shall not be circulated if the Senate considers such circulation prejudicial to the interests of the Institute or the Government of India.

- (10) The minutes, along with amendments, if any, suggested shall be placed for confirmation at the next meeting of the Senate and after the minutes are confirmed and signed by the Chairman of the Senate, they shall be recorded in a minute book which shall be kept open for inspection of the members of the Senate, the Board and the Council at all times during office hours.

8. POWERS OF THE SENATE

Subject to the provisions of the Act, the Senate shall have the power to:-

- (i) frame and revise curricula and syllabi for the courses of studies for the various Departments and Centres;
- (ii) make arrangements for the conduct of examinations; appointment of examiners, moderators, tabulators and other matters relating to the examinations;
- (iii) declare the results of the examinations or to appoint Committees or Officers to do so and to make recommendations to the Board regarding conferment or grant of degrees, diplomas and other academic distinctions or titles;
- (iv) appoint Advisory Committees or Expert Committees or both for the Departments or Centres of the institute to make recommendations on academic matters connected with the working of the Departments or Centres;
- (v) appoint Committees from amongst the members of the Senate, other teachers of the Institute and experts from outside to advise on such specific and important

- academic matters as may be referred to any such Committee by the Senate;
- (vi) consider the recommendations of the Advisory Committees attached to various Departments or Centres and that of Expert and other Committees and take such action (including the making of recommendations to the Board) as warranted by each case;
 - (vii) make periodical review of the activities of the Departments or Centres and take appropriate action (including the making of recommendations to the Board);
 - (viii) supervise the working of the Library of the Institute;
 - (ix) promote research and academic development or activity within the Institute and seek reports on such research or academic development or activity from the persons engaged therein;
 - (x) provide for the inspection of the class rooms, Laboratories, Library and the Residential Hostels;
 - (xi) plan co-curricular activities of the students of the Institute;
 - (xii) award stipends, scholarships, medals and prizes and make other awards in accordance with such conditions as may be attached to the awards;
 - (xiii) make recommendations to the Board with regard to the creation or restructuring of Departments or Programmes or Centres and the abolition of existing Departments or centres thereof;
 - (xiv) make recommendations to the Board to disseminate knowledge through distance learning mode to various parts of the State or country or abroad; and
 - (xv) invite up to two student representatives during discussion of general nature not involving policy or disciplinary matters in the Senate meetings.

9. CHAIRMAN OF THE SENATE TO EXERCISE POWERS IN EMERGENCY

If, in the opinion of the Chairman of the Senate, any emergency has arisen which requires immediate action, he may take such action as he deems necessary and shall report the same for approval to the Senate in its next meeting.

10. FINANCE COMMITTEE

- (1) There shall be a Finance Committee for each Institute consisting of the following members, namely:-
 - (i) the Chairperson Board of Governors, ex-officio Chairman;
 - (ii) the Director, ex-officio member;
 - (iii) Joint Secretary dealing with National Institutes of Technology or his nominee and Financial Advisor (Human Resource Development) or his nominee members;
 - (iv) two persons nominated by the Board from amongst its members; and
 - (v) the Registrar, ex-officio, Member-Secretary:

Provided that in addition to the above, the Chairman may, in consultation with the Director, co-opt a member as and when found necessary.
- (2) The Finance Committee shall meet ordinarily four times in a year preferably before the meeting of the Board of Governors.
- (3) Three members of the Finance Committee shall form a quorum for a meeting of the Finance Committee.
- (4) The Chairman, shall preside over the meetings of the Finance Committee and in his

absence, the Director shall preside over the meetings.

- (5) The provisions in these First Statutes regarding notices of the meeting, inclusion of items in the agenda and confirmation of the minutes applicable to the meetings of the Board shall, so far as practicable may be, followed in connection with the meetings of the Finance Committee.
- (6) A copy of the minutes of every meeting of the Finance Committee shall be placed before the Board.
- (7) All financial proposals shall be placed before the Finance Committee prior to being placed before the Board for consideration and approval.

11. POWERS OF THE FINANCE COMMITTEE

The Finance Committee shall have power to:-

- (i) examine and scrutinize the annual budget of the Institute prepared by the Director and make recommendations to the Board; and
- (ii) give its views and make its recommendations on any financial question affecting the Institute to the Board either on the initiative of the Board or of the Director, or on its own motion.

12. BUILDING AND WORKS COMMITTEE

- (1) There shall be a Building and Works Committee for each of the Institute, consisting of following members, namely:-
 - (i) the Director, ex-officio Chairman;
 - (ii) one member nominated by the Central Government not below the rank of Director or Deputy Secretary;
 - (iii) one member nominated by the Board of Governors;
 - (iv) Registrar, ex-officio, Member Secretary;
 - (v) Dean, planning and development or similar position - Member; and
 - (vi) one expert each from Civil and Electrical Engineering Wing of Central or State Government or any autonomous body of repute - Member.
- (2) The Building and Works Committee shall meet as often as necessary but ordinarily not less than four times a year.
- (3) Three members shall form a quorum for a meeting of the Building and Works Committee.
- (4) The provisions in these Statutes regarding notice of meeting, inclusion of items in the agenda and confirmation of the minutes applicable to the meeting of the Board shall, as far as practicable may be followed in connection with meetings of the Building and Works Committee also.
- (5) A copy of the minutes of every meeting of the Building and Works Committee shall be placed before the Board.

13. POWERS AND FUNCTIONS OF THE BUILDING AND WORKS COMMITTEE

- (1) The Building and Works Committee shall,-
 - (i) under the directions of the Board shall carry on construction of all major works, after the necessary administrative approval and expenditure sanction from the

- Board:
- (ii) have the power to give the necessary administrative approval and expenditure sanction for minor works and works pertaining to repair and maintenance, within the approved budgetary provision of the Institute;
 - (iii) cause to prepare estimates of cost of buildings and other capital works, minor works, repairs, maintenance and the like;
 - (iv) be responsible for making technical scrutiny of the design, estimates and specifications of the material as may be considered necessary;
 - (v) be responsible for enlistment of suitable contractors and acceptance of tenders and shall have the power to give directions for departmental works where necessary;
 - (vi) have the power to settle rates not covered by tender and settle claims and disputes with contractors;
- (2) If, in the opinion of the Chairman of the Building and Works Committee, any emergency has arisen which requires immediate action to be taken, he shall take such action and report the same to the Building and Works Committee and the Board at their next meeting.
- (3) The Building and Works Committee shall also perform such function and exercise such powers as may be entrusted by the Board, from time to time.

14. POWERS OF THE CHAIRPERSON, BOARD OF GOVERNORS

In addition to the powers provided in the Act, the Chairperson of the Board of Governors shall have the following powers, namely:-

- (i) he shall have the power to fix, on the recommendations of the Selection Committee, the initial pay of an incumbent at a stage higher than the minimum of the scale in respect of posts to which the appointments can be made by the Board under the provisions of the Act;
- (ii) he shall have the power to send members of the staff, except the Director, of the Institute for training or for a course of instruction, outside India subject to such terms and conditions as may be laid down by the Board from time to time. Incidentally, the visit abroad by the Director shall be approved by the Chairman, National Institutes of Technology Council;
- (iii) he shall execute the contract of service between the Institute and the Director or Deputy Director on behalf of the Central Government, but he shall not be personally liable of anything under such contract; and
- (iv) In emergent cases, the Chairperson may exercise the powers of the Board and inform the Board of the action taken by him for confirmation and ratification.

15. TRAVELLING ALLOWANCES OF MEMBERS OF THE AUTHORITIES OF INSTITUTE

Members of the Board and other authorities of the Institute and members of the Committees constituted under the Act or these Statutes or appointed by the Board and other authorities shall be entitled to traveling allowance, daily allowance and sitting fee for attending the meetings of the authorities and their Committees as laid down by the Board from time to time.

16. DEPARTMENTS AND CENTRES

The Institute shall be organized into such number of Departments and Centres, to be

