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PART III—Acts of the West Bengal Legislature.

GOVERNMENT OF WEST BENGAL

LAW DEPARTMENT

Legislative

NOTIFICATION

No. 1671-L.—22nd August, 2000.—The following Act of the West Bengal Legislature, having been assented to by the Governor, is hereby published for general information:—

West Bengal Act XX of 2000

THE UTTAR BANGA KRISHI VISWAVIDYALAYA  
ACT, 2000.

[Passed by the West Bengal Legislature.]

[Assent of the Governor was first published in the *Calcutta Gazette*,  
*Extraordinary*, of the 22nd August, 2000.]

*An Act to provide for the establishment of a University for the development of agriculture and for the furtherance of the advancement of learning and prosecution of research and extension in agriculture and allied sciences in West Bengal.*

WHEREAS it is expedient to provide for the establishment of a University for the development of agriculture and for the furtherance of the advancement of learning and prosecution of research and extension in agriculture and allied sciences in West Bengal;

*The Uttar Banga Krishi Viswavidyalaya Act, 2000.**(Chapter I.—Preliminary.—Sections 1, 2.)*

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

## CHAPTER I

## Preliminary

Short title, extent  
and commence-  
ment

1. (1) This Act may be called the Uttar Banga Krishi Viswavidyalaya Act, 2000.
- (2) It extends to the whole of West Bengal.
- (3) It shall come into force on such date as the State Government may, by notification in *the Official Gazette*, appoint.

Definitions.

2. In this Act, unless the context otherwise requires,—

- (1) "agriculture" includes basic and applied sciences relating to terrestrial and aquatic crop and animal production, forestry including farm forestry, horticultural crops, home economics, agricultural engineering and technology, marketing and processing, land use and management, soil and water management, crop-weather, environment, insect-pest-disease management, utilisation of beneficial insects and microbial organisms, biotechnology, and all matters connected therewith or identical thereto;
- (2) "appointed day" means the date on which this Act comes into force;
- (3) "Associate Director of Research" means the Head of a research wing or regional station;
- (4) "authority" means any authority of the University specified in section 9;
- (5) "convocation" means a meeting of the Council for the purpose of conferring degrees, titles, diplomas, certificates or other academic distinctions;
- (6) "Council" means the Executive Council of the University constituted under section 10;
- (7) "Dean" means the Dean of the Faculty;
- (8) "employee", in relation to the University, means any person employed by the University;
- (9) "extension wing" means the establishment maintained, organised or recognised by the University for the purpose of extension education functions;
- (10) "Faculty" means a Faculty of the University;
- (11) "financial year" means the year commencing on the first day of April;
- (12) "former University" means the Bidhan Chandra Krishi Viswavidyalaya constituted under the Bidhan Chandra Krishi Viswavidyalaya Act, 1974.
- (13) "Governor" means the Governor of West Bengal;
- (14) "hostel" means a place of residence for the students of the University maintained or recognised by the University;
- (15) "Minister" means the Minister-in-charge of the Department of Agriculture of the Government of West Bengal;
- (16) "non-teaching staff" means the employees of the University other than Teachers and officers;
- (17) "officer" means an officer of the University;
- (18) "prescribed" means prescribed by Statutes, Ordinances or Regulations;
- (19) "regional station" means a research or extension station under the University;

*The Uttar Banga Krishi Viswavidyalaya Act, 2000.**(Chapter II.—The University.—Sections 3, 4.)*

- (20) "Krishi Vigyan Kendra" means the centre for transfer of agricultural technology and conducting agricultural extension education programme;
- (21) "research wing" means the establishment maintained, organised or recognised by the University for the purpose of research functions;
- (22) "revised scale" means any of the scales of pay sanctioned by the Government of West Bengal in the Agriculture Department;
- (23) "Selection Committee" means the committee for the selection of Teachers of the University;
- (24) "Standing Committee" means the committee for the selection of officers and non-teaching staff of the University;
- (25) "Statutes", "Ordinances" and "Regulations" mean respectively the Statutes, the Ordinances and the Regulations of the University made under this Act;
- (26) "student" means a person enrolled in the University for taking a course of study for a degree, diploma or other academic distinction duly instituted;
- (27) "Students' Union", in relation to the University, means the Students' Union constituted in the manner prescribed;
- (28) "Teacher" means a person appointed on full time and regular basis by the University for the purpose of imparting instruction or conducting and guiding research or extension education programmes, and includes any other person who may be declared by Statutes to be a Teacher;
- (29) "teaching wing" means the establishment maintained, organised or recognised by the University for the purpose of Teaching and instructional functions;
- (30) "University" means the Uttar Banga Krishi Viswavidyalaya constituted under section 3;
- (31) "unit" means a small section or segment at any place within the jurisdiction of the University established for the purpose of administrative, teaching, research and extension education functions.

## CHAPTER II

## The University

Incorporation of  
the University.

3. (1) With effect from the appointed day, there shall be established a University by the name of the Uttar Banga Krishi Viswavidyalaya.

(2) The University shall be a body corporate, shall have perpetual succession and a common seal, and shall sue and be sued by the name of the Uttar Banga Krishi Viswavidyalaya.

(3) The principal seat of the University shall be located at Pundibari under Cooch Behar Block-II in the district of Cooch Behar.

Jurisdiction of the  
University.

4. (1) The jurisdiction of the University in teaching, research and extension education programme in the field of agriculture and allied sciences shall extend to all the northern districts of Darjeeling, Jalpaiguri, Cooch Behar, North Dinajpur, South Dinajpur and Malda in West Bengal.

(2) The University may assume responsibility for training of field extension workers and farmers in order to support the agricultural production of West Bengal and, for that purpose, may establish, develop and operate such organisations as may be required in the various parts of West Bengal within the jurisdiction of the University.

(3) All colleges, research and experimental stations, and extension organisations of the former University coming under the jurisdiction of the University, shall be regarded as constituent units of the University under its full management and control and no unit shall be recognised as affiliated unit.

*The Uttar Banga Krishi Viswavidyalaya Act, 2000.**(Chapter II.—The University.—Sections 5, 6.)*

(4) The University may collaborate with other Universities, research institutes and other scientific and academic institutes pursuing the study of agriculture and allied sciences, either basic, or applied to agriculture, in making and implementing programmes of common interests for the benefit of agriculture, whether such institutions are situated within or outside West Bengal, in order to ensure that the efforts made by all of them become complementary to one another.

(5) On and from the appointed day, no new college or institution imparting instruction in agriculture and allied sciences shall be established without the recommendation of the University and the prior approval of the State Government.

(6) No institution affiliated to, or associated with, or maintained by, any other University, whether within or outside West Bengal, shall be recognised by the University for any purpose, except with the prior approval of the State Government and the University concerned.

## Objectives of the University.

5. The University shall have the following objectives:—

- (1) to impart education in different branches of study in agriculture, horticulture, agricultural processing, engineering, terrestrial and aquatic sciences, forestry, tea science, agricultural engineering, home sciences, biotechnology, environment and other allied branches of learning and scholarship;
- (2) to further the advancement of learning and prosecution of research in agriculture, production system and allied sciences;
- (3) to undertake the extension education programme in the field of agriculture and allied sciences to the rural people of West Bengal;
- (4) to undertake the development of such sciences and the extension thereof to the rural people in co-operation with the concerned authorities or departments of the Government of West Bengal; and
- (5) such other purposes as the University may, from time to time, determine.

## Admission to the University.

6. (1) The University shall, subject to the provisions of this Act and the Statutes, be open to all persons:

(2) Nothing contained in sub-section (1) shall require the University—

- (a) to admit to any course of study any person who does not possess the prescribed academic qualifications or standard;
- (b) to retain on the rolls of the University any student whose academic record is below the minimum standard required for the award of a degree, diploma or other academic distinctions;
- (c) to admit any person, or retain any student, whose conduct is prejudicial to the interest of the University or the rights and privileges of the students or the employees;
- (d) to admit to any course of study students larger in number than those prescribed.

(3) Subject to the provisions of sub-section (2), the State Government may, by order, direct that the University shall reserve such percentage of seats for the students belonging to the Scheduled Castes, Scheduled Tribes and backward classes as may be specified therein and also for the candidates from other States in India, subject to their fulfilling the minimum standards laid down for admission, and, where such direction has been given, the University shall make the reservation accordingly.

*The Uttar Banga Krishi Viswavidyalaya Act, 2000.**(Chapter II.—The University.—Section 7.)*

Powers and  
functions of the  
University

7. The powers and functions of the University shall be—
- (1) to provide for instruction and training in agriculture and allied sciences,
  - (2) to provide for the conduct of research and dissemination of knowledge in agriculture and allied sciences,
  - (3) to provide for dissemination of the finding of research and technical information through extension education,
  - (4) to institute degrees, titles, diplomas, certificates and other academic distinctions in agriculture and allied sciences,
  - (5) to hold examinations and confer degrees, titles, diplomas, certificates and other academic distinctions on persons who—
    - (a) shall have pursued prescribed courses of studies, unless exempted therefrom in the manner prescribed, and shall have passed such examinations as may be prescribed, or
    - (b) shall have carried on research in accordance with such conditions as may be prescribed.
  - (6) to confer honorary degrees or other distinctions in the prescribed manner and under the prescribed conditions,
  - (7) to provide for lectures and instructions for field workers, farmers, and other persons, not enrolled as regular students of the University, and to grant certificate to them, if necessary,
  - (8) to co-operate with other Universities and authorities in such manner, and for such purposes, as it may determine for furtherance of the agricultural education,
  - (9) to establish and maintain colleges relating to agriculture and allied sciences,
  - (10) to establish and maintain infrastructure and physical assets for teaching, research and extension education,
  - (11) to create and institute Professorship, Readership, Lecturership and such posts including posts of officers as may be necessary for the establishment of the University colleges, University departments, Institutions, Libraries, Laboratories and museums and to appoint persons to such posts,
  - (12) to institute and award fellowships, scholarships and prizes in accordance with the Statutes,
  - (13) to establish and maintain or recognise hostels for students of the University and residential accommodation for the staff of the University,
  - (14) to fix, demand and receive such fees and other charges as may be prescribed,
  - (15) to withdraw or to cancel degrees, titles, diplomas, certificates or other academic distinctions under such conditions as may be prescribed by Statutes and after giving the person affected a reasonable opportunity to present his case,
  - (16) to consider the proposals for entering into agreement with other Government, semi-Government, or non-Government organisations recognised by the University for consultancy services in agricultural research and development programmes on such terms and conditions as may be approved by the Executive Council,

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- (17) to supervise and control the residence and hostels and to regulate conduct and discipline of Teachers, officers, non-teaching staff, field workers and students and to make arrangements for promoting their health and welfare,
- (18) to consider the Annual Statement of Accounts and the Annual Financial Estimates approved by the Executive Council and to pass such resolutions relating thereto as may be considered necessary,
- (19) to consider the Annual Report as prepared by the Executive Council and to pass such resolutions relating thereto as may be considered necessary,
- (20) to advise on such other matters as may be referred to it by the Executive Council,
- (21) to consider, and advise on, proposals from the Executive Council for entering into agreement with the State Government or, subject to the approval of the State Government, with any other Government or with any person, body or authority for the taking over by the University of the management of any college or institution including its assets and liabilities or for any other purpose not repugnant to the provisions of this Act, and
- (22) to exercise all other powers, and perform all other functions, conferred or imposed on the University by or under this Act.

**Inspection and inquiry.**

8. (1) The State Government shall have the right to cause an inspection to be made by such person or persons as that Government may direct—

- (a) of the University, its buildings, laboratories, libraries, museums, workshops and equipment, or
- (b) of an institution, college or hostel maintained by the University, or
- (c) of the teaching and other work conducted by the University or under its auspices, or
- (d) of the conduct of any examination held by the University.

(2) The State Government shall also have the right to cause an inquiry to be made by such person or persons as that Government may direct in respect of any matter connected with the administration or finance of the University.

(3) The State Government shall, in every case, give notice to the University of its intention to cause an inspection or inquiry to be made, and the University shall be entitled to be represented at such inspection or inquiry.

(4) The State Government shall communicate to the University its views with reference to the result of such inspection or inquiry and may, after ascertaining the opinion of the University thereon, advise the University upon the action to be taken and fix a time limit for taking such action.

(5) The University shall, within the time limit so fixed, report to the State Government the action taken or proposed to be taken and fix a time limit for taking such action.

(6) If the University does not take action within the time limit fixed or if the action taken by the University is, in the opinion of the State Government, not satisfactory, the State Government may, after considering any explanation offered or representation made by the University, issue such direction as that Government may deem fit, and the University shall comply with such direction.

(7) If the University does not comply with such direction within the time limit as may be fixed in that behalf by the State Government, the State Government shall have the power to appoint any person or body to comply with such direction and make such order as may be necessary for the execution thereof.

*The Uttar Banga Krishi Viswavidyalaya Act, 2000.**(Chapter III.—Authorities of the University.— Sections 9, 10.)*

## CHAPTER III

## Authorities of the University

Authorities.

9. The following shall be the authorities of the University:—
- (1) the Executive Council;
  - (2) the Academic Council;
  - (3) the Faculty Councils;
  - (4) the Departmental Committees;
  - (5) the Board of Examination;
  - (6) such other bodies as may be declared by Statute to be the authorities of the University.

The Executive Council.

10. (1) The Executive Council shall consist of the following members:—
- (a) *ex officio* members
    - (i) the Vice-Chancellor,
    - (ii) the Deans of Faculties,
    - (iii) the Director of Research,
    - (iv) the Director of Extension Education,
    - (v) the Director of Farms,
    - (vi) the Registrar,
    - (vii) the Secretary, Department of Agriculture, Government of West Bengal, or his nominee not below the rank of Deputy Secretary to the Government of West Bengal, and
    - (viii) the Secretary, Department of Finance, Government of West Bengal, or his nominee not below the rank of Deputy Secretary to the Government of West Bengal;

Provided that if any of the members referred to in clauses (vii) and (viii) is, for any reason, unable to attend any meeting of the Executive Council, he may depute an officer under his control, not below the rank of Joint Secretary to the Government of West Bengal;

- (b) nominated members
  - (ix) one eminent scientist having special knowledge and practical experience in agricultural research, teaching, and extension education, to be nominated by the Chancellor,
  - (x) one representative of agro-industries, to be nominated by the Chancellor,
  - (xi) one progressive farmer from the area under the jurisdiction of the University to be nominated by the State Government,
  - (xii) one woman social worker, to be nominated by the State Government, and
  - (xiii) one representative of the Indian Council for Agricultural Research, to be nominated by that Council;
- (c) elected members
  - (xiv) three regularly appointed full-time Teachers, not below the rank of Reader, to be elected by all the Teachers of the University,
  - (xv) one member of the non-teaching staff, to be elected by all the members of the non-teaching staff of the University, and
  - (xvi) one regular post-graduate student to be elected by all the regular students of the University.

(2) The Vice-Chancellor shall be the *ex officio* Chairman, and the Registrar shall be the *ex officio* Member-Secretary, of the Executive Council.

(3) The term of office of the members of the Executive Council, other than *ex officio* members, shall be four years, and a member shall be eligible to be a member of the Executive Council for more than one term:

