

THE CHITTAGONG UNIVERSITY ACT, 1973**CONTENTS**

SECTIONS

1. Short title and commencement
2. Definitions
3. The University
4. Jurisdiction
5. Power to acquire and hold property by the University
6. Powers of the University
7. University open to all classes, castes and creed
8. Teaching of the University
9. Visitation
10. Officers of the University
11. Chancellor
12. Vice-Chancellor
13. Duties and powers of the Vice-Chancellor
14. Pro-Vice-Chancellor
15. The Registrar
16. The Inspector of Colleges
17. The Comptroller of Accounts
18. The Controller of Examinations
19. The Deputy Registrars
20. The duties and powers of other officers
21. Authorities of the University
22. The Senate
23. Meeting
24. Powers and duties of the Senate
25. The Syndicate
26. Powers and duties of the Syndicate
27. Academic Council
28. Constitution of the Academic Council
29. Powers and duties of the Academic Council
30. The Faculties
31. Departments
32. Committees of Courses and Studies

SECTIONS

33. Boards of Advanced Studies
34. Finance Committee
35. Planning and Development Committee
36. Selection Boards
37. Other Authorities of the University
38. University Boards
39. Constitution etc. of Boards

STATUTES, UNIVERSITY ORDINANCES AND REGULATIONS

40. Statutes
41. Framing of Statutes
42. University Ordinances
43. Two kinds of University Ordinances
44. Executive Ordinances
45. Academic Ordinances
46. University Ordinances how made
47. Regulations
48. Colleges
49. General Provision relating to colleges
50. Residence
51. Halls
52. Hostels
53. Admission to University courses
54. Examinations
55. Conditions of Service
56. Annual Report
57. Annual Accounts
58. Interpretation
59. Removal of difficulties
60. Bar against membership of Authority
61. Dispute as to constitution of University Authorities and bodies
62. Constitution of Committees
63. Filling of casual vacancies
64. Validity of proceedings, etc.
65. Appeals to Chancellor
66. Pension and Provident Fund
67. Statutory Grant
68. Repeal and Saving
69. Interim arrangement

THE SCHEDULE

THE CHITTAGONG UNIVERSITY ACT, 1973

ACT NO. XXXIII OF 1973

[4th October, 1973]

An Act to repeal the Chittagong University Ordinance, 1966, and provide for reconstitution and reorganisation of the University of Chittagong.

WHEREAS it is expedient to reconstitute and reorganise the University of Chittagong for the purpose of improving the teaching and research provided thereby and the administration thereof;

It is hereby enacted as follows:-

1. (1) This Act may be called the Chittagong University Act, 1973. Short title and commencement

(2) It shall come into force at once and shall be deemed to have taken effect on the 16th day of December, 1972.

2. In this Act and in all the Statutes made hereunder, unless there is anything repugnant in the subject or context- Definitions

- (a) "Academic Council" means the Academic Council of the University constituted under this Act;
- (b) "affiliated college" means an institution recognised by, and affiliated to, the University in accordance with the provisions of this Act, the Statutes and the University Ordinances;
- (c) "Authority" means any of the Authorities of the University hereinafter specified in this Act or the Statutes;
- (d) "Commission" means the University Grants Commission of Bangladesh constituted under the University Grants Commission of Bangladesh Order, 1973 (P.O. No. 10 of 1973);
- (e) "constituent college" means a college recognised by the University as an integral part thereof;

- (f) “Hall” means a unit of residence for students of the University provided or maintained by the University for the corporate life and extra-curricular instructions of its students;
- (g) “Hostel” means a unit of residence for the students of the University provided otherwise than by the University but approved and licensed by the University in accordance with the provisions of this Act;
- (h) “institution” means an institution recognised as such by the University;
- (i) “Principal” means the head of a College or Institution;
- (j) “Provost” means the head of a Hall;
- (k) “Registered Graduates” means graduates registered under the provisions of the Statutes;
- (l) “Senate” means the Senate of the University constituted under this Act;
- (m) “Statutes”, “University Ordinances” and “Regulations” mean respectively, the Statutes, Ordinances and Regulations of the University for the time being in force;
- (n) “Syndicate” means the Syndicate of the University constituted under this Act;
- (o) “University” means the University of Chittagong;
- (p) (i) “University teacher” means a teacher of the University and includes a University Professor, a University Associate Professor, a University Lecturer or any other person belonging to a University teaching department appointed by the University or recognised as such; and
(ii) “college teacher” means a Professor, a Lecturer or any other person belonging to a college appointed or recognised in accordance with the Statutes, for imparting instruction at a constituent college, or any professional, technical or any other college affiliated to the University designated as college Professor and college Lecturer;

- (q) "Warden" means the head of a Hostel; and
- (r) "year" means academic year beginning on and from the 1st day of July.

3. (1) The University of Chittagong shall be reconstituted at Chittagong in accordance with the provisions of this Act. The University

(2) The Chancellor and the Vice-Chancellor of the University and the members of the Senate, the Syndicate and the Academic Council and all persons who may, hereafter, become such officers or members, so long as they continue to hold such office, or membership, shall constitute a body corporate by the name of the University of Chittagong.

(3) The University shall have perpetual succession and common seal and shall sue and be sued by the said name.

4. The University shall exercise the powers conferred on it by or under this Act within the territorial limits of Chittagong Division, as may be determined by the Government, from time to time, in respect of the institutions lying therein and imparting instruction and training above the Intermediate stage: Jurisdiction

Provided that the University shall have power to frame Statutes for constituting one Governing Body for affiliated and constituent colleges and institutes.

5. The University shall be competent to acquire property, both movable and immovable, and hold property which has become vested in, or has been acquired by, it, and to contract, transfer and do all other things necessary for the purposes of this Act in connection with such property. Power to acquire and hold property by the University

6. Subject to such conditions as may be prescribed by or under the provisions of this Act, the University shall have the powers- Powers of the University

- (a) to provide for instruction in such branches of learning, at degree and post-graduate level, as the University may think fit, and to make provision for research and for the advancement and dissemination of knowledge;

- (b) to affiliate and disaffiliate colleges or institutes;
- (c) to prescribe courses of studies to be taught by the University and the affiliated colleges or institutes;
- (d) to hold examinations and grant to, and confer degrees and other academic distinctions on persons who,-
 - (i) have pursued a course of study provided for or prescribed by the University, or
 - (ii) have carried on research under conditions laid down in the Statutes, or
 - (iii) have carried on private study under conditions laid down in the Statutes;
- (e) to confer honorary degree or other distinctions on persons in the manner as laid down in the Statutes;
- (f) to provide such lectures and instructions for and to grant, under conditions laid down in the Statutes, such diplomas to persons, not being students of an affiliated colleges as the University may determine;
- (g) to inspect affiliated colleges or institutes and hostels attached to them;
- (h) to co-operate with other Universities and Authorities, in such manner and for such purposes as the University may determine;
- (i) to institute Professorships, Associate Professorships, Assistant Professorships, Lecturerships and any other research and teaching posts required by the University, and to appoint persons to such Professorships, Associate Professorships, Assistant Professorships, Lecturerships and such other research and teaching posts;
- (j) to institute and maintain Halls for the residence of the students of the University and to approve and license Hostels maintained by other persons for the residence of such students;

- (k) to institute and award Fellowships, Scholarships, Prizes and Medals in accordance with the Statutes, University Ordinances and Regulations;
- (l) to set up and maintain academic museums, laboratories, schools and institutions for the development of teaching and research;
- (m) to supervise and control the residence and discipline of the students of the University, to promote their extra-curricular activities, to make arrangements for promoting their health;
- (n) to demand and receive such fees as may be prescribed in the University Ordinances; and
- (o) to do all such other acts and things, whether incidental to the powers aforesaid or not, as may be required in order to further the objects of the University as an affiliating, teaching and examining body and to cultivate and promote arts, science and other branches of learning.

7. The University shall be open to all persons of either sex and of whatever religion, race, caste, creed, class or colour.

University open to all classes, castes and creed

8. (1) All recognised teaching in connection with examinations of the University shall be conducted by the University or constituent and affiliated colleges or institutes and shall include lecture and work in the laboratories and workshops; and the teaching shall be conducted by the teachers recognised in the manner as may be provided by the University Ordinances.

Teaching of the University

(2) The Authorities responsible for organising such teaching shall be prescribed by the Statutes.

(3) The courses and curricula shall be prescribed by the University Ordinances and the Regulations.

(4) Recognised teaching shall be supplemented by the tutorial instruction to be given in accordance with the conditions to be provided by the University Ordinances and Regulations.

(5) Teaching may be organised on co-operative basis, under the aegis of the University, for colleges or institutes among themselves or between the colleges, institutes and the University.

Visitation

9. (1) The Commission shall have the right to cause an inspection to be made, by such person or persons as it may direct, of the University, its buildings, laboratories and equipment and of any institutions associated with the University, and also of the examinations, teaching and other work conducted or done by the University and to cause an enquiry to be made in like manner in respect of any matter connected with the University.

(2) The Commission shall in every case give notice to the University of its intention to cause an inspection or enquiry to be made and the University shall be entitled to be represented thereat.

(3) The Commission shall communicate to the Syndicate its views with reference to the results of any such inspection or enquiry, and shall, after ascertaining the opinion of the Syndicate thereon, advise the University upon the action to be taken in that behalf.

(4) The Syndicate shall report to the Commission the action, if any, which is proposed to be taken or has been taken upon the results of its inspection or enquiry.

Officers of the University

10. The following shall be officers of the University:-

- (a) the Chancellor;
- (b) the Vice-Chancellor;
- (c) the Pro-Vice-Chancellor;
- (d) the Deans of Faculties;
- (e) the Registrar;
- (f) the Inspector of Colleges;

- (g) the Librarian;
- (h) the Provosts of Halls;
- (i) the Proctor;
- (j) the Comptroller of Accounts;
- (k) the Head of the Engineering office;
- (l) the Director of students Counselling and Guidance;
- (m) the Controller of Examinations;
- ¹[(n) the Director (Planning and Development);]
- (o) the Medical Officer;
- (p) the Deputy Registrar (Academic);
- (q) the Deputy Registrar (Administration); and
- (r) such other officers as may be declared by the Statutes to be officers of the University.

11. (1) The President of the People's Republic of Bangladesh shall be the Chancellor of the University and shall preside at the convocation of the University for award of degrees and honours and, in his absence, the Vice-Chancellor shall preside at such convocations. Chancellor

(2) The Chancellor shall have such other powers as are conferred on him by this act or the Statutes.

(3) Every proposal for the conferment of an honorary degree shall be subject to the confirmation of the Chancellor.

²[(4) The President may, if he thinks fit, direct that the powers of the Chancellor under this Act shall be exercised by

¹ Clause (n) was substituted by section 4 of the Universities Laws (Amendment) Act, 1987 (Act No. XXXVI of 1987).

² Sub-section (4) was added by section 5 of the Universities Laws Amendment Act, 1980 (Act No. I of 1980).

such person as he may authorise in this behalf; and the powers exercised by the person so authorised shall be expressed to have been exercised in the name of the Chancellor.]

Vice-Chancellor

12. (1) The Vice-Chancellor shall be appointed by the Chancellor from a panel of three persons to be nominated by the Senate for a period of four years on such terms and conditions as the Chancellor may determine. A person appointed as Vice-Chancellor shall be eligible for nomination and appointment for a second term only.

¹[(2) Where any temporary vacancy in the office of the Vice-Chancellor occurs by reason of leave, illness, resignation or any other cause, the Chancellor shall make such arrangements for carrying on duties of the office of the Vice-Chancellor as he may think fit.]

Duties and powers of the Vice-Chancellor

13. (1) The Vice-Chancellor shall be a whole-time principal academic and executive officer of the University and shall, in the absence of the Chancellor, preside at the convocation of the University. He shall be an *ex-officio* member and Chairman of the Senate, the Syndicate, the Academic Council, the Finance Committee and other Statutory Committees save as otherwise provided in this Act and shall be entitled to be present and to speak at any meeting of any Authority or body of the University but shall not be entitled to vote thereat unless he is a member of the Authority or body concerned.

(2) It shall be the duty of the Vice-Chancellor to see that this Act, the Statutes and the University Ordinances are faithfully observed, and he shall have all powers necessary for this purpose.

(3) In an emergency arising out of the business of the University and requiring, in the opinion of the Vice-Chancellor immediate action, the Vice-Chancellor may take such action as he may deem necessary and shall report for approval of the action so taken to the Authority concerned at the earliest opportunity.

¹ Sub-section (2) was substituted by section 2 and the Schedule of the Universities Laws Amendment Ordinance, 1975 (Ordinance No. LXII of 1975).

(4) The Vice-Chancellor shall have the right to visit Colleges and other institutions affiliated to the University.

(5) The Vice-Chancellor shall have the power to appoint, on a purely temporary basis, ordinarily for a period not more than six months, teachers (other than Professors), officers (other than statutory officers), administrative and subordinate staff and report such action to the Syndicate.

(6) The Vice-Chancellor may, subject to such conditions as may be prescribed, delegate any of his powers to such officers of the University as he may determine.

(7) The Vice-Chancellor shall have the right to call meetings of the Senate, the Syndicate, the Academic Council, the Finance Committee and other Statutory Committees save as otherwise provided in this Act.

(8) The Vice-Chancellor shall exercise such other powers as may be prescribed by the Statutes, University Ordinances and Regulations.

(9) The Vice-Chancellor shall give effect to the decisions of the Syndicate regarding appointments, dismissal and suspension of the officers and the University teachers, and shall exercise general control over the members of the University. He shall be responsible for the discipline of the University in accordance with this Act, the Statutes and the University Ordinances.

(10) In case of the Vice-Chancellor not agreeing with the resolution of any Authority or body of the University, the Vice-Chancellor shall have the power to withhold implementation of the resolution and refer in back to the Authority or body concerned with his opinion for reconsideration in its next regular meeting. If in the process of reconsideration the body or Authority concerned does not agree with the Vice-Chancellor, the decision of the Syndicate thereon shall be final.

Pro-Vice-
Chancellor

¹[**14.** (1) The Chancellor may, if he deems fit so to do, appoint ²[one or more Pro-Vice-Chancellors] on such terms and conditions and for such period as he may determine.

(2) The Pro-Vice-Chancellor shall perform such duties as may be prescribed by the Statutes and University Ordinances.]

The Registrar

15. (1) The Registrar shall be the secretary to the Senate, the Syndicate and the Academic Council. He shall maintain a register of Registered Graduates in accordance with the Statutes and shall exercise such other powers and perform such other duties as may be prescribed by the Statutes and the University Ordinances.

(2) All contracts shall be signed by the Registrar on behalf of the University.

The Inspector of
Colleges

16. The Inspector of Colleges shall be responsible for all matters connected with the affiliated colleges or institutes and shall perform such other duties as may be prescribed by the Statutes and the University Ordinances or as may be assigned to him by the Vice-Chancellor.

The
Comptroller of
Accounts

17. (1) The Comptroller of Accounts shall be responsible for administration of the funds of the University and shall perform such other duties as may be prescribed by the Statutes and the University Ordinances or assigned to him by the Vice-Chancellor.

(2) He shall be the Secretary to the Finance Committee.

The Controller
of Examinations

18. The Controller of Examinations shall be responsible for all matters connected with the conduct of examinations and shall perform such other duties as may be prescribed by the Statutes and the University Ordinances or assigned to him by the Vice-Chancellor.

¹ Section 14 was substituted by section 2 and the Schedule of the Universities Laws Amendment Ordinance, 1975 (Ordinance No. LXII of 1975).

² The words "one or more Pro-Vice-Chancellors" were substituted for the words "a Pro-Vice-Chancellor" by section 2 of the Chittagong University (Amendment) Act, 1999 (Act No. VIII of 1999).

19. The Deputy Registrars shall work under the general supervision of the Registrar and shall perform such other duties as may be assigned to them by the Vice-Chancellor. The Deputy Registrars

20. The duties and powers of the other officers shall be prescribed by the Statutes, the University Ordinances and the Regulations. The duties and powers of other officers

21. The following shall be the Authorities of the University :- Authorities of the University

- (a) the Senate;
- (b) the Syndicate;
- (c) the Academic Council;
- (d) the Faculties;
- (e) the Committees of Courses and Studies;
- (f) the Boards of Advanced Studies;
- (g) the Finance Committee;
- (h) the Planning and Development Committee;
- (i) the Selection Boards; and
- (j) such other Authorities as may be provided for in the Statutes.

22. (1) The Senate shall consist of the following persons:- The Senate

- (a) the Vice-Chancellor;
- ¹[(b) the Pro-Vice-Chancellor or, if there is more than one, all the Pro-Vice-Chancellors;]
- (c) five Government officials to be nominated by the Government;
- (d) five Members of Parliament to be nominated by the Speaker;
- (e) five distinguished educationists to be nominated by the Chancellor;

¹ Clause (b) was substituted by section 3 of the Chittagong University (Amendment) Act, 1999 (Act No. VIII of 1999).

- (f) five representatives of research bodies to be nominated by the Syndicate;
- (g) five college Principals to be nominated by the Academic Council from among the Principals of the affiliated and constituent colleges;
- (h) ten college teachers to be nominated by the Academic Council from among teachers of the affiliated and constituent colleges;
- (i) the Chairman of the Board of Intermediate and Secondary Education, Comilla;
- (j) twenty-five representatives of Registered Graduates to be elected by such graduates from among themselves;
- (k) thirty-three representatives of teachers of the University to be elected in a special meeting of the University teachers; and
- (l) five representatives of the students to be elected by the University students.

(2) The members of the Senate, other than the *ex-officio* members and the student members, shall hold office for a period of three years and the student members shall hold office for a period of one year. The members shall continue in office till their successors having been elected, nominated or appointed, enter upon the office:

Provided that the Members of Parliament, the Government officials, the College Principals, the College teachers, Registered Graduates, University teachers and representatives of research bodies shall hold office so long as they continue to be a Member of Parliament, Government official, college Principal, college teacher, Registered Graduate, University teacher or associated with any research body:

Provided further that the student members shall lose membership if they cease to be students of the University.

(3) The election of members of the Senate shall be held in such manner as may be prescribed by the Statutes.

23. (1) The Senate shall, on a date to be fixed by the Vice-Chancellor, meet at least once in a year at a meeting to be called the annual meeting of the Senate. Meeting

(2) The Vice-Chancellor may, whenever he thinks fit, and shall, upon a requisition in writing signed by not less than thirty members of the Senate, convene a special meeting of the Senate.

24. Subject to the provisions of this Act, the Senate shall- Powers and duties of the Senate

- (a) amend and ratify the Statutes on the proposals of the Syndicate;
- (b) consider and pass resolutions on the annual report, the annual accounts and the financial estimates presented by the Syndicate; and
- (c) exercise such other powers and perform such other duties as may be conferred or imposed upon it by this Act or the Statutes.

25. (1) The Syndicate shall consist of the following persons:- The Syndicate

- (a) the Vice-Chancellor;
- ¹[(aa) the Pro-Vice-Chancellor or, if there is more than one, all the Pro-Vice-Chancellors;]
- (b) six University teachers to be elected by the such teachers from among themselves;
- (c) two representatives of the Senate, one being a Registered Graduate and the other an educationist, to be nominated by the Senate;
- (d) three persons to be nominated by the Chancellor;
- (e) one person to be nominated by the Academic Council;

¹ Clause (aa) was inserted by section 4 of the Chittagong University (Amendment) Act, 1999 (Act No. VIII of 1999).

- (f) one distinguished citizen to be nominated by the Senate from outside its membership;
- (g) two College Principals, one from the Principals of the Government affiliated colleges and the other from the non-Government affiliated colleges of University to be nominated by the Academic Council; and
- (h) one Government official, not below the rank of a Secretary, to be nominated by the Government.

(2) The elections of members of the Syndicate shall be held in such manner as may be prescribed by the Statutes:

Provided that the University teachers to be elected under clause (b) of sub-section (1), one shall be elected from each of the following categories, namely:-

- (i) Deans;
- (ii) Provosts;
- (iii) Professors;
- (iv) Associate Professors;
- (v) Assistant Professors; and
- (vi) Lecturers.

(3) The members of the Syndicate shall hold office for a term of two years but shall continue in office till their successors having been elected or nominated enter upon the office:

Provided that the University teachers, College Principals, representatives of the Senate and Government nominee shall hold office so long as they continue to be such teachers, Principals, members and official.

Powers and duties of the Syndicate

26. (1) The Syndicate shall be the Executive Body of the University, and, subject to the provisions of this Act and the powers conferred on the Vice-Chancellor, the Syndicate shall have the general management of, and superintendence over,

the affairs, concerns and properties of the University and shall see that the provisions of this Act, Statutes, University Ordinances and Regulations, for the time being in force, are observed.

(2) In particular and without prejudice to the generality of powers to be exercised under sub-section (1) the Syndicate shall-

- (a) hold, control and administer the property and funds of the University and, for these purposes, obtain advice, on matters of finance from Finance Committee;
- (b) determine the form, provided for custody and regulate the use of the common seal of the University;
- (c) lay before the Commission annually of full statement of the financial requirements of the University, together with a full statement of all the bequests received by the University;
- (d) administer any funds placed at the disposal of the University for specific purposes;
- (e) appoint, subject to the provisions of this Act and the Statutes, officers other than the Vice-Chancellor and teachers, clerical staff and other employees of the University, define their duties and conditions of service and provide for the filling temporary vacancies in their posts;
- (f) affiliate or disaffiliate, subject to the Statutes, a college or institute and approve or withdraw approval of a hostel not maintained by the University;
- (g) accept, on behalf of the University, transfer of any property, both movable or immovable;
- (h) arrange for the holding of, and publish the results of, the University examinations;
- (i) regulate and determine, subject to the powers conferred by this Act on the Vice-Chancellor, all matters concerning the University in accordance with this Act, the Statutes and the University Ordinances;

- (j) arrange for, and direct the inspection of all affiliated colleges, institutes and hostels;
- (k) make, amend or repeal the Statutes;
- (l) frame University Ordinances consistent with the provisions of this Act and the Statutes;
- (m) consider and pass resolutions on the Annual Report, the Annual Accounts, the Finance Estimates;
- (n) institute Professorships, Associate Professorships, Assistant Professorships, Lecturerships or other teaching posts and research positions in accordance with the Statutes and recommendations of the Academic Council;
- (o) institute new teaching and Research Departments with prior approval of the Commission and in accordance with the Statutes and recommendations of the Academic Council;
- (p) abolish or suspend any Professorship, Associate Professorship, Assistant Professorship or Lecturership or other teaching posts and research positions in accordance with the Statutes and recommendations of the Academic Council;
- (q) abolish or suspend department or institute in accordance with the Statutes and recommendations of the Academic Council;
- (r) accord recognition to a Scholar as a teacher of the University in accordance with the provisions of the Statutes and recommendations of the Academic Council;
- (s) delegate, subject to such conditions as may be prescribed by Regulations, its power to appoint clerical staff and other employees to such person or Authority as the Syndicate may determine on the recommendation of the Vice-Chancellor;
- (t) abolish or suspend any administrative, clerical and other non-teaching posts;

- (u) manage and regulate the finances, accounts, investments, property and all administrative affairs, whatsoever of the University and, for that purpose, appoint such agents as it may think fit;
 - (v) accept bequests, donations and transfer of property to the University;
 - (w) provide for buildings, premises, furniture, apparatus, equipment and other means needed for carrying on the work of the University;
 - (x) after report from the Finance Committee, enter into, modify, carry out, confirm and cancel contracts on behalf of the University;
 - (y) invest any money belonging to the University, including any unapplied income, in any of the securities described in section 20 of the Trust Act, 1882, or in the purchase of immovable property in Bangladesh with the like power of varying such investments or place on fixed deposit in any bank any portion of such money not required for immediate expenditure; and
 - (z) exercise such other powers and perform such other duties as may be conferred or imposed on it by the Statutes.
- (3) At least one-third of the total number of members shall be present to constitute a quorum of a meeting of the Syndicate.

27. The Academic Council shall be the academic body of the University and shall, subject to the provisions of this Act, the Statutes and the University Ordinances, have the control and superintendence over, and be responsible for, the maintenance of standards of instruction, education and examination within the University, and shall exercise such other powers and perform such other duties as may be conferred upon it by the Statutes. It shall have the right to advise the Syndicate regarding affiliation to, or disaffiliation of, colleges and on all academic matters.

Academic
Council

Constitution of
the Academic
Council

28. (1) The Academic Council shall consist of the following persons-

Ex-officio members:

- (a) the Vice-Chancellor;
- ¹[(aa) the Pro-Vice-Chancellor or, if there is more than one, all the Pro-Vice-Chancellors;]
- (b) the Deans of the Faculties;
- (c) the Professors and the Chairman of Departments other than Deans;
- ²[(cc) the Directors of the University Institutes;]
- (d) the Librarian of the University;

Nominated members:

- (e) ten Principals of affiliated colleges of whom at least three shall be from the Principals of Government colleges to be nominated by the Chancellor;
- (f) five persons from research bodies and centres of higher learning to be nominated by the Chancellor;

Elected members:

- (g) two Associate Professors, two Assistant Professors and two Lecturers, other than Chairman of Departments ³[and the Directors of University Institutes], to be elected by the teachers themselves.

¹ Clause (aa) was inserted by section 5 of the Chittagong University (Amendment) Act, 1999 (Act No. VIII of 1999).

² Clause (cc) was inserted by section 2 of the Chittagong University (Amendment) Ordinance, 1986 (Ordinance No. LXI of 1986).

³ The words "and the Directors of University Institutes" were inserted by section 2 of the Chittagong University (Amendment) Ordinance, 1986 (Ordinance No. LXI of 1986).

(2) Members other than *ex-officio* members shall hold office for a period of two years and shall continue in office until their successors having been nominated or elected enter upon the office:

Provided that the Associate Professors, Assistant Professors or Lecturers elected as such shall hold office so long as they continue to be such Associate Professors, Assistant Professors and Lecturers.

29. (1) The Academic Council shall, subject to the provisions of this Act and the Statutes, and the powers conferred on the Vice-Chancellor and the Syndicate, have power to make regulations prescribing the courses of studies and curricula, and laying down proper standards of instruction, research and examinations.

Powers and duties of the Academic Council

(2) Subject to the powers conferred on the Vice-Chancellor and the Syndicate, the Academic Council shall have the following powers, namely:-

- (a) to advise the Syndicate on all Academic matters;
- (b) to propose Academic Ordinances to the Syndicate;
- (c) to call for reports from persons engaged in research and to make recommendations to the Syndicate thereon;
- (d) to make regulations for the encouragement of co-operation and reciprocity among colleges with a view to promoting academic life;
- (e) to decide the conditions under which exemptions relating to the admission of students to examinations may be given;
- (f) to propose to the Syndicate schemes for the constitution of the University Departments and Committees of Courses and Studies;
- (g) to deal with University teaching and to make proposals for the initiation of fresh developments;

- (h) to prescribe, subject to the approval of the Syndicate and upon the recommendations of the Committees of Courses and Studies, the Courses of Reading, the Syllabuses and outlines of texts in each paper for all the examinations:

Provided that the Academic Council shall have power only to accept, reject or refer back, but not to amend the recommendations of the Committees of Courses and Studies:

Provided further that in the event of difference of opinion between the Academic Council and the Committee of Courses and Studies after the first reference the opinions of both the bodies shall be placed before the Syndicate for decision which shall be final;

- (i) to approve or reject any subject proposed for this by a candidate for the degree of a Doctor in any subject after consideration of the report of the Board of Advanced Studies:

Provided that in the event of difference of opinion between the Academic Council and the Board of Advanced Studies after the first reference, the opinions of both the bodies shall be placed before the Syndicate for decision which shall be final;

- (j) to recognise the examinations of other Universities or Boards as equivalent to the corresponding examinations of the University;
- (k) to advise upon the proposals referred to it on new developments in teaching and research in the University by the Planning and Development Committee;
- (l) to make and amend rules and regulations regarding the use of University Library;
- (m) to recommend to the Syndicate affiliation or disaffiliation of colleges and institutes;
- (n) to make recommendations for the promotion of research within the University and to advise the Syndicate on such other matters of academic interest as may be referred to them;

- (o) to initiate proposals for the institution of teaching departments, research institutes and museums, and to make recommendations for the consideration of the Syndicate; and
- (p) to initiate proposals for the institution or suspension of Professorships, Readerships, Lecturerships or other teaching posts and to make recommendation in this respect to the Syndicate.

(3) At least one-third of the total number of members shall be present to constitute a quorum of a meeting of the Academic Council.

30. (1) The University shall include the Faculties of Arts, Science, Social Sciences, Commerce, Law, Medicine, Education and Engineering and may divide or combine existing Faculties and create new Faculties in such manner as may be prescribed by the Statutes.

The Faculties

(2) Each Faculty shall, subject to the control of the Academic Council, have charge of the teaching and the courses of studies and research work in such subjects as may be assigned to such Faculty by the Statutes and the University Ordinances.

(3) The constitution, powers and functions of the Faculties shall be such as are prescribed by the Statutes and the University Ordinances.

(4) Faculties shall be advisory bodies whose decisions shall go through the Academic Council to the Syndicate for giving effect.

(5) There shall be a Dean of each Faculty who shall be responsible for the due observance of the Statutes, University Ordinances and Regulations relating to the Faculty.

(6) The Dean of each Faculty shall be elected from among the Professors and Associate Professors of the Faculty by all the teachers of the departments belonging to the Faculty and he shall hold office for two years.

Departments

31. The University Departments shall consist of the teachers of the relevant subjects at the University and the constituent colleges or institutes. The Chairman of a department shall be appointed in such manner as may be prescribed by the Statutes. The departments shall have the responsibility to plan and coordinate the work of the departments under the leadership of the Chairman of the department. The Chairman of the department shall exercise such powers and perform such duties as may be prescribed by the Statutes and the University Ordinances.

Committees of
Courses and
Studies

32. There shall be two Committees of Courses and Studies - one for Post-Graduate, Honours and Diploma Courses and the other for Degree (Pass) and Certificate Courses. They shall be constituted in such manner as may be prescribed by the Statutes and shall have such functions as may be prescribed by the Statutes and the University Ordinances.

Boards of
Advanced
Studies

33. There shall be Boards of Advanced Studies, for organising post-graduate studies in the University, which shall be constituted in such manner as may be prescribed by the Statutes.

Finance
Committee

34. (1) There shall be a Finance Committee to supervise the income and expenditure of the University, to advise the Syndicate on all matters relating to accounts, administration of property and funds of the University, and it shall consist of:-

(a) the Vice-Chancellor;

¹[(aa) the Pro-Vice-Chancellor or, if there is more than one, the Pro-Vice-Chancellor to be nominated by the Chancellor;]

(b) one person to be nominated by the Syndicate;

(c) one Dean of Faculty to be nominated by the Academic Council;

(d) one University teacher to be elected by the University teachers themselves;

¹ Clause (aa) was inserted by section 6 of the Chittagong University (Amendment) Act, 1999 (Act No. VIII of 1999).

- (e) one person to be nominated by the Senate; and
- (f) two experts in the field of finance to be nominated by the Syndicate.

(2) The Comptroller of Accounts shall be the Secretary of the Finance Committee.

(3) An elected or nominated member shall hold office for a period of two years and shall continue in office until their successors having been elected or nominated enter upon the office.

35. (1) There shall be a Planning and Development Committee to make academic and physical planning of the University and it shall consist of the following:-

Planning and
Development
Committee

- (a) Vice-Chancellor *Chairman*;
- ¹[(aa) the Pro-Vice-Chancellor or, if there is more than one, the Pro-Vice-Chancellor to be nominated by the Chancellor;]
- (b) four Deans of Faculties by rotation;
- (c) one Architect, one Engineer and one Expert in Finance from outside the University to be nominated by the Syndicate.

(2) The ²[Director (Planning and Development)] shall be the Secretary of the Planning and Development Committee.

(3) A member, other than the Vice-Chancellor, shall hold office for a period of two years and shall continue in office until their successors having been nominated or appointed enter upon the office.

¹ Clause (aa) was inserted by section 6 of the Chittagong University (Amendment) Act, 1999 (Act No. VIII of 1999).

² The words and brackets "Director (Planning and Development)" were substituted for the words "Planning Development Officer" by section 4 of the Universities Laws (Amendment) Act, 1987 (Act No. XXXVI of 1987).

Selection
Boards

36. (1) There shall be Selection Boards for recommending the appointment of Professors, Associate Professors, Assistant Professors, Lecturers and persons to other research and teaching posts of the University and for recognition as such.

(2) The constitution and functions of the Selection Boards shall be such as may be prescribed by the Statutes.

Other
Authorities of
the University

37. The constitution, powers, duties and functions of such other Authorities as may be declared by the Statutes to be Authorities of the University shall be such as may be prescribed by the Statutes.

University
Boards

38. The University shall set up a Discipline Board and such other Boards as may be prescribed by the Statutes.

Constitution etc.
of Boards

39. The constitution, powers, duties and functions of the Discipline Board and all other Boards of the University shall be such as are prescribed by the University Ordinances.

STATUTES, UNIVERSITY ORDINANCES AND REGULATIONS

Statutes

40. Subject to the provisions of this Act, the Statutes may provide for all or any of the following matter, namely:-

- (a) the conferment of Honorary degrees;
- (b) the institution of fellowships, Scholarships and Prizes;
- (c) the designations, duties and powers and conditions of service of the teachers and officers of the University;
- (d) the constitution, powers and duties of the Authorities of the University;
- (e) the institution of colleges or institutes and hostels and their maintenance;
- (f) the condition for the recognition of colleges and hostels not maintained by the University and for withdrawal of such recognition, management of such colleges and hostels;

- (g) constitution, power and duties of Governing Bodies of affiliated colleges;
- (h) the mode of appointment and recognition of teachers of the University;
- (i) the constitution of pension, insurance and provident funds for the benefit of the officers, teachers, clerical staff and other employees of the University;
- (j) the maintenance of a register of Registered Graduates; and
- (k) all matters which, under this Act, are to be or may be prescribed by the Statutes.

41. (1) The First Statutes of the University shall be those set out in the Schedule.

Framing of Statutes

(2) The Statutes may be amended, repealed or added to by Statutes made by the Syndicate in the manner stated hereinafter.

(3) All Statutes, as made by the Syndicate, shall be submitted to the Senate for ratification.

(4) The Senate may, on receipt of the proposal of Statutes, return it to the Syndicate with the suggestion that the Statutes or a particular provision of the Statutes be reconsidered and that any amendments specified in the suggestion be considered but if the Syndicate again submits the proposal of Statutes with or without the suggested amendments to the Senate, it shall be deemed to have been ratified unless rejected by the two-thirds of the total number of members of the Senate:

Provided that the Statutes relating to the service conditions of teachers, officers and other employees of the University shall be presented to the Senate but shall not require its ratification.

(5) A Statute proposed by the Syndicate shall have no validity until it has been ratified or deemed to have been ratified by the Senate.

(6) Save as otherwise provided the Syndicate shall not propose any Statute affecting the status, powers or constitution of any Authority of the University until such an Authority has been given an opportunity of expressing an opinion upon the proposal. Any opinion so expressed shall be in writing and shall be considered by the Syndicate and shall be submitted to the Senate together with the draft of the proposed Statute.

University
Ordinances

42. Subject to the provisions of this Act and the Statutes, the University Ordinances may provide for all or any of the matters, namely:-

- (a) the admission of students to the University and colleges and their enrolment as such;
- (b) the courses of studies to be laid down for all degrees, certificates and diplomas of the University;
- (c) the conditions under which students shall be admitted to the degree, certificate or diploma courses and to the examinations of the University and shall be eligible for degrees, certificates and diplomas;
- (d) the terms and conditions of residence of the students of the University;
- (e) the fees to be charged for courses of studies in the University or the colleges and for admission to the examinations, degrees, certificates and diplomas;
- (f) the constitution, powers and duties of the various standing Committees of the University;
- (g) the conduct of examinations; and
- (h) all matters which under this Act or the Statutes are to be or may be provided for by the University Ordinances.

Two kinds of
University
Ordinances

43. University Ordinances shall be of two kinds—Executive and Academic. Subject to the provisions of sections 44 and 45, the Syndicate shall decide which Ordinances are to be treated as Executive and which Ordinances are to be treated as Academic.

44. Subject to other provisions of this Act and the Statutes, the following matters shall be provided for by the Executive Ordinances, namely:-

Executive Ordinances

- (a) all kinds of fees to be charged by the University;
- (b) powers and duties of the officers of the University other than those prescribed under this Act;
- (c) scales of pay of University employees;
- (d) conduct and discipline of the students of the University and the colleges and punishment including rustication and expulsion for misconduct and breach of discipline;
- (e) procedure of inspection of colleges; and
- (f) all other matters which, under the Act or Statutes, are required to be provided for by the Executive Ordinance.

45. Subject to the provisions of this Act and the Statutes, the following matters shall be provided for by the Academic Ordinances, namely:-

Academic Ordinances

- (a) creation of teaching departments and posts;
- (b) registration of students in the University;
- (c) equivalence of examinations conducted by the Universities and institutions;
- (d) conditions of residence of students;
- (e) conduct of examinations;
- (f) mode of appointment of Examiners;
- (g) institutions of Fellowships, Scholarships and Exhibitions;
- (h) framing of Syllabuses and prescribing courses of studies for all degrees, diplomas and certificates awarded by the University;

- (i) admission of students to the University and their enrolment as such; and
- (j) conditions under which the students shall be admitted to the degree, diploma or certificate courses and the Examinations of University and shall be eligible for degrees and diplomas and certificates.

University
Ordinances how
made

46. (1) Save as otherwise provided in this section, University Ordinances shall be made by the Syndicate :

Provided that no Academic Ordinance shall be made except on the recommendation of the Academic Council.

Regulations

47. (1) The Authorities and other Bodies of the University may make Regulations consistent with this Act, the Statutes and the University Ordinances,-

- (a) laying down the procedure to be observed at their meetings and the number of members required to form a quorum;
- (b) providing for all matters which under this Act, the Statutes or the University Ordinances are to be prescribed by Regulations; and
- (c) providing for all other matters solely concerning such Authorities not provided for by this Act, the Statutes or the University Ordinances.

(2) Every Authority or body of the University shall make Regulations providing for the giving of notice to the members of such Authority or body of the dates of meetings and of the business to be considered at meetings and for the keeping of a record of the proceedings of meetings.

(3) The Syndicate may direct the amendment, in such manner as it may specify, of any Regulation made under this section or the annulment of any Regulation made under subsection (1):

Provided that any Authority or body of the University which is dissatisfied with any such direction may prefer an appeal to the Chancellor whose decision in the matter shall be final.

48. (1) No College or institution shall be affiliated unless it fulfils the conditions embodied in this Act. Colleges

(2) In all matters connected with affiliation or disaffiliation the Syndicate shall be guided by the recommendation of the Academic Council.

(3) The conditions of residence and instructions in the affiliated colleges shall be prescribed by the University Ordinances and every affiliated college shall be subject to inspection by any officer of the University authorised, in this behalf, by the Syndicate or the Vice-Chancellor.

(4) Where a college desires to add to the courses of instruction in respect of which it is affiliated the procedure prescribed shall, so far as may be, be followed.

(5) The Syndicate may, after due enquiry, withdraw the recognition granted to a college which has failed to comply with the conditions prescribed by the Statutes and University Ordinances or imposed by the Syndicate at the date of recognition or at any later date. The Syndicate shall give the college an opportunity of appearing at any such enquiry as aforesaid and of making representations on its own behalf. The Syndicate shall inform the college of its decision.

49. (1) Every affiliated non-Government college shall be a public educational institution; and the whole of its funds shall be appropriated to its own educational purposes and shall be fully controlled by its Governing Body. General Provision relating to colleges

(2) Each affiliated non-Government college or institution shall be managed by a regularly constituted Governing Body. The constitution, powers and duties of the Governing Body shall be such as may be prescribed by the Statutes:

Provided that the Governing Body of the affiliated Government college shall be constituted according to the rules framed by the Government.

(3) The Principal or Head of a college shall be responsible for the internal administration and discipline of the college.

(4) Every college shall satisfy the Syndicate that adequate financial provision is available for its continued and efficient maintenance, either in the form of an endowment or by an undertaking given by the body maintaining it.

(5) Tuition and other fees fixed by a college shall not be below the minimum rates or above the maximum rates prescribed by the University Ordinances in this behalf.

(6) Every college shall comply with the relevant Statutes, Ordinances and Regulations of the University.

(7) Admission of the students to a college shall be subject to the conditions prescribed by the University Ordinances and Regulations in this behalf.

(8) Each college or institution shall ordinarily conform to the University terms, vacations and holidays.

(9) Every college shall maintain such registers and records as may be prescribed by the University Ordinances and furnish such statistical and other information as the University may, from time to time, specify.

(10) Every college shall submit each year, by a date to be fixed by the Syndicate, a report to the Syndicate, on the working of the college during the previous year, giving the particulars and circumstances of any change in the staff on the management, the number of students and a statement of income and expenditure and such other information as may be required.

(11) When a college ceases to exist with the sanction of the University, the disposal of its assets, where not specifically provided for, shall be settled by the Governing Body and the University in consultation with the Government. If these Bodies fail to reach an agreement, the Government shall appoint an arbitrator whose decision shall be final.

(12) Every Governing Body shall maintain a Provident Fund for the benefit of members of its teaching staff in accordance with rules prescribed by the Government.

(13) All trust funds belonging to a non-Government college or under the control of the Governing Body shall be shown separately in the accounts of the college.

(14) Investment of funds belonging to a non-Government college or under the control of the Governing body shall be made in property and securities authorised by law for the investment of trust funds of such other classes of security as may, from time to time, be approved by the Government.

(15) The salaries, grades and conditions of service including efficiency and discipline rules for all teachers employed by non-Government affiliated colleges shall be determined by University Ordinances.

50. Every student of the University shall reside at such places and under such conditions as may be prescribed by the Statutes and the University Ordinances. Residence

51. The Halls of the University shall be such as may be prescribed by the Statutes. Halls

52. (1) The Hostels shall be such as may be approved and licensed by the Syndicate on such general or special conditions as may be prescribed by the University Ordinances. Hostels

(2) The Wardens and Superintending staff of Hostels shall be appointed in such manner as may be prescribed by the Statutes.

(3) The conditions of residence in Hostels shall be prescribed by the University Ordinances and every Hostel shall be subject to inspection by any member of the Discipline Board authorised in this behalf by the Board and by the officer of the University authorised in this behalf by the Syndicate.

(4) The Syndicate shall have power to suspend or withdraw the licence of any Hostel which is not conducted in accordance with the conditions prescribed by the University Ordinances.

Admission to
University
courses

53. (1) Admission of students to the University for undergraduate, post-graduate and other courses shall be governed by the rules framed by an Admission Committee appointed for that purpose by the Academic Council.

(2) Students shall not be eligible for admission to a course of study for a degree in the University or any of its affiliated colleges, unless they have passed the Intermediate Examination or the Higher Secondary Examination of the Boards of Intermediate and Secondary Education in Bangladesh, or any other Authority incorporated by any law for the time being in force in Bangladesh, or any examination recognised under the Statutes as equivalent thereto, and possess such further qualifications as may be prescribed by the University Ordinances.

(3) The conditions under which students may be admitted to the diploma courses of the University shall be prescribed by the University Ordinances.

(4) For the purpose of admission to a course of study for a degree the University may recognise as equivalent to its own degrees, any degree conferred by any other University, or as equivalent to the Intermediate or Higher Secondary Examination, any examination other than the Intermediate or Higher Secondary Examination of a recognised University or Board in such manner as may be prescribed by the University Ordinances.

Examinations

54. (1) All arrangements for the conduct of Examination shall be made by the Controller of Examinations under the general control of the Vice-Chancellor.

(2) The Academic Council shall appoint Examination Committees. The constitutions, powers and duties of Examination Committees shall be prescribed by the University Ordinances.

(3) If, in respect of an examination, any examiner becomes, for any cause, incapable of acting as such, the Vice-Chancellor shall appoint an examiner to fill the vacancy.

55. (1) Every salaried teacher and officer of the University shall be appointed on a written contract which shall be lodged with the Registrar of the University, and a copy of the contract shall be furnished to the teacher or officer concerned.

Conditions of Service

(2) The service conditions shall be determined without any prejudice to the freedom of the teacher or officer to hold any political views and to keep association with any lawful organisation outside the University and shall be clearly stated in the contract:

Provided that if a teacher or other salaried employee of the University seeks election as a Member of Parliament, he shall before the date for filing of nominations, resign from the service of the University.

(3) A teacher or officer of the University may be dismissed only on grounds of moral turpitude, misconduct or inefficiency, but no such teacher or officer shall be dismissed unless an enquiry into the charges of moral turpitude or inefficiency is held by an Enquiry Committee on which the teacher or the officer may be represented by a person nominated by him.

56. The Annual Report of the University shall be prepared under the direction of the Syndicate and shall be submitted to the Commission on or before the 31st day of January of the following academic session.

Annual Report

57. (1) The annual accounts and balance-sheet of the University shall be prepared under the direction of the Syndicate and shall be audited by an authority to be nominated by the Commission.

Annual Accounts

(2) The accounts together with copies of the audit report shall be submitted to the Commission.

58. If any question arises regarding the interpretation of any provision of this Act or any Statutes, University Ordinances, or Regulations or as to whether any person has been duly nominated as, or is entitled to be a member of any Authority or other body of the University, the matter shall be referred to the Attorney-General of Bangladesh for his opinion and the Syndicate shall decide accordingly.

Interpretation

Removal of
difficulties

59. If any difficulty arises with respect to the functioning of the University or in connection with the first meeting of any Authority of the University or otherwise in first giving effect to the provisions of this Act, the Chancellor may, at any time, before all the Authorities of the University have been constituted, by order, make any appointment or do anything, consistent so far as may be with the provisions of this Act and the Statutes, which appears to him necessary or expedient for the purpose of removing the difficulty and every such order shall have effect as if such appointment or action had been made or taken in the manner provided in this Act :

Provided that, before making any such order or taking any such action, the Chancellor shall ascertain and consider the opinion of the Vice-Chancellor.

Bar against
membership of
Authority

60. (1) No person shall be eligible to hold any office of the University or Colleges or be a member of any Authorities or other bodies of the University or the Colleges or to continue as such if he,-

- (a) is of unsound mind, deaf, mute or is otherwise incapacitated to discharge his functions;
- (b) is an undischarged insolvent;
- (c) has been convicted by a Court of law of an offence which involves moral turpitude;
- (d) had financial interest as an individual, as a partner or otherwise, in any firm which publishes, procures or supplies any book, either written or edited by him, prescribed by the University as a course of study of any examination conducted by the University unless specially permitted by the Syndicate :

Provided that, in the case of dispute or doubt, the Chancellor shall determine whether a person is disqualified under this section and his decision shall be final.

61. If any question arises as to whether any person has been duly elected or appointed as, or is entitled to be, a member of any Authority or other bodies of the University the matter shall be referred to the Attorney-General of Bangladesh for his opinion and the Syndicate shall decide accordingly.

Dispute as to constitution of University Authorities and bodies

62. Where any Authority of the University is given power by this Act or the Statutes to appoint Committees, such Committees shall, save as otherwise provided, consist of such members of that Authority as may be determined by it and such other persons, if any, as the Authority may determine.

Constitution of Committees

63. All casual vacancies among the members other than *ex-officio* members of any Authority or other body of the University shall be filled, as soon as may be, by the person or body who appointed, elected or nominated the members whose place has become vacant, and the person appointed, elected or nominated to a casual vacancy, shall be a member of such Authority or body for the residue of the terms for which the person whose place he fills would have been a member.

Filling of casual vacancies

¹[**64.** No act or proceedings of any Authority or other body of the University shall be invalid or be called in question merely on the ground of the existence of any vacancy in such Authority or body, or of the failure or defect in making or holding any appointment, nomination or election to, or of any other defect in the formation of, such Authority or body.]

Validity of proceedings, etc.

65. (1) In the event of any dispute arising out of a contract between the University and any officer or teacher of the University and any other matter not specifically provided for under this Act or the Statutes, the officer or teacher concerned shall have the right of appeal to the Chancellor to be submitted through the Vice-Chancellor of the University who shall submit the appeal to the Chancellor with his comments. The decision of the Chancellor on the appeal shall be final.

Appeals to Chancellor

¹ Section 64 was substituted by section 2 and the Schedule of the Universities Laws Amendment Ordinance, 1975 (Ordinance No. LXII of 1975).

(2) In the event of a dispute arising out of a contract between a college and an officer or teacher of the college or any other matter not specifically provided for under this Act or the Statutes, the officer or teacher concerned shall have the right of appeal to the Chancellor to be submitted through the President of the Governing body who shall submit the appeal to the Chancellor with his comments. The decision of the Chancellor on the appeal shall be final.

Pension and
Provident Fund

66. (1) The University shall, in such manner and subject to such conditions as may be prescribed by the Statutes, constitute, for the benefit of its officers, teachers, clerical staff and other employees, such pension, group insurance, benevolent fund, provident fund or gratuity as it may deem fit.

(2) Where any provident fund has been constituted, the Government may declare that the provisions of the Provident Funds Act, 1925, shall apply to such funds as if it were a Government Provident Fund.

Statutory Grant

67. The University shall, for the purpose of this Act, receive annually from the Commission such amount as may be determined by the latter.

Repeal and
Saving

68. (1) The Chittagong University Ordinance, 1966 (E. P. Ord. No. IX of 1966) is hereby repealed.

(2) Notwithstanding the repeal of the Chittagong University Ordinance, 1966, anything done, action taken, obligation or liability incurred, rights and assets acquired, person appointed or authorised, jurisdiction or power conferred, endowment, bequest, fund or trust created, donation and grant made, scholarship, studentship or exhibition instituted, affiliation granted and orders issued under any of the provisions of the said Ordinance, or Statutes, University Ordinances and Regulations made thereunder, so far as they are not inconsistent with the provisions of this Act or Statutes, University Ordinances and Regulations, made hereunder shall be continued and so far as may be, deemed to have been respectively done, taken, incurred, acquired, appointed, authorised, conferred, created, made instituted, granted or issued under this Act or the Statutes, University

Ordinances or Regulations made hereunder and any documents referring to any of the provisions of the said Ordinance, or Statutes, University Ordinances or Regulations made thereunder shall, so far as may be, considered to refer to the corresponding provision of this Act or the Statutes, University Ordinances or Regulations made hereunder.

69. Upon the coming into force of this Act the existing Syndicate, Academic Council and all other Authority, Committees and bodies constituted under the repealed Ordinance shall continue to function until a new Syndicate, Academic Council and other Authorities, Committees and bodies are duly constituted under this Act, and all persons holding office under the repealed Ordinance shall continue to function till new appointments or nominations are made or elections are held according to this Act.

Interim
arrangement

THE SCHEDULE

THE FIRST STATUTES OF THE UNIVERSITY

1. In these Statutes, unless there is anything repugnant in the subject or context,-

Definitions

- (a) "Act" means the Chittagong University Act, 1973;
- (b) "Authorities", "officers", "Professors", "Associate Professors", "Assistant Professors", "Lecturers" and "Registered Graduates" mean respectively, Authorities, officers, Professors, Associate Professors, Assistant Professors, Lecturers and Registered Graduates of the University;
- (c) "section" means a section of the Act.

2. (1) The Board of Advanced Studies shall consist of-

Board of
Advanced
Studies

- (a) the Vice-Chancellor-*Ex-officio* Chairman;
- (b) all Professors and Deans of Faculties;
- (c) two other University teachers to be co-opted by the Board.

(2) The Registrar shall be the Secretary of the Board of Advanced Studies.

(3) The co-opted members of the Board of Advanced Studies shall hold office for a period of two years.

Function of the Board of Advanced Studies

3. (1) The functions of the Board of Advanced Studies shall be-

- (a) to advise the Vice-Chancellor, Syndicate and Academic Council on all academic matters connected with post-graduate teaching at the University;
- (b) to make recommendations to the competent Authority regarding approval of various academic projects, award of all grants and Fellowships;
- (c) to review the research work being done in various teaching departments and for the award of Ph. D. Degree to satisfy itself that suitable staff and equipment are available and that a high standard is maintained.

(2) No department shall be allowed to undertake Ph. D. work in a particular subject unless the Board of Advanced Studies is satisfied that necessary facilities including effective supervision are available.

Faculties

4. (1) Each Faculty shall consist of-

- (a) the Dean-*Chairman*;
- (b) the Professors in the Faculty;
- (c) the Chairman of Departments comprised in the Faculty;
- (d) such teachers of subjects assigned to the Faculty as may be appointed to the Faculty by the Academic Council;
- (e) such teachers of subjects not assigned to the Faculty but having, in the opinion of the Academic Council, an important bearing on these subjects as may be appointed to the Faculty by the Academic Council; and

- (f) such other persons as may be appointed to the Faculty by the Academic Council on account of their possessing expert knowledge in the subject or subjects assigned to the Faculty.

(2) Subject to the provisions of this Act, each Faculty shall have the powers-

- (a) to constitute committees of Courses and Studies;
- (b) to recommend to the Academic Council the names of examiners in subjects assigned to the Faculty;
- (c) to recommend to the Academic Council conditions for award of degrees, diplomas and other distinctions;
- (d) to deal with such other matters as may be referred to it by the Academic Council.

5. (1) The Section Board for recommending the appointment of Professors and Associate Professors shall consist of- Selection Boards

- (a) the Vice-Chancellor-*Chairman*;
- (b) three experts of whom one shall be an external expert to be nominated by the Chancellor;
- (c) two nominees of the Syndicate; and
- (d) two members nominated by the Chancellor.

(2) The Selection Board for recommending the appointments of Assistant Professors, Lecturers and persons to other research and teaching posts shall consist of-

- (a) the Vice-Chancellor-*Chairman*;
- (b) two experts to be nominated by the Syndicate for a period of one year; and
- (c) the Chairman of the Department concerned, if he is not below the rank of an Associate Professor.

(3) The Selection Board may recommend a grant of higher initial salary in the case of a particularly deserving candidate for consideration of the Syndicate. The Syndicate may, on the recommendations of the Selection Board, offer an eminently qualified person a Professorship in the University on such terms and conditions as it may determine.

Committees of
Courses and
Studies

6. (1) The Committee of Courses and Studies for post-graduate, honours and diploma courses shall consist of-

- (a) the Chairman of the Department-*Chairman*;
- (b) teachers of the Department not exceeding ten to be nominated by the Chairman;
- (c) two College teachers of the subject to be nominated by the Chairman;
- (d) one teacher of the subject from any other University.

(2) The tenure of this Committee shall be for one year.

(3) The Committee of Courses and Studies for Degree (Pass) Course and Certificate Courses shall consist of-

- (a) the Chairman of the Department-*Chairman*;
- (b) six teachers of the Department to be nominated by the Chairman of the Department;
- (c) six teachers from the affiliated and constituent Colleges to be appointed by the Chairman of the Department.

(4) The tenure of this Committee shall be for one year.

(5) Subject to the provisions of this Act, each Committee of Courses and Studies shall have the powers-

- (a) to frame syllabuses for various courses of studies in the subject;
- (b) to draw up panels of paper-setters and examiners for various examinations in the Subject; and

- (c) to deal with such academic matters as may be referred to it by the Faculty or the Academic Council.

7. The Chairman of a department shall be appointed by the Vice-Chancellor for a period of three years from among the teachers, not below the rank of an Assistant Professor, of the department by rotation in order of seniority.

Chairman of
Department

Explanation.-For the purpose of this Statute seniority means seniority in rank and status and not seniority in age or length of service only and when two persons are of equal rank and status the seniority between them shall be determined with reference to the length of service in the same rank and status; and the rotation shall begin with the senior-most teacher of the highest category for the time being available.

8. (1) The Provost of a Hall shall be appointed by the Vice-Chancellor and shall hold office for such periods and on such terms and conditions as the Vice-Chancellor may determine.

Halls

(2) The Halls of the University shall be-

- (i) Alaol Hall;
- (ii) A. F. Rahman Hall;
- (iii) Shah Jalal Hall; and
- (iv) such other Halls as may be declared as such by the Statutes.

9. The Wardens and Superintending Staff of approved and licensed Hostels shall be appointed by the Authority maintaining such Hostels, from among the teachers of the University, subject to the approval of the Vice-Chancellor.

Hostels

10. A proposal for the conferment of an honorary degree shall be made by the Syndicate to the Chancellor for his approval.

Honorary
Degrees

11. (1) All graduates of the University of three years' standing and upwards shall, on payment of a registration fee of Taka ten, be entitled to have their names enrolled in the register of Registered Graduates.

Registered
Graduates

(2) A person applying under paragraph (1) shall be enrolled as a Registered Graduate on payment of the registration fee with effect from the date of payment and shall continue to be so enrolled until his name is removed from the register of Registered Graduates under the provision of paragraph (5).

(3) A person enrolled as a Registered Graduate shall be entitled to enjoy the privileges of a Registered Graduate from year to year until his death on payment of an annual fee of Taka fifteen only:

Provided that when a Registered Graduate has paid the annual fee for ten continuous years including the first year of registration, he shall be entitled to be enrolled thereafter as a Registered Graduate, until his death or resignation without payment of any further fee:

Provided further that a Registered Graduate may, at any time after being registered as aforesaid, compound for the annual payment of fees by paying the sum of Taka one hundred only, and from the date of such payment shall continue to enjoy the privileges of a Registered Graduate, until his death or resignation without payment of any further fees:

Provided further that a Registered Graduate whose name has been struck off the roll of Registered Graduates due to non-payment of arrears, may be registered as life member on payment of Taka one hundred at a time.

(4) A Registered Graduate who is liable to pay the annual fee may pay such fee at any time during the session, but if he fails to pay the fee due for any academic year by a date prescribed by University Ordinances he shall not be entitled to exercise any rights or enjoy any privileges of a Registered Graduate during the Academic year in question.

(5) If a Registered Graduate who is liable to pay the annual fee fails to pay the fee during any academic year his name shall be removed from the register of Registered Graduates, provided that he shall be re-admitted in any subsequent academic year as a Registered Graduate if he pays all arrears of fees up to the year of re-admission.

(6) Application for enrolment and for re-admission as a Registered Graduate shall be made in forms prescribed by the University Ordinances.

(7) Notwithstanding anything contained in the Statutes, the rights and privileges of a Registered Graduate shall terminate when the name of a Registered Graduate is removed under section 58 with effect from the date of the order of the Chancellor removing his name.

(8) All disputes relating to compliance with the provisions of the Act, Statutes and University Ordinances regarding registration of graduates shall be decided by a Tribunal consisting of the Vice-Chancellor, one member of the Syndicate nominated by the Syndicate and one member of the Academic Council nominated by the Academic Council, and the decision of the Tribunal shall be final. Each party shall bear its own expenses including expenses incurred or compensation claimed by its nominee. The parties may be represented by the lawyers or other authorised agents before the Tribunal. The procedure of the Tribunal shall be determined by the Tribunal itself.

(9) Registered Graduates shall be entitled to receive the Annual reports of the University and shall be entitled to use University Library in such manner as may be prescribed by the University Ordinances.

12. (1) The qualifications of recognised teachers of the University shall be such as may be determined by the University Ordinances.

Recognition of teachers

(2) All applications for the recognition of teacher of University shall be made in such manner as may be laid down by the Regulations made by the Syndicate in that behalf.

(3) The period of recognition of a teacher as professor or Associate professor shall be determined by the University Ordinances made in that behalf. A person, in the service of a college, recognised as a teacher of the University otherwise than as Professor shall continue to be recognised so long as he is in the service of the college.

(4) The Syndicate may, on a reference from the Vice-Chancellor, withdraw recognition from a teacher.

Affiliation

13. (1) A college applying for affiliation to the University shall make an application in the prescribed form to the Registrar so as to reach him not later than 15th October preceding the Academic year from which the affiliation sought is to take effect and shall satisfy the Syndicate,-

- (a) that the college is to be under the management of a Governing Body;
- (b) that the strength and qualifications of the teaching staff and conditions governing their tenures of office are such as to make due provision for the courses of instruction, teaching or training to be undertaken by the college and that adequate provision has been made for guidance and counselling of the students and for tutorials;
- (c) that the buildings in which the college is to be located are suitable and that provision is made in conformity with the Statutes and University Ordinances for the residence in the college Hostel or in lodgings approved by the college of students not residing with parents or guardians and for the supervision and physical and general welfare of students including facilities for sports, games and athletics and that, facilities would also be provided on the campus where teachers and students could meet informally;
- (d) that due provision has been made or will be made for a Library large enough which will remain open long enough to act as a work room where students are able to study privately during off periods and outside college hours;
- (e) where affiliation is sought in any branch of experimental science that arrangements have been or will be made for imparting instruction in that branch of science in a properly equipped laboratory or museum;
- (f) that due provision will, so far as circumstances may permit, be made for residence of the Principal and some members of the teaching staff in or near the college or the place provided for the residence of the Students;

- (g) that the financial resources of the college are such as to make due provision for its continued maintenance and efficient working. The management shall satisfy the University that it can meet a part of the maintenance cost of the college from its own resources; and
- (h) that the affiliation of the college having regard to the provision made for students by other colleges in the same neighbourhood, will not be injurious to the interest of education or discipline.

(2) The application shall further contain an assurance that after the college is affiliated, transfer or management and all changes in the teaching staff shall forthwith be reported to the Syndicate.

(3) On receipt of the application under paragraph (1) the Syndicate shall,-

- (a) direct a local inquiry to be made by a competent person or persons authorised by the Syndicate in this behalf in respect of matters referred to in paragraph (1) and such other matters as may be deemed necessary and relevant;
- (b) make such further inquiry as may be necessary; and
- (c) decide the question on the recommendation of the Academic Council whether the application should be granted or refused either in whole or in part.

(4) The Syndicate shall prescribe the minimum number of teachers required and the scope of teaching in each affiliated college.

(5) Every teacher in an affiliated college, other than Government college, shall be employed under a written contract stating the conditions of the service and the salary to be paid to him. A copy of this contract shall be lodged with the University.

14. (1) Every college affiliated to the University shall furnish such reports, returns and other information as the Syndicate may require to enable it to judge the efficiency of the college.

Inspection and
Reports

(2) The Syndicate shall cause each such college to be inspected, from time to time, by one or more competent persons authorised by the Syndicate in this behalf.

(3) The Syndicate may call upon any college so inspected to take, within a specified period, such action as may appear to the Syndicate to be necessary.

Teaching in the
College and co-
operation
between
colleges and the
University

15. (1) A college shall provide instruction in such subjects and up to such standard as it may be authorised to do, from time to time, by the Syndicate on the advice of the Academic Council.

(2) A college may not, without the previous permission of the Syndicate to be granted after consultation with the Academic Council, suspend instruction in any subject which it is authorised to teach.

(3) The Syndicate may, after considering the advice of the Academic Council and in consultation with authorities of the college or colleges concerned, provide on a basis of co-operation, teaching among the colleges themselves and between colleges and the University.

(4) Lecture delivered by a teacher of the University for the benefit of students of the University may be thrown open to students of colleges with the prior approval of the Vice-Chancellor, and on the basis of application submitted by the students through the Principals of their respective colleges. Similarly, lectures delivered by a recognised teacher of the University for the benefit of students of his own college may be thrown open to students of any other colleges or of the University with the prior approval of the Vice-Chancellor:

Provided that such outside students shall not be granted permission by the Principal of the college at which lecture takes place to attend the lecture unless an application is submitted through Principals of their respective colleges for the purpose.

Appointment of
Registrar

16. The Registrar shall be appointed by the Syndicate on the recommendation of a Selection Board consisting of-

(a) Vice-Chancellor-*Chairman*;

- (b) one member of the Academic Council to be elected by the Academic Council;
- (c) two members of the Syndicate to be elected by the Syndicate;
- (d) two persons to be nominated by the Chancellor;
- (e) one person to be appointed by the Government.

17. The Registrar shall-

Duties of the Registrar

- (a) be the custodian of the records, common seal and such other property of the University as the Syndicate shall commit to his charge;
- (b) conduct generally the official correspondence of the University;
- (c) act as secretary to the Senate, the Syndicate, the Academic Council, the Finance Committee and the Board of Advanced Studies;
- (d) attend all meetings of bodies mentioned in clause (c) and to record and maintain the minutes thereof ;
- (e) keep record of the work of Committees of Course and Studies;
- (f) prepare plans on the policies for development of the Academic side of the University for submission to the Planning and Development Committee;
- (g) keep detailed time-table of the Academic staff, including lectures, demonstrations, tutorials and laboratory work-research, personal study and contact with students through individual guidance and the supervision of extra-curricular activities;
- (h) prepare programme for summer courses for the staff and students as may be decided from time to time and work camps for students;
- (i) maintain such confidential reports as may be committed to his charge by the Vice-Chancellor; and
- (j) perform such other duties as may be prescribed, from time to time, by the Academic Council and the Syndicate or assigned to him by the Vice-Chancellor.

Appointment of whole-time Statutory officers other than Registrar

18. Save as otherwise provided in this Act, there shall be separate selection Boards, for appointment of Statutory whole-time officers, consisting of-

- (a) Vice-Chancellor-*Chairman*;
- (b) two Deans of the Faculties within the University to be nominated by the Academic Council;
- (c) one non-salaried member of the Syndicate to be elected by the Syndicate; and
- (d) two experts to be nominated by the Syndicate.

Resident officers

19. The followings shall be the Resident officers of the University:-

- (a) Registrar;
- (b) Head of the Engineering officers;
- (c) Medical officers; and
- (d) such other officers as may be designated as such by the Syndicate.

Duties of University teachers

20. The duties of the University teachers shall be-

- (a) to teach the students by means of lectures, tutorials, discussion, seminars and demonstrations;
 - (b) to conduct, guide and supervise research;
 - (c) to maintain personal contact with the students, give them individual guidance and supervise their extra-curricular activities;
 - (d) to assist the Authorities in preparing course and syllabuses, in conducting examination, in organising libraries, laboratories and other curricular and extra-curricular activities of the University and its departments, colleges and other institutions; and
 - (e) to perform such other functions and discharge such other academic duties as may be assigned to them by the Vice-Chancellor.
-