



Karnataka Act No. 25 of 1987

(First published in the Karnataka Gazette Extraordinary on the Twenty-ninth day of June, 1987)

THE KARNATAKA STATE UNIVERSITIES
(AMENDMENT) ACT, 1987.

(Received the assent of the Governor on the Twenty-second day of June, 1987)

An Act further to amend the Karnataka State Universities Act, 1976.

Whereas it is expedient further to amend the Karnataka State Universities Act, 1976 (Karnataka Act 28 of 1976) for the purposes hereinafter appearing;

Be it enacted by the Karnataka State Legislature in the Thirty-eighth Year of the Republic of India as follows:—

1. Short title and commencement.—(1) This Act may be called the Karnataka State Universities (Amendment) Act, 1987.

(2) It shall come into force at once.

2. Amendment of section 3.—In section 3 of the Karnataka State Universities Act, 1976 (Karnataka Act 28 of 1976) (hereinafter referred to as the principal Act),—

(i) after subsection (1A), the following shall be inserted, namely;—

“(1B) Notwithstanding anything contained in subsection (1), on and from the date of commencement of the Karnataka State Universities (Amendment) Act, 1987,—

(a) the Mysore University shall cease to have territorial jurisdiction over the area comprising the districts of Shimoga, Chitradurga and Chickmagalur;

(b) there shall be established the Kuvempu University with headquarters at Bhadra Reservoir Project area,

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Shimoga and territorial jurisdiction over the area comprising the districts of Shimoga, Chitradurga and Chickmagalur.

(ii) in sub-section (2), for the words, brackets and figures "and sub-section (1A)" the words, brackets and figures "sub-sections (1A) and (1B)" shall be substituted.

3. Amendment of section 5.—In section 5 of the principal Act, after sub-section (5), the following shall be inserted, namely:—

"(6) Notwithstanding anything contained in sub-sections (3) and (4),—

(a) all educational institutions situated in Chitradurga, Chickmagalur and Shimoga Districts and admitted to the privileges of or affiliated to the Mysore University immediately before the date of commencement of the Karnataka State Universities (Amendment) Act, 1987, shall, with effect on and from the said date and subject to the provisions of Chapter IX be deemed to be institutions admitted to the privileges or affiliated to the Kuvempu University established under this Act:

Provided that any application for affiliation made in respect of any institution situated in any of the aforesaid districts and pending with Mysore University or the State Government on the date of commencement of the Karnataka State Universities (Amendment) Act, 1987 shall be deemed to be an application made for affiliation to the Kuvempu University established under sub-section (1B) of section 3 and shall be dealt with and disposed of by the Kuvempu University or the State Government, as the case may be, on this basis;

(b) the colleges, attached hostels, other buildings together with the articles of furniture, libraries, books, laboratories, stores, instruments, apparatus, appliances and equipment, and all other property, both moveable and

immovable at the post-graduate centres at Bhadra Reservoir Project in Shimoga District and Davanagere in Chitradurga District and belonging to the Mysore University shall, with effect on and from the date of the commencement of the Karnataka State Universities (Amendment) Act, 1987, stand transferred to the Kuvempu University established under sub-section (1B) of section 3".

(c) all proceedings, including legal proceedings, pending immediately before the date of commencement of the Karnataka State Universities (Amendment) Act, 1987, relating to the affairs of the Mysore University and arising out of the University area of the Kuvempu University shall, with effect on and from the date, stand transferred to or be continued by or against the Kuvempu University established under the sub-section (1B) of section 3.

4. Amendment of section 70.—In section 70 of the principal Act, after the words "Amendment Act", the words and figures "or by the Karnataka State Universities (Amendment) Act, 1987" shall be inserted.

5. Amendment of section 71.—In sub-section (2) of section 71 of the principal Act,—

(i) in clause (a), after the words "and the Mangalore University", the words "and the Kuvempu University" shall be inserted;

(ii) in clause (b), after the words "and the Mangalore University", the words "and the Kuvempu University" shall be inserted;

(iii) in clause (c), in item (i) after the words "the amendment act", the words and the punctuation mark, "and such appointment in the Kuvempu University, during the first three years after the commencement of the Karnataka State Universities (Amendment) Act, 1987," shall be inserted.

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(iv) in clause (d), after item (ii) the following shall be inserted, namely:—

"(iii) of the Mysore University and serving in or attached to the Post Graduate Centres at Bhadra Reservoir Project, Shimoga District and Davanagere in Chitradurga District immediately before the date of commencement of the Karnataka State Universities (Amendment) Act, 1987 shall, as from such date stand transferred to the appropriate cadre or category of posts in Kuvempu University".

(v) after clause (e) the following shall be inserted, namely:—

"(ee) any teacher or other employee of the Mysore University who desire to get transferred to the Kuvempu University may within ninety days or within such further period not exceeding six months as the State Government may by order direct from the date of commencement of the Karnataka State Universities (Amendment) Act, 1987 apply to the Chancellor for such transfer and the decision of the Chancellor thereon shall be final".

(vi) in clause (f) for the words "or the Mangalore University" the words "or the Mangalore University or Kuvempu University" shall be substituted;

(vii) after clause (g) the following shall be inserted, namely:—

"(h) the financial estimate for the year 1987-88 in respect of the Kuvempu University shall be determined by the State Government";

6. Amendment of section 72.—In section 72 of the principal Act, after sub-section (4), the following shall be inserted, namely:—

"(5) until Statutes, Ordinances, Regulations and Rules are made by the Kuvempu University, the Statutes, Ordinances, Regulations and Rules applicable to the Mysore University as in force on the date of the commencement of the Karnataka State Universities (Amendment) Act, 1987 shall be deemed to be the Statutes, Ordinances, Regulations and Rules made by the Kuvempu University under this Act:

(103) (56)

Provided that the Vice-Chancellor may with the approval of the Chancellor obtained through the State Government, make such modifications and adaptations therein as he may consider necessary."

7. Amendment of section 73.— In section 73 of the principal Act, at the end the following shall be inserted, namely :—

"and in the case of the University established under sub-section (1B) of section 3, not later than one year from the date of commencement of the Karnataka State Universities (Amendment) Act, 1987."

8. Amendment of section 74.— In section 74 of the principal Act, after sub-section (2), the following shall be inserted, namely :—

"(3) Notwithstanding anything contained in this Act, the Statutes, the Ordinances or the Regulations and the Rules, any student who immediately prior to the commencement of the Karnataka State Universities (Amendment) Act, 1987 was studying for a degree of the Mysore University in an educational institution situated within the territorial jurisdiction of the Kuvempu University in accordance with the Regulation in force, may until such examination is provided by the Kuvempu University, be admitted to the examination of the Mysore University and be conferred the degree of the Mysore University for which he qualifies on the results of such examinations."


By Order and in the name of the Governor of Karnataka,

K. ISHWAR BHAT,


Draftsman and Ex-Officio

Special Secretary to Government,
Dept. of Law and Parly. Affairs.

SD 4820


Registrar

Kuvempu University
Jnanasahyadri
Shankaraghatta-577 451


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Registrar

Kuvempu University
Jnanasahyadri
Shankaraghatta-577 451