

30 (iv) EL 30 days benefit to the Deans during Deanship terms representation submitted by Dr AC Mohapatra on behalf.

Dr. AC Mohapatra Professor & Dean, School of Human & Environmental Sciences, NEHU, Shillong has submitted an application addressed to Vice-Chancellor NEHU Shillong dated 4.7.1998 (ANNEXURE -I) regarding entitlement of 30 days of EL credit for Deanship terms. He has pointed out that all the Deans of Schools are to be treated as Statutory Officers provided they do not claim vacation duty benefits during their tenure as Deanship.

The appointment of Deanship of a Schools of Studies is governed under the Statute-6 of the University from amongst the Professor in a school for a period of 3 years and eligible for re-appointment. They do not vacate the substantive post but are only privileged to exercise their authority conferred under the ordinance OB-3. Further under Cl-5(a) of OE-6 of NEHU Ordinance, teachers required to perform duty during vacation are entitled for credit in their EL A/cs- 1/3rd of the duty period, besides the normal 1/30th of the actual service including vacation. It therefore implies that the service conditions enumerated in the ordinance OE-5 and on governing leave to teachers of University under OE-6 of the ordinance will be in force and cannot change the basic nomenclature /Structure of their service condition i.e. vacation Departments to which they belong. The CCS leaves rules 1972 under Rule-26(1)(a) on the other hand (ANNEXURE-II) is for Govt servants serving in Departments other than vacation Depts. and are entitled for credit of EL in advance in 2 instalments of 15 days each on the 1st of January & July every calendar year. The applicability of this rule for vacation Department will therefore violate the very concept of the rules to which it has been framed.

In terms of clause-26(2) of the NEHU Act, 1st ordinance shall be made by the VC with the approval of Central Government and the ordinance so made may be amended/repealed and added at any time by the EC in the manner prescribed by the Statutes.

In terms of Statute 25(3), every new statute or addition to the Statute or any amendment or repeal of the Statute is required for approval of the Visitor who may assent thereto or withheld assent or remit to the EC for consideration. Further, under Statute 25(4) a new Statute or Statute amending or repealing an existing Statute shall have no validity unless it has been assented by the Visitor.

The matter is placed before the EC for consideration.

6:3:5(2)

ANNEXURE- I

DR.A.C. MOHAPATRA
PROFESSOR & DEAN

(COPY)

NO.F.1/ACM/SHES/98-69 dt.4/7/1998.

The Vice-Chancellor,
North-Eastern Hill University,
Shillong-22

Sub: Earned Leave to Deans of Schools.

Sir,

This is to draw your kind attention to the matter discussed in the last meeting of the Deans Committee regarding entitlement of Deans of Schools as Statutory Officers to Earned leave. You had ruled that this could be possible if deans do not claim vacation and could avail full earned leave benefits during their tenure as deans.

I joined as the Dean of SH & ES in March 1996 and two tranches of Dec-Feb(1996-97) & (1997-98) period I have stayed at station and functioned regularly my official duties. I would therefore, request you to recommend my case for full earned leave benefits of 30 days per year for two years in lieu of availing vacation.

Thanking you,

Yours faithfully,

Sd/-A-C.Mohapatra.

ANNEXURE-II

26(1)(a):

The leave account of every government servant (other than a military officer) who is serving in a Department other than a Vacation Department. shall be credited with Earned leave in advance in two instalments of 15 days each on the first day of January and July of every calendar year.

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EC:98:98:6:3:(iii): The Council considered the grant of sabbatical leave to Dr. MK Parida and RESOLVED to approve the same, however, the Dean, School of Physical Sciences is to place the matter before the School Board for ratification.

(iv) Leave case of Dr. R. Khongsdier, Lecturer in Anthropology.

EC:98:98:6:3: (iv): The Council considered the grant of leave not due to Dr. R. Khongsdier and RESOLVED to approve the same.

(v) Request of Dr. AC Mohapatra for the benefit of EL to the Deans for performing duties during Vacation period.

EC:98:98:6:3:(v): The Council considered the proposal of Prof. AC Mohapatra for consideration for grant of Earned Leave during vacation period for the Deans of Schools and RESOLVED that the provisions of Ordinance OE-6(5) may be applied to any teacher who is required to be on duty during vacation period.

(vi) Grant of lien to Dr. BS Butola, Reader in Geography Department.

EC:98:98:6:3:(vi): The Council considered the grant of lien to Dr. BS Butola for a period of two years w.e.f. 1.12.98 to enable him to take up an assignment at the Jawaharlal Nehru University and RESOLVED to approve the same.

(vii) Extension of deputation for the 6th year in respect of Shri Atul Dev Sarmah, Assistant Editor, NEHU, Shillong.

EC:98:98:6:3:(vii): The Council considered the extension of deputation to Mr. Atul Dev Sarmah, Assistant Editor and RESOLVED that since the period of deputation had exceeded five years his request cannot be accepted. The Council further RESOLVED that the Ministry should repatriate him immediately or alternately they may absorb him w.e.f. the date of expiry of the date of deputation.

6:6- Service Condition / Financial & Other Benefits.

(i) Recommendation of the Vth Pay Commission decision to the grant of children Educational Assistance.