

NORTH-EASTERN HILL UNIVERSITY
SHILLONG

No: EC: 94-2/Conf/97-431

Dated Shillong the 12th September, 1997

To,

The Members of the
Executive Council,
North-Eastern Hill University.

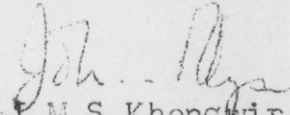
Subject :- Agenda papers for the 94th meeting of the Executive
Council.

Sir/Madam,

I am forwarding herewith the Agenda papers for the
94th meeting of the Executive Council which will be held on the
23rd September, 1997 at 10:00 A.M. in the Conference Room of the
NEHU Guest House, Permanent Campus, Mawkynroh, Umshing, Shillong
for ~~se~~avour of your information and consideration.

Enclo : a.a.

Yours faithfully,


M S Khongwir
Deputy Registrar.

AGENDA PAPERS FOR THE NINETEENFOUR MEETING OF THE EXECUTIVE COUNCIL

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Contd/.../-

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Item No: 1 CONFIRMATION OF THE MINUTES

- (i) Confirmation of the Minutes of the 93rd meeting of the Executive Council held on 15th July, 1997

The Minutes of the 93rd meeting of the Executive Council held on 15th July, 1997 were circulated to all the members. Comments received from the members are as follows.

1. Comment received from Prof A L Verma :

Item No: 6: 7(iii) proposed amendment on the House Allotment Rules:

- (a) It was agreed in the EC that all the suggestions of the 'Residence Allotment Committee' as per Annexure-C in the agenda (6: 7: 3: 22-24) shall be incorporated at appropriate places in the House Allotment Rules suggested by the EC Committee but I find that many points suggested by RAC have been left out which should be incorporated at appropriate places.
- (b) Under note (ii) instead of "the allotment shall not ordinarily exceed 10% of residences" it would be better to write as "the allotment shall not exceed 10% of the vacant residences in" to avoid any misinterpretation of the rules and as per decision.

2. Item No: 3(xx) I feel that the recording of the minutes in this case does not reflect the spirit of the agenda item according to which the action taken by VC was ratified.

2. Comment received from Prof S K Mishra

- (a) Item 3(xx) On Page 6. Only a part of the resolution has been minuted. The matter as appearing in the agenda papers was wholly adopted for resolution, and the action of the Vice-Chancellor in writing a letter to Dr Dube instructing him that he should resume duty immediately on the expiry of the leave granted to him (to complete Project at ISI, New Delhi upto 31.7.1997), failing which his services are liable to be terminated w.e.f. the date from which his EOL was effective, as per DE 6.8(ii).

Unless mentioned clearly so, the partly recorded minutes are liable to be misinterpreted in the future.

- (b) Item 6:7(iii) On page 23. Proposed amendment of House allotment rules : It was resolved that 10% of the vacant houses at the time of allotment being made, would be under Vice-Chancellor's discretion. The minutes, as they stand now recorded are liable to be interpreted otherwise. (It is needless to say that I still retain my reservations on applicability of Statute 26(i) in matters of seniority in house allotment).
- (3) A request received from the Estt.-II for correction of name of Dr R M Rao, Lecturer, Department of Chemistry, NEHU, Shillong as recorded in the minutes vide resolution No:EC:93:97:6:1(ii) to read as Dr K M Rao. Hence the name may be read as Dr K M Rao. Also in the resolution No:EC:93:97:6:3(iv) regarding the case of Prof. A C Sinha the word 'lien' is to be read as 'deputation'.

The matter is placed before the Council for consideration and confirmation of the Minutes.

Item No. 2 REPORTING ITEMS :

- (i) Report of the Executive Council Members
 Delegation to U.G.C. and Ministry of
 Human Resource Development

A delegation of Executive Council members went to University Grants Commission and Ministry of Human Resource Development, New Delhi during 21st to 23rd July, 1997 in connection with the raising of the Special Allowance to all NEHU employees in view of the discontinuance of payment of Special Duty Allowance.

The report of the delegation will be tabled by the Chair.

The matter is placed before the Council for consideration.

(ii) Annual Accounts for the year 1995-96

The report of the Comptroller and Auditor General on the accounts for the year 1995-96 has been received and placed at Annexure-'A'. The reply to the report is also placed at Annexure-'B'. The accounts for the year 1995-96 have already been approved by the Executive Council.

The matter is reported to the Council for information.

Item No. 3 RATIFICATION OF ACTION TAKEN BY THE VICE-CHANCELLOR

3:1(1)
10. (1) . Extension of deputation of Prof. (Mrs.) T. Ao, as Director, North East Zone Cultural Centre, Kohima.

Prof. (Mrs.) T. Ao's deputation term to North East Zone Cultural Centre, Kohima for a period of 4 years w.e.f. 31.8.92, approved by the Executive Council in its 84th meeting held on 8.12.94 expired on Aug.31, 1996.

The Governor of Nagaland and Manipur in his D.O. letter dt. Aug.1, 1996 addressed to the Union Minister for Human Resources Deptt., Govt. of India, New Delhi with a copy to the Vice-Chancellor, NEHU., for consideration, has stated that the Joint Secretary, Deptt. of Culture, Ministry of Human Resource, sought recommendation of names from the Executive Board of the North East Zone Culture Centre for appointment as Director.

The Governing Body and the Executive Board of the North East Zone Cultural Centre, in recognition of the outstanding performance of Dr. (Mrs.) T. Ao unanimously decided to recommend the retention of Dr. (Mrs.) T. Ao, as Director, North East Zone Cultural Centre, for another term of two years w.e.f. 1.9.96 to 31.8.98.

The Additional Secretary to Governor of Nagaland in his letter dt. 2.10.96 forwarded the application of Prof. (Mrs.) T. Ao dt. 26.8.96, requesting for extension of deputation for another period of 2(Two) years as requested by the Governing Body.

As per Appendix 5 of FR Section I, -A, Cl.8.1, the period of deputation shall be subject to a maximum of three years in all cases, except for those posts where a longer period of tenure is prescribed in the Recruitment Rules.

8.3 The borrowing Ministries/Departments may extend the period of deputation for the fifth year or for the second year in excess of the period prescribed in the Recruitment Rules, where absolutely necessary, subject to the following conditions :-

8.3(iv) The extension would be subject to the prior approval of the lending organisation of the officer on deputation, and wherever necessary.

Contd. . . 2/-

Considering the above, Govt. of India rules and since the deputation of Prof. T. Ao to NEZCC is in public interest as requested by the Chairman Governing Body, NEZCC, the Vice-Chancellor approved the extension of deputation to Prof. T. Ao for another period of one year w.e.f. 31.8.96 to 30.8.97 only, where the total period is for 5 (Five) years and Prof. T. Ao vide this office letter No.1.17-114/Estt.II'A/89-450 dt. 5.8.97 has been informed to resume duty immediately on the expiry of deputation period.

Prof.(Mrs.) T. Ao has resumed her duties in the Deptt. of English, NEHU., Shillong on 1.9.97 and has submitted the Charge Report dt. 1.9.97.

The matter is reported to the Council for ratification.

. . .

Amendment of Clause 2(1) of Ordinance
OE-4 on Notification of Vacancies and
Preliminary Selection.

The Executive Council in its 84th meeting held on 8.12.94 vide resolution No:EC:84:94:6: 7:(iii) resolved that as a measure of economy, advertisements for vacancies in Academic Cadres be floated only in the Employment News and in one of the Local news papers of the States under the jurisdiction of NEHU.

In view of above, Clause 2(1) of Ordinance OE-4 on Notification of vacancies and Preliminary Selections which reads as under, needs amendment.

Mode of
Advertisement

2.(1) All vacancies in academic cadres of the University shall be advertised in at least four all India papers, one each from the eastern, northern, western and southern region and at least one regional paper each of the constituent units of the University.

Provided that if there are some academic positions for which the candidates are likely to be exclusively available in a particular region or regions, advertisement may be limited to the papers in that region or regions, only after recording the reasons for doing so in writing and with prior approval of the Vice-Chancellor.

In this connection, the proposed amendment has been sent to the Ministry for obtaining the approval of the Visitor. The proposed amendment is at Annexure-'A'.

The matter is placed before the Council for ratification.

3:2:(2)

AMENDMENT OF CLAUSE 2(1) OF ORDINANCE OE-4 ON
NOTIFICATION OF VACANCIES AND PRELIMINARY SELECTIONS

Annex - 'A'

Existing Clause	Proposed amendment	Justification
Mode of Advertisement	Clause 2(1) All vacancies in academic cadres of the University shall be advertised in at least four all India papers one each from the eastern, northern, western and southern region and at least one regional paper each of the constituent units of the University. Provided that if there are some academic positions for which the candidates are likely to be exclusively available in a particular region or regions, advertisement may be limited to the papers in that region or regions, only after recording the reasons for doing so in writing and with prior approval of the Vice-Chancellor.	All vacancies in academic cadres be floated in the Employment News and in one of the local News papers of the States under the jurisdiction of NEHU. Provided that if there are some academic positions for which the candidates are likely to be exclusively available in a particular region or region or regions, advertisement may be limited to the papers in that region or regions, only after recording the reasons for doing so in writing and with prior approval of the Vice-Chancellor. As a measure of economy

It (ii) . . Grant of lien to Dr. B.K. Dev Sarma, Director,
College Development Council, NEHU., Shillong.

Dr. B.K. Dev Sarma, Director, College Development Council, his appointment and joining to the post of Director as recommended by the Selection Committee and Executive Council vide resolution No. 91:96:6:1:(i) held on 7.12.96 has submitted an application requesting to grant him lien for a year from the Department of Mathematics.

Dr. B.K.Dev Sarma is a permanent reader, Department of Mathematics, NEHU. As per FR-13, G.O.I. order from Ministry of Human Resource Deptt of P & AR OM.No.28015 2/86-Est(i) dt. 22.7.80, retention of lien in parent department, in case of Govt. Servants getting employed in other deptts. or same deptt. their lien may be retained for a period of two years.

As Dr. B.K. Dev Sarma is a permanent employee and his application for the post of Director was forwarded by the head, Deptt. of Mathematics and in accordance with the above G.O.I. Rules, the Vice-Chancellor approved the granting of lien to Dr. B.K. Dev Sarma for one year in his substantive post of Reader, Deptt. of Mathematics, NEHU.

The matter is reported to the Council for ratification.

. . .

No:F.14-180/Estt.II/97.
Dt.11.9.97.

Item NO: 4 DEFERRED ITEMS -

- (i) Engagement of Shri Saingura Sailo,
Advocate as legal Adviser for Mizoram Campus
- (i) Engagement of Shri Saingura Sailo Advocate
as legal adviser for Mizoram Campus.

In pursuance of the E.C's decision adopted in its meeting held on 21.3.97 vide Minute No: EC:92:97:8:(iii) offer of appointment as Legal Adviser has been issued on the following terms and conditions.

- (i) Term of contract - 3 years
- (ii) Retainership fee - Rs.2000/-P.M.
- (iii) Charge per case - Rs.20,000/-
- (iv) Fees for drafting, affidavit, Rejoinder etc. - Nil
- (v) The engagement is terminable by either party on one month's notice.

While accepting the offer, Shri S. Sailo vide his letter at Annexure-'I' has proposed another condition that 50% of the fees i.e. Rs.10,000/- be paid to him as an advance for every case allotted to him. The advance payment is not found agreeable as it may create unforeseen complication in the event of termination of his appointment and also that such practice is not followed for the Legal Adviser in Shillong.

The matter was placed before the 93rd meeting of the Executive Council held on 15.7.97. The Council however, RESOLVED to defer the matter. Hence the matter is now placed before the Council for consideration.

ANNEXURE-'I'

Mr.Saingura Sailo MA,LL.B.
Advocate,Guwahati High Court.

D.Vengthur
Aizawl,Mizoram
Ph.No.22652.
Pin Code 796001.

To,

Mrs.S.Rynjah,
Officer on Special Duty,
NEHU.

Subject: Acceptence to be Legal Adviser,NEHU.

Reference: Your letter No.F.21-4/Admn/92-97/1887 dated
25.4.97.

Madam,

With reference to your letter cited above, I am to inform you that, I am happy to accept my appointment as Legal Adviser,NEHU,Mizoram Campus,Aizawl, on a monthly retainer fee of Rs.2,000/-per month and fees of Rs.20,000/- per case without seperate fees for drafting,advise,etc.

I would like to inform you also that,I will accept the same fees of Rs.20,000/- per case in the Court of the Deputy Commissioner and his assistants.. I will not charge fees for drafting, affidavit,rejoinder,etc.seperately in the High Court or lower Court. However, as soon as case is allotted to me,50% of the fees, i.e. Rs.10,000/- may be given as an advance to meet necessary expenditure. Regarding Court fees/Stamp will be charged seperately according to the required for each case. And relating to the term of the contract, 3 years is reasonable and terminable by either party one one month's notice is also reasonable.

Thanking you,

Yours faithfully,

Sd/-1.5.97

Copy to:

Pro-Vice-Chancellor,NEHU,Mizoram Campus.

Item No.5 : ACADEMIC MATTERS :

5: 1-Statutes, Ordinances, Regulations & Rules-

- (i) Amendment to Ordinance OE-4 clause 2(1) of the Mode of Advertisement.

Prof. K.B. Powar, Secretary General, Association of Indian Universities requested the University to place the advertisement of our University for various posts and other items including admission notification in the 'University News'. The copy of the letter received from Prof. K.B. Powar is at Annexure I and the rate of the advertisement is placed at Annexure II.

Ordinance OE-4 Clause 2(1) All vacancies in academic cadres of the University shall be advertised in atleast four all India papers, one each from the eastern, Northern, Western and Southern region and at least one regional paper each of the three constituents Units of the University. However, the Executive Council in 84th meeting held on 8th December 1994 has decided that as a measure of economy, the advertisement for academic cadres be floated only in the 'Employment News' and one local newspapers of the States under the jurisdiction of NEHU. The Executive Council's resolution is at Annexure III.

In view of the above, it may kindly be decided whether the advertisement of our University for various posts can be placed in the 'University News' as requested by the General Secretary, Association of Indian Universities.

The matter is therefore, placed before the Council for consideration.

Ordinance OE-4 Clause 2(1) All vacancies in academic cadres of the University shall be advertised in atleast four all India papers, one each from the eastern, Northern, Western and Southern region and at least one regional paper each of the three constituents Units of the University. However, the Executive Council, in 84th meeting held on 8th December 1994 has decided that as a measure of economy, the advertisement for academic cadres be floated only in the 'Employment News' and one local newspapers of the States under the jurisdiction of NEHU. The Executive Council's resolution is at Annexure III.

In view of the above, it may kindly be decided whether the advertisement of our University for various posts can be placed in the 'University News' as requested by the

Association of Indian Universities
16, Kotla Marg, New Delhi 110 002.

Prof. K.B. Powar,
Secretary General.

No.AIU/Advt./97/
August 5, 1997.

Dear Vice Chancellor/Director,

As you are aware, Association of Indian Universities brings out a weekly chronicle of Higher Education and Research "University News". The journal has a wide circulation in academic institutions of higher education including constituent units of CSIR, ICMR, ICAR and other Govt Depts. Although we have been receiving advertisements for faculty positions and admission notifications from many member universities, yet some of them have not been sending these for inclusion in the journal regularly.

In order to support AIU activities, I would request you to consider placing advertisements of your University/Institute for various posts, and other items including admission notifications, in "University News". The advertisements will be published immediately in the next issue of the weekly. I am enclosing a copy of the latest advertisement tariff for your perusal and reference.

Thanking you & with kind regards.

Yours sincerely,

(K.B. Powar)

All Vice Chancellor/Directors
of Universities/Institutes (by name)

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Art work and Bromides are accepted.

Sales & Publication Division
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AIU House, 16 Kotla Marg, New Delhi 110 002.

Annexure III

An Extract of the Minutes of the 84th meeting of the Executive Council held on 8th December, 1994.

- (iii) Floating of advertisement for vacancies in Academic Cadres.

NO:EC:84:94:6:7:(iii) : It has been resolved by the Council that as a measure of economy, advertisements for vacancies in Academic Cadres be floated only in the Employment News and in one of the local newspaper of the States under the jurisdiction of North Eastern Hill University (NEHU).

(ii) Statute on Procedure of Arbitration and Appeal

The Executive Council in its 93rd meeting held on 15.7.97 resolved to approve the Procedure of Arbitration but the Tribunal of Arbitration shall have to be vetted first by the Legal Adviser.

In this connection the advice of the Legal Adviser has been sought and the same is placed at Annexure-'A'.

The matter is placed before the Council for consideration.

Sunil Ranjan Sen B.A. LL.B.
ADVOCATE

Annexure 'A'

Gauhati High Court

Dated Shillong
The 12th. September, 1997.

To

The Deputy Registrar,
North-Eastern Hill University,
Mawkynroh-Umshing,
Shillong-793 022.

Ref: Your letter No.CONF/15-1/STAT/87(Vol.III)
dated 25th.August, 1997.

Sub:- Statute on Procedure of Arbitration,Appeal etc.

Sir,

I have perused and examined the draft Statute on Procedure of Arbitration, Procedure of Appeal and Ordinance on Constitution of the Grievance Redressal Committee under Section 24(h) and (i) read with Section 30(2) and 31(2) of the NEHU Act, 1973.

The draft Statute is found in order and are in accordance with the provisions of the NEHU Act, 1973 and in accordance with the Arbitration and Conciliation Act,1996.

Yours faithfully,

The Deputy Registrar,
North-Eastern Hill Univ.
Mawkynroh-Umshing,
Shillong-793 022.

Sd/- S.R. Sen
Advocate

Ref: Your letter No.CONF/15-1/STAT/87(Vol.III)
dated 25th.August, 1997.

Sub:- Statute on Procedure of Arbitration,Appeal etc.

Sir,

I have perused and examined the draft Statute on Procedure of Arbitration, Procedure of Appeal and Ordinance on Constitution of the Grievance Redressal Committee under Section 24(h) and (i) read with Section 30(2) and 31(2) of the NEHU Act, 1973.

The draft Statute is found in order and are in accordance with the provisions of the NEHU Act, 1973 and in accordance with the Arbitration and Conciliation Act,1996.

Yours faithfully

6:2- Appointment/Creation-upgradation of Posts/
Confirmation/~~Extension~~/option/Transfer/
Release/Termination.

SUB. (i) Confirmation of Dr.(Ms) A.Henia, Reader,
Education Department, NEHU, Shillong.

Dr.(Ms)A.Henia joined the post of Reader
With effect from 7.12.95 in the Department of Education,
NEHU, Shillong. She was placed under probation period of
one year and has completed the same and is due for
confirmation with effect from the date of joining i.e.
7.12.95.

Dr.(Ms) Henia has submitted the 'Self
Appraisal Report' duly recommended by the Head of
Department to be tabled by the Chair.

The matter is placed before the Executive
Council for its consideration.

No.F.13-241/Estt.II/95
Dt.14.8.97.

6:2:2: (1)

- (ii) Confirmation of service of
Dr (Mrs) Santosh Wangu.

Dr (Mrs) Santosh Wangu, Lecturer in
Pachhunga University College, Aizawl was appointed on
18/8/1993 and was placed on probation for a period of two
years,

Dr (Mrs) Wangu has completed her proba-
tion period and was due for confirmation. She has submitted
the self appraisal report to be tabled by the Chair and the
Principal, Pachhunga University College has verified and s
signed the Factual Data at

The matter is placed before the
Council for consideration and concirmation of the
services of Dr (Mrs) Santosh Wangu.

o o o o o o

No:F.15-99/Estt.II/86-
Dt.19.8.97.

(iii) Confirmation of Prof.S.K.Srivastava, Professor,
Mathematics Department, NEHU, Shillong.

Prof.S.K.Srivastava joined the post of
Professor, Mathematics Department , NEHU, Shillong with
effect from 7.12.95 on a probation period of one year.
He has completed the one year probationary period and
is due for confirmation in the same post with effect
from the date of joining i.e. 7.12.95.

The Head, Department of Mathematics has
informed the Office that Prof.Srivastava has completed
the probation period successfully as Professor and that
he may be confirmed against the post. he has also verified
and signed at para 'F' of verification of Factual data of
the 'Self Appraisal Report' submitted by Prof. S.K.Sri-
vastava to be tabled by the Chair.

The matter is therefore placed before the
Executive Council for its consideration.

No:F.17-153/Estt.II/95-
Dt. 29.8.97
2.9.97

PD

S. 223

(v) Confirmation of Dr(Ms)E.Laitflang, Reader,
Political Science Department, NEHU, Shillong.

Dr.(Ms)E.laitflang joined the post of Reader,
Political Science Department, NEHU, Shillong with effect
from 7.12.95 with a probation period of one year. She has
completed the probationary and is due for confirmation in
the same post with effect from the date of joining i.e.
7.12.95.

The Head of Department has strongly
recommended for her confirmation in the post as she has
been performing her duties in the Department most
satisfactorily.

Dr.(Ms) E.Laitflang has submitted the 'Self
Appraisal Report' to be tabled by the Chair.

The matter is therefore placed before the
Executive Council for consideration.

- (vi) Recommendations of names by the Executive Council for appointment of Chancellor.

The term of appointment of His Excellency K R Narayanan, President of India as the Chancellor of the North-Eastern Hill University would in the normal course expire on 26.4.2000. However as His Excellency has been appointed as the President of India as he takes over as the Visitor of North-Eastern Hill University in terms of Section 8 of the NEHU Act, 1973 and his term as Chancellor automatically ceases.

In terms of Statute 1, the Chancellor is to be appointed by the Visitor out of a panel of not less than three persons recommended by Executive Council.

The matter is placed before the Council for recommendation of names to be submitted to the Visitor for consideration.

F.No.Misc:8-14/Conf/87-