



GONDWANA UNIVERSITY, GADCHIROLI.

Ordinance No 2 of 2017

Numbering, Citation, Titling and Interpretation Of Regulations and Draft Regulations, Ordinance, 2017.

Whereas it is expedient to provide ordinance for Numbering, Citation, Titling and Interpretation of Regulations, for the purposes hereinafter appearing, the Management Council is here by pleased to make following ordinance.

SHORT TITLE :-

1. This ordinance may be called "Numbering, citation, Titling and Interpretation of Regulations and Draft Regulations, Ordinance, 2017"

COMMENCEMENT AND EXTENT :-

2. (1) This ordinance shall come into force with effect from the date of its making by the Management Council.
(2) This ordinance shall apply to the Numbering, Citation, Titling and Interpretation of the Regulations here before made and to be made hereafter unless expressly stated otherwise.

DEFINITIONS :-

3. In this ordinance, unless the context otherwise requires :-
 - (A) 'Act' means Maharashtra Universities Act 1994 (Maharashtra Universities Act No.XXXVI of 1994),
 - (B) 'Amending Regulation means a Regulation containing proposals for amending the provisions of another Regulation;
 - (C) 'Column' means a column of the Statement as given in the Regulation Register;
 - (D) 'Continuous numbering' means numbering which will begin with 1 and consecutively numbered thereafter;
 - (E) 'Clause' means a clause of the paragraph or Sub-paragraph referred to in the Regulation;
 - (F) 'Draft' Regulation means a Draft of Regulation prepared for circulation and or circulated for the consideration of the competent authority. i.e. Academic Council and Management Council);
 - (G) 'Form of Regulation' means Form No.1 or Form No.2, as the case may be, appended to this ordinance;
 - (H) 'Main Regulation' means a Regulation which is proposed to be amended by the provisions of another Regulation;
 - (I) 'New Regulation' means Regulation made after the commencement of this ordinance;
 - (J) 'Original Regulations' means all Regulations in existence before the commencement of this ordinance ;
 - (K) 'Regulation' means a Regulation made in accordance with the provisions of section 55(1) of the Act, and includes amending Regulations and repealing Regulations, if any.
 - (L) 'Regulation Register' means a Register maintained in the office of the Registrar containing a statement showing the progress of the passage of the Draft Regulation;
 - (M) 'Statement' means a statement given in Appendix 'A' which shall form part of Regulation Register;
 - (N) 'Regulations Book' means a book (if any prepared or may be prepared) having all Regulations printed, therein;
 - (O) 'Section' means the Section of the Act referred to by its number in any Regulation;
 - (P) 'Sub section' means a Sub Section of the Section referred to by its number in any Regulation;
 - (Q) 'Schedule' means a schedule to the Regulation in which the word occurs ;
 - (R) The expression 'rule' occurring in any Regulation means a rule made under that Regulation.

FORM OF REGULATION :-

4. Whenever any Draft Regulation is introduced for consideration of the Academic Council it may be introduced, as far as practicable, in an appropriate form, i.e. either in Form No 1 or 2, as the case may be.

TITLE TO BE IN PARA 1 OF THE DRAFT :-

5. Suitable title of such Regulation shall necessarily be mentioned in para 1 of the Draft Regulation followed by the year.

CITATION AND NUMBERING OF DRAFT REGULATION

6. (1) Whenever any Draft Regulation is received by the Registrar for circulation amongst the members of the authority, he shall cause to fill in the entries in column Nos.1 to 5 of the Regulation Register. Entries in other columns may be filled in at an appropriate time.
- (2) Draft Regulation number assigned in each Draft Regulation shall be as mentioned in column No 1 and may be in order of its receipt in the Registrar's Office. If more than one Drafts are received on the same day, Registrar shall decide which Draft shall be assigned which number.
- (3) Draft Regulation numbers assigned to all Draft Regulations in Column No .1 shall be continuous during the calendar year and in all further proceedings each Draft Regulation shall be cited by its number given in Column No 4 and year in column No.2 (and also followed by its title, if convenient) in the following manner :

Draft Regulation No.1 of 2016

“Numbering, Citation ,Titling and Interpretation of Regulations and Draft Regulations, Regulation 2016”

CITATION AND NUMBERING OF REGULATION :-

6. (1) Whenever any Draft Regulation is approved by the Management Council, it shall be cited as Regulation there after.
- (2) The Registrar shall allot Regulation number to each Regulation and shall mention that number in column No 'A '. All Regulations shall be given continuous numbering during the calendar year, and may be cited in the following manner.

“Regulation No.1 of 2016 “ (Followed by the title)

(3) Regulation No . assigned to each Regulation shall be in order of approval accorded to it by the Management Council irrespective of its Draft Regulation Number. If more than one, Regulations are approved by the Management Council on the same day, earlier numbered Draft approved by the Management council on the same day, earlier numbered Draft shall be given earlier Regulation Number.

CITATION OF ORIGINAL REGULATION :-

7. Each original Regulation may be cited as “Original Regulation followed by appropriate number” in the following manner.

ORIGINAL REGULATION NO.24 (Followed by the title, if any)

PREPARING A REGULATIONS BOOK

8. (1) Registrar shall prepare “Gondwana University Regulations Book “ as early as possible, and in any case not later than one month from the date of the commencement of this Ordinance.
- (2) All original Regulations may be printed in the Regulations book in order of their serial number.
- (3) Regulations Book may consist of one volume or more, but pages of all the volumes shall be given continuous page numbering, as if it is one volume.
- (4) Whenever Regulations Book is prepared, “Chronological table” may be printed in the beginning of the book. Contents of such table may be as given in in Table 'A' appended with this ordinance.

KEEPING REGULATIONS BOOK UP –TO-DATE :-

10. (1) All new Regulations may be printed in their chronological order, in the page size of a Regulation Book. All such supplementary pages may be given further continuous page numbering as if they are part of the Regulations Book.
- (2) This process of adding supplementary pages to the Regulations Books shall be continue until all the copies of the Regulations Book are exhausted.
- (3) Whenever it appears to the Registrar that copies or Regulations Books are nearing out of stock, he shall cause to make the Regulations Book up to date by merging the relevant provisions of all amending Regulations which need not be printed in the up to date edition of the Regulations Book. However at an appropriate place, it may be mentioned that-

“Regulation No Of 20.... Not printed because of its merger in the main Regulation i.e. Original Regulation No. ----- OR Regulation No. ----- of 20 ----”

(4) In such up to date edition of Regulations Book, whenever it is so prepared, it may be mentioned in the beginning of each of the Main Regulation if that be the case that

“As amended by Regulation No. ---- of 20 ----- and further amended by Regulation No --- of 20

(5) if any Regulation is repealed by any further Regulation, repealed Regulation need not be printed in the Regulations Book, whenever the book is made up-to-date. However, at an appropriate Place, it may be mentioned that-

“ Original Regulation No not printed,
Since repealed by Regulation No of 20.....

Copies of Regulations Book Making Available to Public :-

11. Copies of Regulations Book, including the supplementary pages there of, may be made available to the public and the Registrar may fix the appropriate price for the same.

Provided that the Registrar may make copies of Several Regulations available separately and separate price may be fixed by him for such separately available Regulations.

12. Any word or expression occurring in the Act and used in any Regulation, shall, unless there is anything repugnant in the subject or context, have the meaning assigned to it in the Act.

13.(1) In these Regulations unless a different intention appears-

- a) Words referring to the masculine gender shall be taken to include a reference to the feminine gender ;and
- b) Words in the singular shall include the plural, and vice versa.

(2) Any reference in any Regulation of an authority or officer, created by or under the Act, shall ,unless repugnant to the context be read a reference to the appropriate authority or officer of the University.

14.(1) Where, in any Regulation, any act or proceeding is directed or allowed to be done or taken by any authority or officer of the University on a certain day or within a prescribed period, then, if the last of such day is a public holiday, the act or proceeding shall be considered as done or taken by any authority or officer of the University on a certain day or within a prescribed period, then, if the last of such day is a public holiday, the Act or proceeding shall be considered as done or taken in due time, if it is done or taken on the next succeeding working day.

(2) if any person is required to perform any act or duty on a particular day or within a particular period and such day or the last of such day is a public holiday, it shall not be invalid, if it is done on the next succeeding working day.

(3) Any act done by the authority or officer of the university on a day, which is a public holiday, shall not be invalid by reason only of its having been done on that day.

15. Whereby any Regulation, any power is conferred or duty is imposed, then unless a different intention appears, that power may be exercised and that duty may be performed from time to time as occasion requires.

16. Whereby any Regulation, a power to make any appointment is conferred, the authority or officer for the time being having power to make the appointment shall unless other-wise provided in any Regulation also have power to suspend or dismiss any person appointed by it in exercise of that power.

17. Where by any Regulation, a power to make or issue an instrument is conferred then that power includes a power, exercisable in like manner and subject to like sanctions and conditions, if any, to add, to amend, vary or rescind any instrument made or issued.

18. NO act done or omitted to be done or action taken under any of these Regulations shall be invalid by reason of any irregularity committed in doing or omitting to do any act or taking any action, if such act does not prejudicially affect the substance of the matter.

19. Each Draft Regulation shall be accompanied by a Statement of object and reasons giving brief out line of reasons for introducing the Draft Regulation and the objects that are intended to be achieved.

(Statement of object and reasons)

As per provision made under section 55(1) of the Maharashtra Universities Act 1994 i.e. (Maharashtra Act No XXXVI of 1994) the Academic Council may make Regulation which is subject to the approval of the Management Council.

For making of the Regulation by the Academic council, it is necessary to provide manner, style and format for preparing Draft Regulation; hence this Draft ordinance is prepared.

**FORM OF REGULATION
(See para 3(G) & 4)
FORM NO.1**

DRAFT REGULATION NO.----- of 20-----

(Title) -----, Regulation, 20-----

WHEREAS it is expedient to make Regulation in respect of '-----' the Management Council is here by pleased to approve the following Regulation :

1. This Regulation may be called "-----
----- Regulation 20-----"

2. This Regulation shall come into force with effect from :-

* (i) the date of its approval by the Management Council.

OR

* (ii) the date of its publication in the Gondwana University Gadchirli Gazette.

3. In this Regulation, unless the context other wise requires :-

- | | |
|-------|------------|
| (i) | Means----- |
| (ii) | Means----- |
| (iii) | Means----- |
| (iv) | Means----- |

4. (Here give the paras to cover the subject matter of the Regulation)-----The original Regulation No -----
----- or the RegulationNo. ----- of 20 is here by repealed.

5.

Provided that such repeal shall not :-

- (i) affect the previous operation of the Regulation so repealed, or anything duly done or suffered there under;
- (ii) affect any right, privilege, obligation or liability acquired, accrued or incurred under the Regulation so repealed,
- (iii) affect any penalty, forfeiture or punishment mentioned in respect of any offence committed against the Regulation so repealed,
- (iv) affect any investigations, legal proceedings or remedy in respect of any such right, privilege, obligation liability, penalty, forfeiture or punishment as aforesaid:
 - ❖ (i) Or (ii) as may be required.

+ This is necessary only when an earlier Regulation on the subject is sought to be repealed by this Regulation.

**FORM OF REGULATION
(See Para 3(G) & 4)
FORM No.2**

DRAFT REGULATION NO ----- OF 20-----

A Regulation (further *) to amend the Regulation in respect of (Title or Name) %

WHEREAS it is expedient (further *) to amend Regulation No ----- of 20 ----- i.e. (here in after referred to as the Main Regulation) :-

1. This Regulation may be called (here enter the title/name of the main Regulation) (Amendment) Regulation 20

2. This Regulation shall come into force with effect from

- (i)
Or (as mentioned in Form No.1)
- (ii)

3. In para ----- of the Regulation in respect of (hereinafter referred to as the Main Regulation):-

- (i) In sub para (1) the words "-----or the words brackets ,letters signs and figures "-----" shall be deleted
- (ii) In sub para (2) for the words "-----" the words "-----" shall be substituted;
- (iii) After sub Para(3),the following sub para shall be inserted; "(3 A) ----- "
- (iv) For sub para (4), the following sub Para shall be substituted ;
"(4)-----"
- v) to sub Para (5) the following words shall be added; "-----"
- vi) the following proviso be added to Sub Para(3) of Para 4; Provided that "-----"

4. In the main Regulation, Para ----- shall be deleted.

5. For Para ----- of the Main Regulation, the following Para shall be substituted;

6. After para 6 of the Main Regulation the following para shall be inserted and paras "7,8 and 9 shall be renumbered" as paras "8,9 and 10 respectively".

7 To para "-----" of the main Regulation, the following words/proviso shall be added. "-----"

8. Para "-----" of the Main Regulation shall be renumbered as sub-para (1) of that para and to the said sub para so renumbered, the following sub-para shall be added "(2)-----"

9. In sub-clause "-----" of clause "-----" of sub para "-----" of para "-----" of the Main Regulation, following words shall be inserted after the word(S) "-----" And before the words(s) "-----"

- To be omitted if the Regulation is being amended for the First time % Here enter the title or the name of the Regulation.
- Mention is necessary ,if more than one paras are to be amended.

Appendix- A

STATEMENT SHOWING THE PROGRESS OF THE PASSAGE OF THE DRAFT REGULATION

(SEE PARA 3(M))

| Draft Regulation No | Year | Title of the draft Regulation | Date of numbering the Draft | Introduced in Academic Council | Consideration by Academic Council | | | Consideration by Management Council | | |
|---------------------|------|-------------------------------|-----------------------------|--------------------------------|-----------------------------------|----------|---------------------------------------|-------------------------------------|----------|--------------------------|
| | | | | | Meeting Dated | Item No. | Result approved /Rejected Recommended | Meeting Dated | Item No. | Result approved/Rejected |
| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 |
| | | | | | | | | | | |

| Regulation No. | Remark | Final position of Regulation vis-à-vis Draft Regulation | | | |
|----------------|--------|---|------|-------------------------------|------|
| | | Regulation No.in serial order | Year | Relevant Draft Regulation NO. | Year |
| 12 | 13 | 14 | 15 | 16 | 17 |
| | | A | B | C | D |
| | | | | | |
| | | | | | |

TABLE 'A'
(See Para 9(4))

CHRONOLOGICAL TABLE TO GONDWANA UNIVERSITY GADCHIROLI REGULATIONS BOOK -EDITION 20--

| Original or Year | Regulation No. | Short Title or Subject | How repealed or amended or otherwise affected by further Regulation | Date of coming in to force | Page |
|-------------------------|-----------------------|-------------------------------|--|-----------------------------------|-------------|
| 1 | 2 | 3 | 4 | 5 | 6 |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |