

The Agricultural University Ordinance, 1961 (East Pakistan Ordinance)

(Ordinance NO. XXVIII OF 1961)

An Ordinance to establish the Bangladesh Agricultural University. ¹♣

WHEREAS it is expedient to establish an Agricultural University in Bangladesh to provide facilities for higher education and research work in Agriculture and all its branches;

NOW, THEREFORE, in pursuance of the Presidential Proclamation of the seventh day of October, 1958, and in exercise of all powers enabling him in that behalf, the Governor of East Pakistan is pleased to make and promulgate the following Ordinance, namely:-

Short title, extent and commencement

1. (1) This Ordinance may be called the ²[* * *] Agricultural University Ordinance, 1961.
- (2) It extends to the whole of Bangladesh.
- (3) It shall come into force at once.

Definitions

2. In this Ordinance, unless there is anything repugnant in the subject or context,-
 - (a) "Authority" means any of the Authorities of the University specified in section 15;
 - (b) (i) "college" means an educational institution imparting instruction in Agriculture and other branches of learning connected with Agriculture at degree and post graduate levels;
 - (ii) "constituent college" means a college established and maintained by the University as an integral part thereof within the campus of the University and includes a college forming an integral part of the University under sub-section (2) of section 6;

(iii) "affiliated college" means a college admitted to the privileges of the University under sub-section (1) of section 7;

(c) "Dean" means the Head of a Faculty of the University;

(d) "teacher" includes a Professor, Reader, Lecturer and any other person appointed to a teaching post in the University; and

(e) "University" means the Bangladesh Agricultural University established under section 3.

Establishment and incorporation

3. (1) An Agricultural University shall be established at Mymensingh in accordance with the provisions of this Ordinance and the campus of the University shall comprise such area as the Government may, by notification in the official Gazette, declare.

(2) ³[The President of the People's Republic of Bangladesh] or a person designated by him shall be the Chancellor of the University.

(3) The first Chancellor, the first Vice Chancellor appointed under section 12, and the first members of the Syndicate and of the Academic Council constituted under section 16 and section 18 respectively, and all persons who may hereafter become such Chancellor, Vice Chancellor, or members are hereby constituted a body corporate by the name of the Bangladesh Agricultural University.

(4) The University shall have a perpetual succession and a common seal and may sue or be sued by the said name.

Right to property

4. 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 Ordinance in connection with such property.

Powers of the University

5. The University shall have the following powers, namely:-

(a) to provide for instruction in Agriculture and such branches of learning connected with Agriculture as the University may think fit to provide, at

- degree and post graduate levels, and to make provisions for research and for the advancement and dissemination of knowledge in those subjects;
- (b) to hold examinations and to grant and confer certificates, diplomas, degrees and other academic distinctions to and on persons who-
- (i) have pursued a course of study provided or prescribed by the University, and have passed the examinations of the University under such conditions as may be prescribed by the University Ordinances, and
- (ii) are admitted to the examinations of the University and have passed the examinations of the University under such conditions as may be prescribed by the University Ordinances;
- (c) to confer research degrees on persons who have carried on independent research under such conditions as may be prescribed by the University Ordinances;
- (d) to confer honorary degrees or other academic distinctions on approved persons in the manner prescribed by the Statutes;
- (e) to co operate with other Universities, Boards and Institutes in such manner and for such purposes as the University may determine;
- (f) to institute Professorship, Readership, Lecturership, and any other teaching or administrative post required by the University, and to appoint persons to such Professorship, Readership, Lecturership and post;
- (g) to institute and award Fellowships, Scholarships, Medals and Prizes in accordance with the University Ordinances;
- (h) to establish Teaching Departments, Faculties, Institutes, Constituent colleges and Halls within the campus of the University and to make such arrangements for their maintenance, management and administration as it may deem necessary;
- (i) to admit colleges lying outside the campus of the University to the privileges of the University;
- (j) to demand and receive payment of such fees and other charges as may be prescribed by the Statutes;

(k) to supervise and control the residence and discipline of the students of the University, to regulate their extra curricular activities, to make arrangements for promoting their health, and to ensure that they do not, in anyway, associate with undesirable persons, who, in the opinion of the University, exploit or are likely to exploit any association of students, whether in respect of extra curricular or in respect of curricular activities;

(l) to receive grants, bequests, trusts, gifts, donations, endowments and other contributions made to the University for specific purposes; and

(m) to do such other acts, whether incidental to the powers aforesaid or not, as may be requisite in order to further the objects of the University.

**Institutions
within
University
campus**

6. (1) Notwithstanding anything to the contrary contained in any other law for the time being in force, no educational institution lying within the campus of the University and imparting instruction in Agriculture and other branches of learning connected with Agriculture for which the University provides instruction, shall be associated in any way with, or seek admission to, any privileges of any other University.

(2) Any educational institution as mentioned in sub-section (1) which has been affiliated to any other University before the coming into force of this Ordinance, shall cease to be affiliated to such other University and such other University shall cease to have any jurisdiction over such institution immediately on the coming into force of this Ordinance; and such institution shall form an integral part of, and be maintained by, the University.

**Institutions
outside
University
campus**

7. (1) Notwithstanding anything to the contrary contained in any other law for the time being in force, any educational institution situated anywhere in Bangladesh outside the campus of the University and imparting instruction in Agriculture and other branches of learning connected with Agriculture for which the University provides instruction, may apply to the University for being admitted to the privileges of the University; and the University may, subject to the sanction by the Government and subject to the

Statutes, admit such institution to the privileges of the University under such terms and conditions as the University may deem fit to impose.

(2) On and from the date on which an educational institution is admitted to the privileges of the University under sub section (1), any other University which had jurisdiction over such institution and to which such institution was affiliated, shall cease to have any jurisdiction over such institution.

(3) No educational institution admitted to the privileges of the University under sub section (1) shall be associated in any way with, or seek admission to, any privileges of any other University.

University open to all classes and creeds

8. The University shall be open to all persons of either sex and of whatever religion, race, creed, colour or class and no person shall be denied the privileges of the University on the ground of his religion, race, creed, colour or class.

Visitation

9. (1) The Government shall have the right to cause an inspection to be made, by such person or persons as it may direct, of the University and its buildings, laboratories, libraries, museums, workshops and equipment, of any institution or college maintained or recognised by, or admitted to the privileges of, the University, of the teaching and other work conducted by the University, and of the conduct of examinations held by the University, and to cause an enquiry to be made in respect of any matter connected with the University. The Government shall, in every such case, give notice to the Syndicate of its intention to cause an inspection or enquiry to be made, and the Syndicate shall be entitled to be represented thereat.

(2) The Government shall communicate to the Syndicate its views with regard to the results of such inspection or inquiry and shall, after ascertaining thereon the views of the Syndicate, advise the Syndicate on the action to be taken.

(3) The Syndicate shall communicate to the Government such action, if any, as has been taken or is proposed to be taken upon the results of the inspection or inquiry.