

## THE DHAKA UNIVERSITY ORDER, 1973

PRESIDENT'S ORDER NO. 11 OF 1973

[15<sup>th</sup> February, 1973]

WHEREAS it is expedient to re-constitute and re-organize the University of Dhaka for the purpose of improving the teaching and research provided thereby and the administration thereof; \*

NOW, THEREFORE, in pursuance of paragraph 3 of the Fourth Schedule to the Constitution of the People's Republic of Bangladesh, and in exercise of all powers enabling him in that behalf, the President is pleased to make the following Order:-

1. (1) This Order may be called the Dhaka University Order, 1973.

(2) It shall come into force at once and shall be deemed to have taken effect on the 16<sup>th</sup> day of December, 1972.

2. In this Order, and in all Statutes made hereunder, unless there is anything repugnant in the subject or context,-

- (a) "Academic Council" means the Academic Council constituted under this Order;
- (b) "affiliated college" means an institution recognized by, and affiliated to, the University, in accordance with the provisions of this Order, the Statutes and the University Ordinances;
- (c) "constituent college" means a college recognized as such by the University;
- (d) "Commission" means the University Grants Commission of Bangladesh constituted under the University Grants Commission of Bangladesh Order, 1973;
- (e) "Government" means the Government of the People's Republic of Bangladesh;

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\* Throughout this Order the word "Dhaka" was substituted for the word "Dacca" by section 2 of the University Laws (Amendment) Act, 1987 (Act No. XXXVI of 1987).

- (f) "Hall" means a unit of residence for students of the University provided or maintained by the University for the corporate life and extra curricular instructions of its students;
- (g) "Hostel" means a unit of residence for the students of the University provided otherwise than by the University, and not maintained by the University but approved and licenced by the University in accordance with the provisions of this Order;
- (h) "prescribed" means prescribed by Statutes, University Ordinances or Regulations;
- (i) "provost" means the head of a Hall;
- (j) "registered graduate" means a graduate registered under the provisions of this Order;
- (k) "Senate" means the senate constituted under this Order;
- (l) "Statutes", "University Ordinances" and "Regulations" mean respectively the Statutes, Ordinances and Regulations of the University for the time being in force;
- (m) "Syndicate" means the Syndicate constituted under this Order;
- (n) "teachers" include Professors, Associate Professors, Assistant Professors and Lecturers of the University and any other person declared to be teacher by the University;
- (o) "University" means the University of Dhaka;
- (p) "Warden" means the head of a Hostel; and
- (q) "year" means academic year beginning on the 1<sup>st</sup> day of July.

**3. (1)** The University shall consist of the Chancellor, the Vice-Chancellor and member of the Senate, the Syndicate and the Academic Council.

(2) The University shall be a body corporate by the name of the University of Dhaka having perpetual succession and a common seal with power, subject to the provisions of this Order, to acquire, hold and dispose of property, both movable and immovable, and shall by the said name sue and be sued.

4. The University shall have the powers:-

- (a) to provide for instruction in such branches of learning as the University may think fit, and to make provisions for research and for advancement and dissemination of knowledge;
- (b) to affiliate and disaffiliate colleges;
- (c) to prescribe courses of studies to be conducted by the University or the affiliated colleges;
- (d) to hold examinations and to grant and confer certificates, diplomas, degrees and other academic distinctions to and on persons who-
  - (i) shall have pursued a course of study prescribed by the University, or
  - (ii) are teachers in educational institutions, under conditions laid down in the University Ordinances and Regulations, and shall have passed the examinations of the University under like conditions;
- (e) to confer honorary degrees or other distinctions on persons in the manner laid down in the Statutes;
- (f) to grant such diplomas to, and to provide such lectures and instructions for, persons not being students of the University, as the University may determine;
- (g) to co-operate with other Universities and authorities in such manner and for such purposes as the University may determine;
- (h) to institute Professorships, Associate Professorships, Assistant Professorships, Lecturerships, and any other teaching posts required by the University, and to appoint persons to such posts and such other teaching posts;
- (i) to institute and award fellowships, scholarships, exhibitions and prizes in accordance with the Statutes and the Regulations;

- (j) to set up and maintain academic museums, schools and institutes for the development of teaching and research;
- (k) to institute and maintain Halls for the residence of the students of the University and to approve and license Hostels maintained by other persons for the residence of such students;
- (l) to demand and receive such fees as may be prescribed by the University Ordinances;
- (m) to supervise and control the residence and discipline of the students of the University, to regulate their extra-curricular activities and to make arrangements for promoting their health; and
- (n) to do all such other acts and things, whether incidental to the powers aforesaid or not, as may be requisite in order to further the objects of the University as an affiliating, teaching and examining body and to cultivate and promote arts, science and other branches of learning.

5. Save as otherwise provided in this Order, the powers conferred by or under this Order on the University shall extend to the whole of Dhaka Division and Bakerganj and Patuakhali Districts of Khulna Division and no institution lying therein, and imparting education above the Intermediate stage, shall remain affiliated to or be admitted to the privileges of, any other University:

Provided that nothing in this Article shall preclude the Government from setting up other University or Universities, or special Boards for the conduct of examinations and affiliating educational institution in regard to such courses of instruction and training as it deems fit:

Provided further that the University shall have the power to frame statutes for constituting one Governing Body for affiliated college or constituent college.

6. The University shall be open to all persons of either sex and of whatever religion, race, creed, class or colour.

7. (1) All recognised teaching in connection with the University courses shall be conducted by the University, and shall include lectures, work in the laboratories or workshops and other teaching conducted by the Professors, Associate Professors, Assistant Professors, Lecturers and other teachers thereof in such manner as may be provided by the University Ordinances.

(2) The authorities responsible for organising such teaching shall be prescribed by the Statutes.

(3) The courses and curricula shall be prescribed by the University Ordinances and the Regulations.

(4) Recognised teaching shall be supplemented by tutorial instruction given in accordance with the provisions by the University Ordinances and Regulations.

8. (1) The Commission shall have the right to cause an inspection by such person as it may direct, of the University, its buildings, laboratories and equipment, and of any institutions associated with the University, and also of the examinations, teaching and other work conducted or done by the University and to cause an enquiry to be made in like manner in respect of any matter connected with the University.

(2) The Commission shall in every case give notice to the University of its intention to cause an inspection or enquiry to be made and the University shall be entitled to be represented thereat.

(3) The Commission shall communicate to the Syndicate its views with reference to the results of any such inspection or enquiry, and shall advise the University upon the action to be taken in that behalf.

(4) The Syndicate shall report to the Commission the action, if any, which is proposed to be taken or has been taken upon the results of its inspection or enquiry.

9. The following shall be the officers of the University:-

(a) the Chancellor;

- (b) the Vice-Chancellor;
- (c) the Pro-Vice-Chancellor;
- (d) the Treasurer;
- (e) the Registrar;
- (f) the Deans;
- (g) the Inspector of Colleges;
- <sup>1</sup>[(h) the Director (Planning and Development);]
- (i) the Director of Students Counselling and Guidance;
- (j) the Provosts;
- (k) the Proctor;
- (l) the Deputy Registrar (Academic);
- (m) the Deputy Registrar (Administration);
- (n) the Chief Engineer;
- (o) the Controller of Examinations;
- (p) the University Engineer;
- (q) the Development Officer;
- (r) the Director of Accounts; and
- (s) such other officers as may be declared by the Statutes to be officers of the University.

**10.** (1) The President of the People's Republic of Bangladesh shall be the Chancellor of the University and shall preside at the convocation of the University for award of academic and honorary degrees, and in his absence the Vice-Chancellor shall preside at such convocations.

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<sup>1</sup> Clause (h) was substituted by section 2 of the University Laws (Amendment) Act, 1987 (Act No. XXXVI of 1987).

(2) The Chancellor shall have such powers as may be conferred on him by this Order or the Statutes.

(3) Every proposal for the conferment of an honorary degree shall be subject to the confirmation of the Chancellor.

<sup>1</sup>[(4) The President may, if he thinks fit, direct that the powers of the Chancellor under this Order shall be exercised by such person as he may authorise in this behalf; and the powers exercised by the person so authorised shall be expressed to have been exercised in the name of the Chancellor.]

**11.** (1) The Vice-Chancellor shall be appointed by the Chancellor for a period of four years from a panel of three persons to be nominated by the Senate on such terms and conditions as may be determined by the Chancellor, and shall be eligible for re-appointment for a further period of four years.

<sup>2</sup>[(2) Where any temporary vacancy in the office of the Vice-Chancellor occurs by reason of leave, illness, resignation or any other cause, the Chancellor shall make such arrangements for carrying on duties of the office of the Vice-Chancellor as he may think fit.]

**12.** (1) The Vice-Chancellor shall be whole time principal executive and academic officer of the University and shall be Chairman of the Senate, the Syndicate and the Academic Council. He shall be entitled to be present and to speak at any meeting of any authority but, shall not be entitled to vote thereat unless he is a member of the authority concerned.

(2) The Vice-Chancellor shall convene meetings of the Senate, the Syndicate and the Academic Council and shall preside over them.

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<sup>1</sup> Sub-section (4) was added by section 2 of the Universities Laws Amendment Act, 1980 (Act No. I of 1980).

<sup>2</sup> Clause (2) was substituted by section 2 and the Schedule of the Universities Laws Amendment Ordinance, 1975 (Ordinance No. LXII of 1975).

(3) Notwithstanding any provision contained in this Order or in any law for the time being in force, the Vice-Chancellor may, in any emergency which, in his opinion, requires immediate action, take such action as he deems necessary, and shall within seven days thereafter report his action to the officer or authority who or which, in the ordinary course, would have dealt with the matter.

(4) The Vice-Chancellor shall, if he does not agree with the resolution of any authority of the University, have the power to withhold implementation of the resolution and refer it back to the authority concerned, with his opinion thereon, for reconsideration in its next regular meeting. If in the process of reconsideration the authority concerned does not agree with the Vice-Chancellor, the decision of the Syndicate shall be final.

(5) The Vice-Chancellor shall give effect to the orders of the Syndicate regarding the appointment, dismissal and suspension of the officers and teachers of the University, and shall exercise general control over the members of the University, and shall be responsible for the discipline of the University in accordance with this Order, the Statutes and University Ordinances.

(6) The Vice-Chancellor shall have the power to appoint, on a purely temporary basis, ordinarily for a period of not more than six months, officers (excepting the Pro-Vice-Chancellor and the Treasurer), teachers and administrative and subordinate staff and report such action to the Syndicate <sup>1</sup>[:

Provided that, if a temporary appointment cannot be regularised within the period for which it was made, such period may be extended, with the prior approval of the Syndicate, for a further period of three months on the expiry of which the temporary appointment shall stand terminated.]

(7) The Vice-Chancellor may, with the approval of the Syndicate, delegate such of his powers and functions as he may consider necessary to such officer of the University as he may deem fit.

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<sup>1</sup> The colon (:) was substituted for the full-stop (.) and thereafter the proviso was added by section 2 of the Dacca University (Amendment) Ordinance, 1977 (Ordinance No. XXXII of 1977).



(8) The Vice-Chancellor shall exercise such other powers as may be prescribed by the Statutes and the University Ordinances.

<sup>1</sup>[13. (1) The Chancellor may, if he deems fit so to do, appoint <sup>2</sup>[one or more Pro-Vice-Chancellors] on such terms and conditions and for such period as he may determine.

(2) The Pro-Vice-Chancellor shall perform such duties as may be prescribed by the Statutes and University Ordinances.]

14. <sup>3</sup>[(1) The Treasurer shall be a whole time salaried officer and shall be appointed by the Chancellor on such terms and conditions as may be determined by the Chancellor.]

(2) Where any temporary vacancy in the office of the Treasurer occurs by reason of leave, illness or other cause, the Syndicate shall forthwith report the same to the Chancellor, who shall make such arrangements for carrying on the office of the Treasurer as he may think fit.

(3) The Treasurer shall exercise general supervision over the funds of the University, and shall advise in regard to its financial policy.

(4) He shall, subject to the control of the Syndicate, manage the property and investments of the University; and shall be responsible for the presentation of the annual budget estimates and statement of accounts.

(5) Subject to the powers of the Syndicate, the Treasurer shall be responsible for seeing that all monies are expended on the purpose for which they are granted or allotted.

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<sup>1</sup> Article 13 was substituted by section 2 and the Schedule of the Universities Laws Amendment Ordinance, 1975 (Ordinance No. LXII of 1975).

<sup>2</sup> The words "one or more Pro-Vice-Chancellors" were substituted for the words "a Pro-Vice-Chancellor" by section 2 of the Dhaka University (Amendment) Act, 1999 (Act No. VII of 1999).

<sup>3</sup> Sub-section (1) was substituted by section 3 of the Dacca University (Amendment) Ordinance, 1977 (Ordinance No. XXXII of 1977).

(6) All contracts shall be signed by the Treasurer on behalf of the University.

(7) He shall exercise such other powers as may be prescribed by the Statutes and the University Ordinances.

**15.** The Registrar shall act as Secretary of the Senate, the Syndicate and the Academic Council. He shall maintain a register of registered graduates in accordance with the Statutes and shall exercise such other powers as may be prescribed by the Statutes and the University Ordinances.

**16.** The Inspector of Colleges shall perform such duties as may be prescribed by the Statutes and the University Ordinances.

**17.** The Controller of Examinations shall be responsible for all matters connected with the conduct of examinations and shall perform such other duties as may be prescribed by the Statutes and the University Ordinances.

**18.** The powers of officers of the University other than the Chancellor, the Vice-Chancellor, the Pro-Vice-Chancellor, the Treasurer and the Registrar, shall be prescribed by the Statutes and the University Ordinances.

**19.** The following shall be the authorities of the University:-

- (a) the Senate;
- (b) the Syndicate;
- (c) the Academic Council;
- (d) the Faculties;
- (e) the Committees of Courses;
- (f) the Boards of Advanced Studies;
- (g) the Finance Committee;
- (h) the Planning and Development Committee;

- (i) the Selection Boards; and
- (j) such other authorities as may be declared by the Statutes to be authorities of the University.

**20. (1) The senate shall consist of the following persons:-**

- (a) the Vice-Chancellor;
- <sup>1</sup>[(b) the Pro-Vice-Chancellor or, if there is more than one, all the Pro-Vice-Chancellors;]
- (bb) the Treasurer];
- (c) five Government officials to be nominated by the Government;
- (d) five members of Parliament to be nominated by the Speaker;
- (e) five distinguished educationists to be nominated by the Chancellor;
- (f) five representatives of research bodies to be nominated by the Syndicate;
- (g) five Principals of colleges to be nominated by the Academic Council from among the Principals of the affiliated and constituent colleges;
- (h) ten teachers of colleges to be nominated by the Academic Council from among teachers of the affiliated and constituent colleges;
- (i) the Chairman of the Board of Intermediate and Secondary Education, Dhaka;
- (j) twenty-five representatives of registered graduates to be elected by such graduates from among themselves;

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<sup>1</sup> Clauses (b) and (bb) were substituted for former clause (b) by section 2 and the Schedule of the Universities Laws Amendment Ordinance, 1975 (Ordinance No. LXII of 1975).

<sup>2</sup> Clause (b) was substituted by section 3 of the Dhaka University (Amendment) Act, 1999 (Act No. VII of 1999).

- (k) thirty-five representatives of teachers of the University to be elected in a special meeting of the University teachers;
- (l) five representatives of the students to be nominated by the University Central Students Union.

(2) The members of the Senate, other than the student members, shall hold office for a period of three years. The student members shall hold office for a period of one year, but shall continue in office till their successors having been elected, nominated or appointed, enter upon the office:

Provided that the Members of Parliament, the Government officials, the principals and teachers of the Colleges, registered graduates, teachers of the University and representatives of research bodies shall hold office so long as they continue to be a Member of Parliament, Government officials, Principal of a College, teacher of a College, registered graduate, teacher of the University or associated with any research body:

Provided further that the student members shall lose membership if they cease to be students of the University.

(3) The election of members of the Senate shall be held in such manner as may be prescribed by the Statutes.

**21.** (1) The Senate shall, on a date to be fixed by the Vice-Chancellor, meet once in a year at a meeting to be called the annual meeting of the Senate.

(2) The Vice-Chancellor may, whenever he thinks fit, and shall, upon a requisition in writing signed by not less than thirty members of the Senate, convene a special meeting of the Senate.

**22.** Subject to the provisions of this Order, the Senate shall-

- (a) ratify the Statutes on the proposals of the Syndicate;
- (b) consider and pass resolutions on the annual report, the annual accounts and the financial estimates presented by the Syndicate; and

- (c) exercise such other powers and perform such other duties as may be conferred or imposed upon it by this Order or the Statutes.

**23.** (1) The Syndicate shall be the executive body of the University and shall consist of the following persons, namely:-

- (a) the Vice-Chancellor;
- <sup>1</sup>[(b) the Pro-Vice-Chancellor or, if there is more than one, all the Pro-Vice-Chancellors;]
- (c) two Principals of Colleges to be nominated by the Academic Council;
- (d) six teachers of the University to be elected by such teachers from among themselves;
- (e) two representatives of the Senate, one being a registered graduate and the other an educationist, to be elected by the Senate from among the members of the Senate;
- (f) three persons to be nominated by the Chancellor;
- (g) one Government official, not below the rank of a Secretary, to be nominated by the Government;
- (h) one distinguished citizen to be nominated by the Senate from outside its membership.

(2) The elections of members of the Syndicate shall be held in such manner as may be prescribed by the Statutes:

Provided that the teachers of the University to be elected under sub-clause (d) of clause (1), one shall be elected from each of the following categories, namely:-

- (i) Deans;
- (ii) provosts;

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<sup>1</sup> Clause (b) was substituted by section 4 of the Dhaka University (Amendment) Act, 1999 (Act No. VII of 1999).

- (iii) Professors;
- (iv) Associate Professors;
- (v) Assistant Professors; and
- (vi) Lecturers.

(3) The members of the Syndicate shall hold office for a term of two years, but shall continue in office till their successors having been elected or nominated enter upon the office:

Provided that the Principals of Colleges, teachers of the University, representatives of the Senate and Government nominee shall hold office so long as they continue to be such Principals, teachers, members and official.

**24. The Syndicate shall-**

- (a) hold, control and administer the property and funds of the University, and shall, from time to time, obtain advice from the Finance Committee on financial matters;
- (b) determine the form of the Common Seal of the University, the authority in whose custody it shall be kept and the manner in which it shall be used;
- (c) regulate and determine, subject to the powers conferred by this Order on the Vice-Chancellor, all matters concerning the University in accordance with this Order, the Statutes and the University Ordinances:

Provided that no action shall be taken by the Syndicate in respect of the fees paid to examiners and emoluments of teachers without consulting the Academic Council;

- (d) lay before the Commission annually a full statement of all the bequests received by it and the financial requirements of the University;
- (e) administer any funds placed at the disposal of the University for specific purposes;

- (f) appoint, save as otherwise provided by this Order or the Statutes, the officers, teachers, Ministerial and other staff of the University, and define their duties and the conditions of their service, and fill up temporary vacancies in their posts;
- (g) affiliate or disaffiliate, subject to the Statutes, a college or institute and approve or withdraw approval of a hostel not maintained by the University;
- (h) arrange for, and direct the inspection of all affiliated colleges or institutes and hostels;
- (i) accept bequests, donations and transfer of any movable or immovable property on behalf of the University;
- (j) arrange for the holding of, and publish the results of, the University examinations;
- (k) exercise such other powers and perform such other duties as may be conferred or imposed on it by this Order or the Statutes; and
- (l) exercise all other powers of the University not otherwise provided for by this Order or the Statutes.

**25.** The Academic Council shall be the academic body of the University, and shall, subject to the provisions of this Order, the Statutes and the University Ordinances, have the control and general supervision over, and be responsible for maintenance of standards of, instruction, education and examination within the University, and shall exercise such other powers and perform such other duties as may be conferred or imposed upon it by the Statutes. It shall have the right to advise the Syndicate on all academic matters.

**26.** (1) The Academic Council shall consist of the following-

*Ex-officio members :*

- (a) the Vice-Chancellor;

<sup>1</sup>[(aa) the Pro-Vice-Chancellor or, if there is more than one, all the Pro-Vice-Chancellors;]

- (b) the Deans of the Faculties;
- (c) the Professors and the Heads of Departments;
- (d) the Directors of the University Institutes;
- (e) the Librarian of the University;

*Nominated members:*

- (f) Ten Principals of Colleges to be nominated by the Chancellor;
- (g) not more than ten members, to be nominated by the Chancellor, so as to make the Academic Council representative of the various educational interests; and

*Elected members:*

- (h) three Associate Professors and three teachers other than Professors, Heads of the Departments and Associate Professors to be elected by the teachers themselves.

(2) Members other than *ex-officio* members shall hold office for a period of two years and shall continue in office until their successors having been nominated or elected enter upon the office:

Provided that the Principals of Colleges, Associate Professors, Assistant Professors, Lecturers or teachers, nominated or elected as such shall hold office so long as they continue to be such Principals, Associate Professors, Assistant Professors, Lecturers or teachers.

**27.** (1) The University shall include the Faculties of Arts, Science, Social Sciences, <sup>2</sup>[Business Studies], Law, Medicine, Fine Arts and such other Faculties (whether formed by the

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<sup>1</sup> Clause (aa) was substituted by section 5 of the Dhaka University (Amendment) Act, 1999 (Act No. VII of 1999).

<sup>2</sup> The words "Business studies" were substituted for the word "Commerce" by section 2 of the Dhaka University (Amendment) Act, 1995 (Act No. XVII of 1995).



division or combination of an existing Faculty or Faculties, or by the creation of a new Faculty or otherwise) as may be prescribed by the Statutes and each Faculty shall, subject to the control of the Academic Council, have charge of the teaching and the courses of study and the research work in such subjects as may be assigned to such Faculty by the University Ordinances.

(2) The constitution and powers of the Faculties shall be prescribed by the Statutes.

(3) The Faculties shall be advisory bodies and their decisions shall be submitted to the Syndicate through the Academic Council for implementation.

(4) There shall be a Dean of each Faculty, who shall, subject to the control and general supervision of the Vice-Chancellor, be responsible for the due observance of the Statutes, University Ordinances and Regulations relating to the Faculty.

(5) The Dean of a Faculty shall be elected from among the Professors <sup>1</sup>[and Associate Professors] by all teachers belonging to the Departments within the Faculty and shall hold office for two academic years.

(6) The Faculties shall recommend creation of posts up to the Assistant Professorship. Creation of higher posts shall be with the concurrence of the Boards of Advanced Studies.

**28.** (1) The Head of every teaching Department, hereinafter referred to as the Department, shall be called the Chairman who shall be appointed in such manner as may be prescribed by the Statutes.

(2) The Chairman of a Department shall be responsible to plan, organise and co-ordinate the work of the Department and shall be responsible to the Dean for the organisation and teaching in his Department subject to such directions as may be given from time to time by the Vice-Chancellor.

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<sup>1</sup> The words “and Associate Professors” were inserted by section 2 of the Dacca University (Amendment) Act, 1981 (Act No. V of 1981).

**29.** (1) There shall be two kinds of Committees of Courses –One for courses to be offered by the Departments of the University and the other for courses to be offered by Colleges.

(2) The first kind of Committee shall consist of all the teachers of the Department concerned and the second kind of Committee shall consist of such number of teachers of the Department and the Colleges as may be nominated by the Vice-Chancellor:

Provided that the majority of the members of the second kind of Committee shall be the teachers of the Colleges.

(3) A Committee of courses shall be responsible for preparation of courses and syllabuses and such other work as may be assigned to it by the Statutes and the University Ordinances.

**30.** There shall be Boards of Advanced Studies for organising post-graduate studies in the University which shall be constituted in such manner as may be prescribed by the Statutes.

**31.** (1) The Finance Committee shall consist of the following:-

<sup>1</sup>[(a) the Pro-Vice-Chancellor or, if there is more than one, the Pro-Vice-Chancellor to be nominated by the Chancellor;]

(b) the Treasurer;

(c) one person to be nominated by the Syndicate;

(d) one Dean to be nominated by the Academic Council;

<sup>2</sup>[(e) one teacher of the University to be elected by the teachers from among themselves in such manner as may be prescribed by the Statutes;]

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<sup>1</sup> Clause (a) was substituted by section 6 of the Dhaka University (Amendment) Act, 1999 (Act No. VII of 1999).

<sup>2</sup> Sub-clause (e) was substituted by section 3 of the Dacca University (Amendment) Act, 1981 (Act No. V of 1981).

- (f) one person to be nominated by the Senate;
- (g) two experts in the field of finance to be nominated by the Syndicate.

(2) The <sup>1</sup>[The Pro-Vice-Chancellor or the Pro-Vice-Chancellors so nominated] of the University shall be the Chairman of the Finance Committee.

(3) A nominated or elected member of the Finance Committee shall hold office for a period of two years.

(4) The Finance Committee shall-

- (a) supervise the income and expenditure of the University;
- (b) advise the Syndicate on all matters relating to accounts, property and funds of the University;
- (c) perform such other functions as may be assigned to it by the Vice-Chancellor, the Senate, the Syndicate or the Academic Council, or prescribed by the Statutes.

**32.** (1) The Planning and Development Committee shall consist of the following:-

- (a) the Vice-Chancellor;
- <sup>2</sup>[(aa) the Pro-Vice-Chancellor or, if there is more than one, the Pro-Vice-Chancellor to be nominated by the Chancellor;]
- (b) the Treasurer;
- (c) four Deans of the Faculties by rotation;
- (d) one architect, one engineer and one expert in the field of finance to be nominated by the Syndicate.

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<sup>1</sup> The words "The Pro-Vice-Chancellor or the Pro-Vice-Chancellors so nominated" were substituted for the words "The Pro-Vice-Chancellor of the University" by section 6 of the Dhaka University (Amendment) Act, 1999 (Act No. VII of 1999).

<sup>2</sup> Clause (aa) was inserted by section 7 of the Dhaka University (Amendment) Act, 1999 (Act No. VII of 1999).

(2) The four Deans shall hold office as members of the Planning and Development Committee for a period of one year by rotation in such manner and in such order as may be prescribed by the Statutes.

(3) The nominated members of the Planning and Development Committee shall hold office for a period of two years.

(4) The functions of the Planning and Development Committee shall be-

- (a) to examine all development plans and schemes of the University and to advise the Syndicate thereon;
- (b) to perform such other functions as may be assigned to it by the Vice-Chancellor, the Senate, the Syndicate or the Academic Council, or prescribed by the Statutes.

**33.** (1) There shall be Selection Boards for recommending the appointment of Professors, Associate Professors, Assistant Professors, Lecturers and other teachers of the University in various subjects.

(2) The constitution and functions of the Selection Boards shall be such as may be prescribed by the Statutes.

**34.** The constitution, powers and duties of other authorities declared by the Statutes to be authorities of the University shall be prescribed by the Statutes.

**35.** (1) A college seeking affiliation to the University shall make a written application to the Inspector of Colleges so as to reach him not later than the 15<sup>th</sup> October preceding the academic year from which the affiliation sought is to take effect:

Provided that the Vice-Chancellor may, in special circumstances, direct that an application seeking such affiliation received after the aforesaid date be entertained.

(2) A college applying for affiliation shall satisfy the University to the effect that-

- (a) it guarantees a satisfactory standard of educational efficiency for the purpose for which affiliation is sought;
- (b) its financial resources are such as to make the provision for its continued maintenance;
- (c) it is under proper management and is suitably organized;
- (d) its buildings are suitable and sufficient;
- (e) the furniture, library and laboratory equipment are adequate;
- (f) the provision for the residence, discipline and supervision of students is satisfactory;
- (g) it has framed such conduct and discipline rules for its students as may be approved by the University;
- (h) due provision has been made for the health and recreation of students;
- (i) the number of its teaching staff with requisite qualifications are adequate, and the conditions of their service are such as may be approved by the University;
- (j) it has framed such efficiency and discipline rules for its teachers and employees as may be approved by the University; and
- (k) it has made provision for such other matters as are necessary for the maintenance of the standards of the University education.

(3) A college applying for recognition in respect of any course of study shall give information on the following matters, namely:-

- (a) standards and subjects in respect of which recognition is sought;

- (b) accommodation, library and laboratory equipment;
- (c) number, qualifications, work, emoluments and conditions of service of teachers;
- (d) provision for hostels, playgrounds and the residence of the Principal and other members of the staff;
- (e) fees proposed to be levied;
- (f) the financial provision made for the continued maintenance of the college; and
- (g) such other matters as may be prescribed by the University Ordinances.

(4) The Syndicate, if satisfied with respect to the matters mentioned in clause (2), shall so affiliate the college:

Provided that affiliation shall in no case be granted with retrospective effect beyond the date on which the application was made:

Provided further that the Syndicate may refuse to affiliate a college if it is satisfied that it is not desirable to grant affiliation to it.

(5) The Syndicate may, after due enquiry and after consultation with the Academic Council, withdraw the affiliation granted to a college, and, after consultation with Faculty concerned, withdraw the recognition granted to a course of studies in a college which has failed to comply with the conditions prescribed by the Statutes and the University Ordinances or imposed by the Syndicate at the date of such affiliation or recognition, as the case may be, or at any later date.

(6) The Syndicate shall give the college an opportunity of appearing at any such enquiry and of making representations on its own behalf and shall communicate its decision to the college which shall be entitled to appeal to the Chancellor within thirty days of the receipt of a decision to withdraw such affiliation or recognition and the decision of the Chancellor on the appeal shall be final.

**36.** The University shall set up a Discipline Board and such other Boards as may be prescribed by the Statutes.

**37.** The constitution, powers and duties of the Discipline Board and of all other Boards of the University shall be prescribed by the University Ordinances.

**38.** Subject to the provisions of this Order, the Statutes may provide for all or any of the following matters, namely :-

- (a) the conferment of honorary degrees;
- (b) the institution of Fellowships, Scholarships, Exhibitions and Prizes;
- (c) the designations, powers, duties and conditions of service of teachers and officers;
- (d) the constitution, powers and duties of the Syndicate, the Academic Council and the Faculties;
- (e) the setting up and maintenance of academic museums, schools and institutes for development of teaching and research and administration and management thereof;
- (f) the institution and maintenance of Halls and management of Hostels;
- (g) the mode of appointment of Professors, Associate Professors, Assistant Professors, Lecturers and other teachers of the University;
- (h) the constitution of a pension or provident fund for the benefit of officers, teachers, clerical staff and other employees of the University;
- (i) the constitution, powers and duties of the Governing Bodies of the affiliated Colleges;
- (j) the maintenance of a register of registered graduates; and
- (k) all such matters as are not provided for by this Order.

**39.** (1) The Statutes of the University shall be those set out in the Schedule.

(2) The Statutes may be amended or repealed by the Syndicate in the manner specified hereinafter.

(3) All Statutes shall be submitted to the Senate for ratification.

(4) The Senate may, on receipt of the proposal of Statutes, return it to the Syndicate with the suggestion that the Statutes or a particular provision of the Statutes be reconsidered and that any amendments specified in the suggestion be considered but if the Syndicate again submits the proposal of Statutes with or without the suggested amendments to the Senate, it shall be deemed to have been ratified unless rejected by the two-thirds of the total number of members of the Senate;

Provided that the Statutes relating to the service conditions of teachers, officers and other employees of the University shall be prescribed to the Senate but shall require its ratification.

(5) A Statute proposed by the Syndicate shall have no validity until it has been ratified or deemed to have been ratified by the Senate.

(6) Save as otherwise provided, the Syndicate shall not propose any Statute affecting the status, powers or constitution of any authority of the University.

**40.** Subject to the provisions of this Order and the Statutes, the University Ordinances may provide for all or any of the following matters, namely:-

- (a) the courses of study to be laid down for all degrees, diplomas and certificates of the University;
- (b) the manner in which lectures, work in the laboratories or workshops and other teaching shall be conducted;
- (c) the condition in accordance with which the tutorial instruction shall be given;
- (d) the conditions under which students shall be admitted to the degree, diploma or other courses and to the examinations of the University, and shall be eligible for degrees, diplomas and certificates;



- (e) the admission of students to the University;
- (f) conduct and discipline of the students of the University, and punishment including rustication and expulsion for misconduct and breach of discipline;
- (g) the conditions of residence of the students of the University, the levying of fees for residence in Halls and the licensing of Hostels;
- (h) the fees to be charged for courses of study in the University and for admission to the examinations, degrees and diplomas of the University;
- (i) the formation of Departments in the Faculties;
- (j) the constitution, powers and duties of the Boards of the University;
- (k) the conduct of examinations; and
- (l) all such matters as are not provided for by this Order and the Statutes.

**41.** (1) The University Ordinances shall be made by the Syndicate.

(2) No University Ordinance shall be made-

- (a) affecting the admission of students, or prescribing examinations to be recognised as equivalent to the University examinations or the further qualifications mentioned in clause (2) of Article 46 for admission to the degree courses of the University, unless a draft of the same has been proposed by the Academic Council, or
- (b) affecting the conduct or standard of examinations or any course of study, unless a draft of such University Ordinance has been proposed by the Academic Council in accordance with a proposal of Faculty concerned.

**42.** (1) The authorities and the Boards of the University may make Regulations consistent with this Order, the Statutes, and the University Ordinances-

- (a) laying down the procedure to be observed at their meetings and the number of members required to form a quorum;

- (b) providing for all matters concerning such authorities and Boards and not provided for by this Order, the Statutes and the University Ordinances.

(2) Every authority of the University shall make Regulations providing for the giving of notice to the members of such authority of the dates of meetings and of the business to be considered at meetings, and for the keeping of a record of the proceedings of such meetings.

(3) The Syndicate may direct annulment of any Regulation or amendment therein in such manner as it may specify.

**43.** Every student of the University shall reside at such places and under such conditions as may be prescribed by the Statutes and the University Ordinances.

**44.** The Halls of the University shall be such as may be prescribed by the Statutes.

**45.** (1) The Hostels shall be such as may be approved and licensed by the Syndicate subject to such general or special conditions as may be prescribed by the University Ordinances.

(2) The Wardens and Superintending staff of Hostels shall be appointed in the manner prescribed by the Statutes.

(3) The conditions of residence in Hostels shall be prescribed by the University Ordinances, and every Hostel shall be subject to inspection by any member of the Discipline Board authorised in this behalf by such Board and by any officer of the University authorised in this behalf by the Syndicate.

(4) The Syndicate shall have power to suspend or withdraw the licence of any Hostel which is not conducted in accordance with the conditions prescribed by the University Ordinances.

**46.** (1) Admission of students to the University for degrees of Bachelor of Arts, <sup>1</sup>[Bachelor of Business Studies] and Bachelor of Science and higher degrees shall be made by an Admission Committee appointed for the purpose by the Academic Council.

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<sup>1</sup> The words "Bachelor of Business Studies" were substituted for the words "Bachelor of Commerce" by section 3 of the Dhaka University (Amendment) Act, 1995 (Act No. XVII of 1995).

(2) No student shall be eligible for admission to a course of study for a degree in the University or any of its affiliated colleges, unless he has passed the Intermediate Examination of the Board of Intermediate and Secondary Education, Dhaka or any other authority incorporated by any law for the time being in force in Bangladesh, or an examination recognised under the Statutes as equivalent thereto, and possess such further qualifications as may be prescribed by the University Ordinances:

Provided that for admission to a five-year course of study for a degree of Bachelor of Arts in Fine Arts students who have passed the Matriculation or the Secondary School Certificate Examination of the Board of Intermediate and Secondary Education, Dhaka or the Matriculation or Secondary School Certificate Examination of any other authority incorporated by law, for the time being in force in Bangladesh, or any examination recognised under the Statutes as equivalent thereto, and possess such further qualifications as may be prescribed by the University Ordinances, shall be so eligible.

(3) The conditions under which students may be admitted to the diploma courses of the University shall be prescribed by the University Ordinances.

(4) For the purpose of admission to a course of studies the University shall not, without the previous sanction of the Government, recognise as equivalent to its own degree any degree conferred by any other University or as equivalent to the Intermediate Examination, any examination conducted by any authority other than a University or a Board of Intermediate and Secondary Education or other authority incorporated by law for the time being in force in Bangladesh:

Provided that the University may admit a student from a foreign country to any of its courses of study if the Academic Council is satisfied that his qualifications are equivalent to those required for admission to the course.

**47.** (1) All arrangements for the conduct of examinations shall be made by the Controller of Examinations, and all examiners shall be appointed by the Academic Council in the manner specified in this Order and the University Ordinances.

(2) If during the course of an examination any examiner becomes, for any reason, incapable of acting as such, the Vice-Chancellor shall appoint an examiner to fill the vacancy.

(3) At least one examiner who is not a member of the University shall be appointed for each subject included in a Department and forming part of the course which is required for a University degree.

(4) The Academic Council shall appoint Examination Committees consisting of such members of its own body, or of such other persons, or of both, as it thinks fit, to moderate examination questions, to prepare the results of the examinations and to report such results to the Syndicate for publication.

**48.** The annual report of the University shall be prepared under the direction of the Syndicate and shall be submitted to the Chancellor on or before the 31<sup>st</sup> January of the following academic session.

**49.** (1) The annual accounts and the balance sheet of receipts and expenditure of the University shall be prepared under the direction of the Syndicate and shall be submitted to the Commission for the purposes of audit.

(2) The accounts together with copies of the audit report shall be submitted to the Commission.

**50.** The Chancellor may with the concurrence of not less than two-thirds of the total number of members of the Syndicate, remove the name of any person from the register of registered graduates.

**51.** If, in the absence of any clear provisions in this Order, the Statutes or the University Ordinances, any question arises as to whether any person is entitled to be a member of any authority or of any other body of the University, the matter shall be referred to the Chancellor whose decision thereon shall be final.

**52.** (1) An appeal against the order of any officer or authority of the University affecting any person or class of persons in the University may be made by petition to the Chancellor who shall, send a copy on receipt of the petition thereof to the officer or authority concerned, and shall give such officer or authority an opportunity to show cause why the appeal should not be entertained.

(2) The Chancellor may reject any such appeal or may, if he thinks fit, appoint an Enquiry Commission consisting of such persons as are not officers of the University or members of any authority thereof, to inquire into the matter and to submit to him a report thereon.

(3) The Chancellor shall, on receipt of the Enquiry Commission's report, send a copy thereof to the Syndicate and the Syndicate shall take the report into consideration and shall, within three months of the receipt thereof, pass a resolution thereon which shall be communicated to the Chancellor, who shall then take such action on the report of the Enquiry Commission and resolution of the Syndicate as he may think fit.

(4) An Enquiry Commission appointed under clause (2) may require any officer or authority of the University to furnish it with such papers or information as are, in the opinion of the Enquiry Commission, relevant to the matter under inquiry, and such officer or authority shall be bound to comply with such requisition.

**53.** Where any authority of the University is authorised by this Order or the Statutes to appoint a Committee, such Committee shall, unless otherwise provided, consist of one or more members of the authority concerned and of such other persons, if any, as the authority in each case may determine.

**54.** All casual vacancies in the office of the members other than *ex-officio* members of any authority or of any other body of the University shall be filled, as soon as may be, by the person or the body who nominated the member whose place has become vacant, and the person nominated to a casual vacancy shall be a member of such authority or body for the residue of the term for which the person whose place he fills would have been a member.

<sup>1</sup>[55. No act or proceedings of any Authority or other body of the University shall be invalid or be called in question merely on the ground of the existence of any vacancy in such Authority or body, or of the failure or defect in making or holding any appointment, nomination or election to, or of any other defect in the formation of, such Authority or body.]

**56.** (1) Every salaried teacher and officer of the University shall be appointed on a written contract which shall be lodged with the Registrar of the University, and a copy of the contract shall be furnished to the teacher or officer concerned.

(2) The service conditions shall be determined without any prejudice to the freedom of the teacher or officer to hold any political views and to keep association with any lawful organisation outside the University and shall be clearly stated in the contract:

Provided that if a teacher or other salaried employee of the University seeks election as a Member of Parliament, he shall before the date for filing of nominations, resign from the service of the University.

(3) A teacher or officer of the University may be dismissed only on grounds of moral turpitude or inefficiency, but no such teacher or officer shall be dismissed unless an enquiry into the charges of moral turpitude or inefficiency is held by an Enquiry Committee on which the teacher or the officer may be represented by a person nominated by him.

(4) Any public officer whom it is proposed to appoint to a post in the University shall, subject to the approval by the Government, have the option-

- (a) of having his services lent to the University for a specified period and remaining liable to recall to the service of the Government at the end of that period; or
- (b) of resigning service of the Government on entering the service of the University.

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<sup>1</sup> Article 55 was substituted by section 2 of the Universities Laws Amendment Ordinance, 1975 (Ordinance No. LXII of 1975).

**57.** (1) The University shall, in such manner and subject to such condition as may be prescribed by the Statutes, constitute for the benefit of its employees such pension, insurance, benevolent, gratuity or provident fund as it may deem fit.

(2) Where any provident fund has been constituted, the Government may declare that the provisions of the Provident Fund Act, 1925 (Act XIX of 1925), shall apply to such funds as if it were a Government Provident Fund.

**58.** The Government or the Commission shall contribute annually to the University such sum of money as may be determined by them.

**59.** (1) The Dhaka University Ordinance, 1961 (E.P. Ord. No. XXIII of 1961), is hereby repealed.

(2) Notwithstanding the aforesaid repeal, anything done, action taken, obligation or liability incurred, rights and assets acquired, person appointed or authorised, jurisdiction or power conferred, endowment, bequest, fund or trust created, donation and grant made, scholarship, studentship or exhibition instituted, affiliation granted and orders issued under any of the provisions of the said Ordinance, or Statutes, University Ordinances, and Regulations made thereunder, so far as they are not inconsistent with the provisions of this Order or Statutes, University Ordinances and Regulations made hereunder, shall be continued and, so far as may be, deemed to have been respectively done, taken, incurred, acquired, appointed, authorised, conferred, created, made, instituted, granted or issued under this Order or the Statutes, University Ordinances or Regulations made hereunder and any documents referring to any of the provisions of the said Ordinance, or Statutes, University Ordinances or Regulations made thereunder shall, so far as may be, considered to refer to the corresponding provisions of this Order or the Statutes, University Ordinances or Regulations made hereunder.

**60.** Upon the coming into force of this Order, the existing Syndicate, Academic Council and all other authorities, committees and bodies constituted under the repealed Ordinance shall continue to function until a new Syndicate, Academic Council and other authorities, committees and bodies are duly constituted under this Order, and all persons holding

office under the repealed Ordinance shall continue to function till new appointments or nominations are made or elections are held according to this Order.

**61.** If any difficulty arises with respect to the functioning of the University or in connection with the first meeting of any authority of the University or otherwise in first giving effect to the provisions of this Order, the Chancellor may, at any time before all the authorities of the University have been constituted, by order make any appointment or do anything, consistent, so far as may be, with the provisions of this Order and the Statutes, which appears to him necessary or expedient for the purpose of removing the difficulty; and every such Order shall have the effect as if such appointment or action has been made or taken in the manner provided in this Order:

Provided that before making any such Order or taking any such action, the Chancellor shall ascertain and consider the opinion of the Vice-Chancellor.

## **THE SCHEDULE**

### **The First Statutes of the University**

**1.** In these Statutes, unless the context otherwise requires, the following expressions shall have the meaning hereby respectively given to them, that is to say:

- (a) "Order" means the Dhaka University Order, 1973 (P.O. No. 11 of 1973);
- (b) "Article" means an Article of the Order; and
- (c) "Officers", "authorities", "Professors", "Associate Professors", "Assistant Professors", "Lecturers", "teachers", "clerical staff", and "registered graduates" mean respectively officers, authorities, Professors, Associate Professors, Assistant Professors, Lecturers, teachers, clerical staff and registered graduates of the University of Dhaka.