An Act Made to establish Kathmandu University

Preamble: Whereas it is expedient to establish and manage an University in non-governmental sector to operate higher level educational institutions for study, teaching and research in different fields like Arts, Science, Management and Technolo

This Act has been made by the Parliament in the 20th year of reign of His Majesty King Birendra Bir Bikram Shah Deva

1. Short Title and Commencement: (1) This Act shall be called Kathmandu University Act, 2048 (1991)

   (2) This Act shall come into force on and from such date as His Majesty's Government may, by notificatior published in the Nepal Gazette, appoint

2. Definitions: In this Act, unless the subject or context otherwise requires:

   (a) 'University' means Kathmandu University established under this Act.

   (b) 'Senate' means University senate under Section-4 of this Act.

   (c) 'Executive Council' means the Executive Council under Section 6 of this Act.

   (d) 'Academic Council' means the academic council under Section 8 of this Act.

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Sushil Koirala
5th Dec. 1991
Publication Officer

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(e) 'Dean' means the Chief of different faculties established under the University.

(f) 'School' means an institution where the programmes of every faculty of the university are to be run.

(g) 'College' means an educational institute which is affiliated to the University.

(h) 'Principal' means the principal of a College.

(i) 'Prescribed' or ' as prescribed' means prescribed or as prescribed by rules made under this Act.

3. Establishment of the University: (1) Kathmandu University shall be established to operate educational institutions of higher education in the fields of arts, science, management and technology.

(2) The University shall be an autonomous corporate body having perpetual succession.

(3) The University shall have its own seal.

(4) The University may receive, use sale or dispose of, pledge or manage in any other way any movable or immovable properties as an individual.

Tusuji Koirala

(5) The University may sue or be sued in its name as an individual.

(6) Central Office of the University shall be located at Dhulikhel.

4. Constitution of the Senate: (1) There shall be an University senate consisting of the following members:

(a)	The Chancellor	Chairman
(b)	The Pro-Chancellor	Member
(c)	The Vice-Chancellor	,,
(d)	The Registrar	Member Secretary
(e)	The member, National Planning Commission (in charge of Educational desk)	Member
(f)	Secretary, Ministry of Education and Culture	,,
(g)	Secretary, Ministry of Finance	,,
(h)	Deans of Faculties	,,
(i)	One person from among the Principals	,,
(j)	Chief, Banepa Municipality	,,

Tusnikhola

(k) Chief, Dhulikhel Municipality — Member

(l) Three persons from among the Parliament members — ,,

(m) Two persons from among the donors — ,,

(n) Five persons from among the high standing intellectuals — ,,

(o) One person from among the industrialists — ,,

(p) Two persons from among the teachers — ,,

(q) One person from among the students — ,,

(r) Chief Librarian of the University — ,,

(2) The members under clause (i), (m), (n), (o), (p), (q) of sub-section (1) shall be nominated by the Senate on the recommendation of Executive Council and the members under clause (l) shall be nominated by the chancellor on the recommendation of the Pro-chancellor.

(3) The term of office of the nominated members shall be of 3 years.

(4) The Senate shall be a supreme and authorised body of the University.

Bhusnu Khanal

5. <u>Functions, Rights and Duties of the Senate:</u> Functions, rights and duties of the Senate shall be as follows:-

(a) To conduct and manage programmes of concerned subjects.

(b) To make necessary arrangement about the educational affiliation of a college.

(c) To determine and award degrees.

(d) To approve annual programmes and budget of the University.

(e) To approve rules of the University.

(f) To give directions and guidelines to the Schools and affiliated colleges of the University.

(g) To discuss on annual reports and to evaluate, program of the University and institutions under it.

(h) To discuss and approve audit report.

(i) To approve numbers of post of necessary teachers and administrative staffs of different institutions under the University.

(j) To give permission to run new programs, if any.

Bhushan Sharma

7. Functions, Rights and Duties of the Executive Council:

Functions, rights and duties of the Executive Council shall be as follows:-

(a) To execute or cause to be executed the decisions and directions of the Senate.

(b) To observe the policy and guidelines determined by His Majesty's Government.

(c) To prepare annual programmes, budget, progress report, audit report and other proposals to be presented to the Senate.

(d) To accept grants and donations available for the University.

(e) To protect the funds and movable and immovable properties of the University as well as to sale or dispose of them, as necessary, within the policy and direction of the Senate.

(f) To take care and inspect the programmes conducted by the University and to submit reports there-of to the Senate.

(g) To prepare a draft of the rules relating to the University and to submit it to the senate for approv

(h) To appoint personnels as required for the University.

(i) To determine terms and Conditions of Service of the employees and to present it to the Senate.

8. Constitution of Academic Council: (1) There shall be an Academic Council of the University as a main body in its educational and academic sectors consisting of the following members:

(a) Vice-Chancellor	Chair person
(b) Registrar	Member
(c) Deans of Faculties	"
(d) Five persons form anong the chairperson of the Subject Committes	"
(e) Two persons from affiliated Colleges	"

(2) Nomination of Members Other than ex-officio members shall be made by the Senate.

(3) The term of office of the nominated members shall be of 3 years.

9. Functions Rights and Duties of the Academic Council:-

The functions, rights and duties of the Academic Council shall be as follows:

(a) To act as a main authority in educational and academic matters of the University.

Bonusri Eirala

(b) To determine the quality of study and teaching, curriculum, standard and types of examinations, methods of evaluation, teaching materials, numbers and qualification for the admissi of Students.

(c) To formulate policies relating to research and to approve research programmes.

(d) To evaluate educational programmes of the students.

(e) To determine educational and research standards.

(f) To arrange for awarding honourary Degrees.

(g) To prescribe minimun qualification of the teachers of various levels.

10. Organisation of the University: (1) The Collective form of the Chancellor, Vice- Chancellor, Registrar, Deans and affiliated colleges shall constitute the University.

(2) There shall be prescribed Schools for prescribed Subjects for higher education.

(3) Functions, rights and duties of the Schools shall be as prescribed.

(4) Provisions in regard to Colleges shall be as prescribed.

11. Responsibility and Delegation of Authority:

Bansi Birla

(1) All powers of the University shall be vested in the Senate under this Act and rules made under it.

(2) The Senate may delegate all or some of its powers, Conferred by this Act or rules made under it, to the Executive Council Academic Council and other officials or to the committees as prescribed .

12. Officials : There shall be following officials in the University :-

(a) Chancellor

(b) Pro-Chancellor

(c) Vice- Chancellor

(d) Registrar

(e) Deans

(f) Other officials.

13. The Chancellor : (1) The Primeminister shall be the Chancellor of the University.

(2) Minister for Education shall be the Pro- chancellor of the University.

(3) The Chancellor shall be the Chief of the University and the Chairperson of the Senate.

Sunil Gosrala

(4) The Chancellor shall have a right to inspect and inquire or Cause to do so about the University or any other subjects or materials concerned to the University.

(5) The Chancellor may cancel all actions made against this Act or the rules made under it.

(6) Other rights of the Chancellor shall be as prescribed.

(7) Function as prescribed to be performed by the Chancellor may be caused to be performed by the pro-Chancellor.

14. Vice-Chancellor : (1) Person recommended by a three members Committee constituted by the Senate shall be appointed by the Chancellor in the post of Vice- Chancellor of the University for a period of four years.

(2) The Vice-Chancellor shall be the Chief administrative official of the University.

(3) The Vice Chancellor shall be a full time and a paid official. His remuneration and other terms and conditions of his services shall be as prescribed.

(4) In the absence of the Chancellor and the Pro-chancellor, the vice-chancellor shall chair the University Senate.

Bhushan Lal

(5) It shall be the duty of the Vice-Chancellor to observe and cause to be observed this Act and the rules made under it, and for this purpose, if he thinks urgent to take any emergency action he may take such action as he deems reasonable and necessary; and he shall inform the concerned authorities or agencies of so doing as soon as possible.

(6) The Vice-chancellor shall implement the decisions or orders of the Senate :

(7) There shall be a general Control of Vice-Chancellor over the educational and academic procedings of the University.

(8) All agendas of Senate shall be presented through the Vic-Chancellor.

(9) The Vice-Chancellor shall implement all the functions of the University under the direction of the Senate.

15. Registrar: (1) Appointment of the Registrar of the University shall be made by the Chancellor for a term of four years on the recommendation ot the Vice-Chancellor.

(2) The Registrar shall be a full time and a paid official of the University.

Munshi Ghosala

(3) The Registrar shall certify the decisions or orders of the Senate.

(4) The Registrar shall have a right to perform or cause to be performed all kinds of administrative and academic functions of the University with responsibility.

(5) General administration, fiscal administration and academic programmes of the University shall be performed under the Registrar.

(6) Provision for other functions, rights and duties and remuneration of the Registrar will be as prescribed.

16. Deans and other officials :

(1) The appointment of Dean shall be of 3 years.

(2) The Dean shall be the Chief of the faculty and full time official.

(3) The Dean shall be appointed by the Executive Council.

(4) The functions, rights and duties of the Dean and other officials shall be as prescribed.

17. School: The major educational activities of the University shall be conducted in Schools. Schools shall be established for the faculties of Arts, Science, Management, Technologies etc.

Bhushan Gorala

18. Educational Council (Vidhaya Parishad):

(1) There shall be an Educational Council to conduct the educational and academic programs in every School.

(2) There shall be various subject Committees under the Educational Council of the school to determine the curricula of various educational and academic subjects to be adopted in every school.

(3) The composition and other functions, rights and duties of the Educational Council and the subject Committees shall be as prescribed.

19. Auditing : Audit of the University shall be made by the audito appoined by the Senate.

20. Requirements for admission in the University : It is necessary to pass specified examination to obtain admission in the University.

21. Effects of dissolution : In the case of dissolution of the University all the property of it shall be transfered to His Majesty's Government.

22. Power to make Bye-Laws : The University may frame necessary rules to implement the objectives of this Act.

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Bhusan Sinvala
5th Dec. 1991
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