

ABSTRACT

HIGHER EDUCATION DEPARTMENT – Conversion of Government Arts and Science and Education Colleges into the constituent colleges of the Universities to which they are affiliated – Enactment of Acts amending the Acts of the Universities concerned – Grievances of the Government College Teachers Associations - Constitution of the High Level Committee – recommendations of the committee – Orders – Issued.

Higher Education (K2) Department.

G.O. (Ms) No: 279

Dated:01-10-2002.

Read :-

1. From the Tamil Nadu Government College Teachers Associations representation dt:23-08-2002.
2. G.O. (Ms) No:251, Higher Education Department, dt:5-9-2002.

ORDER :

The Government have taken a policy decision to convert all the Government Arts and Science and Education Colleges into the constituent colleges of the Universities concerned with a view to provide quality higher education in the Government Colleges by providing improved infrastructure facilities of the College campus, latest equipments, teaching modes in the laboratories and updated library etc. by getting financial assistance from the Government of India Agency like University Grants Commission, Department of Science and Technology etc. with a view to achieve the above object the following enactments of the Acts were made by the Government :

- i. The Mother Teresa Women's University (Amendment) Act, 2002,
1. ii. Thiruvalluvar University Act, 2002,
2. iii. The Tamil Nadu Universities Laws (Amendment) Act, 2002,

by virtue of the above enactment of the Acts, the teaching and non-teaching staff of the Government Colleges under the control of Director of Collegiate Education on the notified date become the employees of the Universities concerned and have ceased to be employees of the Government. Similarly, provisions have been made in the above Acts for the transfer of the staff of the Government Colleges to the university side along with the accumulations in Provident Funds and Pension Funds etc. to the respective universities on the notified date.

2. Though the above said Acts have been assented to by the President of India / Governor and published in the Tamil Nadu Government Gazette, they have not been brought into force.

3. Consequent on the enactment of the Acts referred to in Para 1 read above, the Government have received representations from the Government College Teachers Associations raising the following issues :-

- a) to continue their status as Government servants, even after their transfer to the constituent colleges of the university,
- b) to continue the arrangement of payment of salary by the Government even after their transfer to the constituent colleges of the university,
- c) the pension benefits shall be continued to be borne and disbursed by the Government even after their transfer to the constituent colleges of the university,

4. The Government constituted a Committee in the G.O. 2nd read above under the Chairmanship of the Chief Secretary to Government to examine the grievance of the Government college Teachers Associations. Accordingly, the Committee met on 12-9-2002 and 26-9-2002, to take into consideration that the Associations have not responded to the invitation extended to them to come and make oral representations, deliberated on the various issues pertaining to the transfer of Government colleges as constituent colleges in the light of the earlier representations of the Government College Teachers Associations and also the fact that all the three enactments namely (1) The Mother Teresa Women's University (Amendment) Act, 2002, (2) Thiruvalluvar University Act, 2002 and (3) The Tamil Nadu Universities Laws (Amendment) Act, 2002 have been duly assented to by the President of India or the Governor of Tamil Nadu, as the case may be, and made the following observations and recommendations:-

- i. The existing teaching and non-teaching staff of the constituent colleges of the Universities concerned (erstwhile Government colleges) on the notified date may continue to be Government servants for the purpose of regulating the service condition of drawal of panel, promotion to the higher posts, drawal of pay and allowances, age of retirement and settlement of terminal benefits even after their transfer as constituent colleges of the Universities.
- ii. Though the existing staff of the Government colleges may continue to be Government servants even after the transfer of the colleges to the Universities concerned, the administrative and academic control over the staff of the constituent colleges may be with the Universities concerned through the statutes to be framed by the University in consultation with the Government. The relevant Acts may be amended appropriately providing for this recommendation and the recommendation (i) above which are in the nature of transitory provisions for meeting the requests of the teachers associations.
- iii. The Principals of the colleges may continue to be drawing officers for drawing the pay and allowances of the teaching and non-teaching staff transferred to the constituent colleges and the present procedure such drawal may be continued.
- iv. The Director of Collegiate Education may continue to be responsible for the financing budgeting and enforcing the financial discipline of the constituent colleges

(erstwhile Government colleges) of the various Universities in respect of the incumbents transferred from the Government colleges.

1. v. The regulation of the GPF and pension and terminal benefits of all the teaching and non-teaching staff of the constituent colleges of the Universities concerned transferred from the Government colleges may continue to be administered by the Government, following the existing procedures.

vi. Regarding the service conditions governing the promotions of the transferred Government College teaching and non-teaching staff of the constituent colleges of the Universities concerned (erstwhile Government colleges), the Director of Collegiate Education may continue to be the officer for drawal of panel for promotions to the higher post to the various teaching and non-teaching posts of the constituent colleges of the universities concerned by treating all the transferred teaching and non-teaching staff of the constituent colleges of all the universities as one unit .

vii. The present procedure for promotion to the post of Joint Director of Collegiate Education from among the Principals and to the Post of Director of Collegiate Education from among the Principals and Joint Directors may be continued.

viii. The vacancy position in the constituent colleges will be reviewed by the Government annually and due action will be taken by the Government.

ix. As regards the students admission in the constituent colleges, the present procedure of admitting the students adhering to communal reservation will be continued as provided for in the relevant Acts and in the Government orders in the matter.

x. The existing scholarship schemes available to BC, MBC and SC/ST students will continue to be available to them even after the Government Colleges become constituent colleges of the affiliating universities. The Government may ensure that the students belonging to BC, MBC and SC/ST communities will not face any hardship towards payments of fees in the constituent colleges.

xi. Access of Higher Education to Women Students will not be affected in any manner consequent on the conversion of the Government Colleges into the constituent colleges.

xii. As regards the tuition fees of the students in the constituent colleges, now there is no proposal for the increase consequent on the conversion of the Government colleges into the constituent colleges of the universities concerned.

xiii. Necessary action may be taken for issuing necessary amendment to the Tamil Nadu State Service Rules governing the Directorate of Collegiate Education and the three enactments namely (1) The Mother Teresa Women's University (Amendment) Act, 2002, (2) Thiruvalluvar University Act, 2002 and (3) The Tamil Nadu Universities Laws (Amendment) Act, 2002.

5. The Government have examined the report of the committee constituted the G.O. 2nd read above. In its report the committee has outlined that,

(i) the present move by the Government to transfer the Government colleges to the Universities is the next step in the evolutionary process of development and it gives a higher status to these colleges. It is also expected that the move will provide a closer association with the expertise available in the Universities leading to an opportunity to get larger amounts of development and research grants from various Central Government sources. In due course these colleges may become model colleges for others to follow.

(ii) The move to transfer the Government colleges to the Universities is expected to lead to an upgradation of these colleges in order to meet the challenge of globalization.

(iii) The present move to transfer the Government colleges to the Universities will lead to taking the Universities to the small towns. Thus the youngsters even in small towns will get the benefit of the facilities of the Universities at their place of residence.

(iv) As a result of the transfer of Government colleges to the Universities the scope for improving the infrastructure facilities and introducing of new innovative courses of study with financial assistance from the central agencies like University Grants Commission, Departments of Science and Technology, Bio-Technology, Ocean Development, Youth Welfare and International Bodies, etc. would increase and in course of years these colleges may be able to grow into model institutions providing higher education to a large number of youngsters of the State a variety of relevant courses of study.

(v) The concept of conversion of Government into the constituent colleges of the universities concerned emanated in the year 1923, when the Madras University Act, 1923 was notified and about 77 universities in the country are already having constituent colleges and therefore the conversion move of the Government is not a new concept.

6. The recommendations of the Committee have been examined by the Government and after careful consideration, the Government have decided to accept all the recommendations and implement those recommendations by making necessary amendments to the Tamil Nadu State Service Rules governing the Department of Collegiate Education and also by amending the three enactments namely (1) The Mother Teresa Women's University (Amendment) Act, 2002, (2) Thiruvalluvar University Act, 2002 and (3) The Tamil Nadu Universities Laws (Amendment) Act, 2002 by way of issue of ordinances. The recommendations of the Committee accepted above by the Government will come into the force on the notified date of the amendments to be issued to the three enactments referred to above and also to the Tamil Nadu State Service Rules as the case may be.

7. The Director of Collegiate Education is directed to forward necessary proposals for bringing suitable amendments to the Tamil Nadu State Service Rules governing the department of Collegiate Education with a view to give effect to the recommendations of the Committee.

8. This order issues with the concurrence of the Finance Department Vide its U.O. No:4540/FS/P/2002, dated:30-09-2002.

(BY ORDER OF THE GOVERNOR)

**SUKAVANESHVAR
CHIEF SECRETARY TO GOVERNMENT.**

TO

The Vice-chancellors / Registrars of all Universities.
The Director of Collegiate Education , Chennai-6.
The Member-Secretary, Tamil Nadu State Council for Higher Education, Chennai-5.
The Secretary, University Grants Commission, New Delhi.
The Secretary to Government of India, Ministry of Human Resources Development, Department of Higher Education, Sasthri Bhavan, New Delhi.
The Secretary to Governor, Raj Bhavan, Chennai-22.
The Secretary to Chief Minister, Chennai-9.
The Senior PA to Minister for Education / Finance / Law, Chennai-9.
The Private Secretary to Chief Secretary, Chennai-9.
The Accountant General, Chennai – 9 /18.
The All Pay and Accounts Officer.
The all Treasury Officers / Sub-treasury Officers.
The Government College Teachers Association, No:2, Sydogi Street, Triplicane, Chennai-5.
The Government College Teachers Mandram, No:4, Saravana Flats, (New No:67, Old No:30),
II Main Road, Gandhi Nagar, Adyar, Chennai-20.

Copy to:

Finance / P & AR / Law Departments, Chennai-9.
All Sections in Higher Education Department, Chennai-9.
All departments in Secretariat, Chennai-9.

// forwarded by order //

SECTION OFFICER.