

[Authorised English Translation]

HARYANA GOVERNMENT
EDUCATION DEPARTMENT

Notification

The 6th April, 2007

No. S.O. 36 /H.A. 32/2006/S. 47/2007.—In exercise of powers conferred under sub-section (1) read with sub-section (2) of section 47 of the Haryana Private Universities Act, 2006 (32 of 2006), the Governor of Haryana hereby makes the following rules for establishment of private universities in the State of Haryana, namely :—

1. (1) These rules may be called the Haryana Private Universities Rules, 2007.

Short title and commencement.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In these rules unless the context otherwise requires.—

Definitions.

(a) "Act" means the Haryana Private Universities Act, 2006 (32 of 2006);

(b) "application fee" means the amount deposited by the sponsoring body along with the proposal and project report to establish a university in private sector;

(c) "committee" means a committee constituted under sub-section (3) of section 4 and sub-section (2) of section 5;

(d) "land" means land meant for the establishment of the main campus of the university but shall not include land on which "off-campus centre", "off-shore campus" and "study centre" are located or which is not used for the exclusive purpose of running of the university;

(e) "section" means section of the Act;

(f) "university" means a university established under section 6; and

(g) words and expressions, used but not defined in these rules and defined in the Act, shall have the meanings assigned to them respectively in the above said Act.

3. (1) Application for establishment of the university shall be submitted to the Government at least 365 days earlier than the date on which the sponsoring body proposes to establish the university. At the time of submission of application the sponsoring body shall be in the ownership of the minimum quantum of land as per provisions contained in section 9 and shall furnish a 'No Objection Certificate' from the appropriate authority regarding legality of use of land for educational purpose.

Application for establishment of University sections 4 (1) and 47 (2) (a).

Explanation — "appropriate authority" in case of land falling in rural areas being the Town and Country Planning Department and Municipal Committee in case of land falling within municipal limit or Haryana Urban Development Authority colony area.

(2) Application shall be duly acknowledged by the education department.

(3) Application shall be signed by the person authorized to authenticate instruments on behalf of sponsoring body.

(4) Application fee (non-refundable) of Rs. 10,00,000/- (Ten lacs rupees) shall be sent along with the application through a crossed account payee bank draft in favour of Higher Education Commissioner, Haryana, Chandigarh, payable at Chandigarh. The money received on account of application fee shall be deposited by the Higher Education Commissioner in public ledger account to be opened by him. Office expenses and other related expenses for this purpose shall be met out of this account.

(5) Application for the establishment of the university shall be accompanied by at least ten copies of the detailed project report (including ten soft copies) in the format appended as Annexure - 1

(6) The project report shall contain particulars as mentioned in sub-section (2) of section 4. Applications rejected under sub-section (3) of section 5 or rule 4 (2) of these rules shall not be reconsidered. The sponsoring body may, however, apply afresh for a new or a modified project under section 4 along with application fee, not earlier than 6 months from the date of rejection of previous proposal.

Letter of Intent
section 5 (1).

4. (1) After the receipt of the report of the committee constituted under sub-section (3) of section 4, if the Government is satisfied that it is advisable to establish a university, a letter of intent may be issued under sub-section (1) of section 5 to the sponsoring body to fulfill the conditions mentioned in section 5 (1) (i to ix).

(2) If the Government is not so satisfied, it shall inform the sponsoring body preferably within three months, that their proposal has been rejected.

Endowment
Fund
sections 11 and
17 (2)(c)

5. (1) The endowment fund shall be pledged in the name of Higher Education Commissioner, Haryana, who shall also be the custodian for all documents and instruments related to the endowment fund and its investment in accordance with the provisions of the Act.

(2) In case the university or the sponsoring body contravenes any of the provisions of the Act, Statutes, Ordinances, regulations or rules made thereunder, a part or whole of the endowment fund may be forfeited by the Government but before such forfeiture, a show cause notice shall be served by the Government on the sponsoring body or the university, as the case may be.

(3) The Government shall, among other things, duly consider the reply submitted by the sponsoring body/university.

(4) In case the reply to show cause notice issued under sub rule (2) is not submitted by the sponsoring body or the university within 45 days of the notice, the Government may decide the case without waiting for such reply.

(5) The forfeited amount of endowment fund shall be used in the manner to be specified by the Government at the time of forfeiture.

ANNEXURE-I

[Section 3(5)]

Application Form for the Establishment of Private University in Haryana.

Details of Sponsoring Body:-

(i) Name

(ii) Address with e-mail, Phone number:

**(iii) The Society Registration Act No.
or the Trust Act No.**

(a) Registration Number

(b) Date of Registration

(c) Place of Registration

**(Attach Copy of Registration of Society/Trust along with details of
constitution, memorandum of association of the Society/Trust)**

(iv) Legal Status in Haryana and in India

**(v) Names and year(s) of Establishment of the Institutions, if already
established by the Sponsoring Body:**

(vi) Organizational Information (Enclose Catalogue/Brochure):

(vii) Year of commencement of Programme(s):

(viii) Details of relationship with the bodies incharge of Education, Technical/Professional Education, Medical Education etc. (i.e. All India Council for Technical Education, Bar Council of India, Council of Scientific and Industrial Research, Indian Council of Agriculture Research, Medical Council of India, National Council of Teacher Education, Pharmaceutical Council of India, University Grants Commission, etc.):

(ix) Details of application fee i.e. name of the Bank, amount, demand draft number and date:

(x) Details of land available with the sponsoring body along with the certificate issued by the competent authority regarding the classification of land

(Attach copy of letter from competent authority for classification of land, if claimed to be within the limits of Municipal Corporation of Metropolitan City/State Capital/District Head Quarter)

Area

Whether owned by the applicant Society/Trust: Yes No

If yes, then Area

/Acres

Hectares

(Attach Copy of land documents)

Whether the land is registered through a

Sale Deed :

Gift Deed :

Leased by Government in the name of the Applicant Society/Trust/Proposed Institution

If yes, then —

Registration Number _____

Date of Registration _____

Place of Registration _____

If the land is on lease from Government bodies then the purpose for which it was leased and period of lease granted

(Land, if leased from private bodies/persons is not acceptable.)

Any loans / mortgage raised against the titles of the land:

Yes No

Whether the land has been exclusively earmarked for the Proposed Institution by any resolution :

Yes No

If land is agricultural, then conversion certificate from Local Government/ Competent Authorities :

Yes No

(Attach copy of land use certificate)

Whether the Applicant Society/Trust has submitted copy of proposal simultaneously to Concerned Regional Office Yes No

(xi) Project Report as detailed in sub-section (2) of section 4 of the Act

(xii) Details of Financial Resources

Availability of Funds in the name of Applicant Society/Trust.

[Please note that Bank Guarantees against mortgage of land, building and assurance are not acceptable]

Fixed Deposits (Fixed Deposit Receipts/other deposits in the name of the Applicant Trust/Society) [Attach Xerox copy of FD Receipt Front and Back Side]

Fixed Deposit Receipts Amount : Rs. _____ [in Lakhs]

Other Deposits : Rs. _____ [in Lakhs]

Whether the Accounts of the Applicant Society / Trust are audited.

Yes No

[Attach Xerox copy of last three years]

(Attach details of fund available with applicant for the proposed university programme along with xerox copies as above)

(xiii) Information about the proposed programme with respect to the following:

Serial Number	Parameter	In parent state	Proposed in Haryana
1	Nomenclature/Discipline		
2	Entry Level Qualification		
3	Examination Pattern		
4	Evaluation System		
5	Duration of Course		
6	Type Dip/Under Graduate/Post Graduate/Doctor of Philosophy		
7	Intake		
8	Course Curriculum (<i>provide semester wise details</i>)		
9	Fee		

(xiv) Any other relevant information

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A copy of the certificate indicating that the applicant has been registered under a society registered under the Societies Registration Act, 1860 (Central Act 21 of 1860)/a company registered under section 25 of the Companies Act, 1956 (Central Act 1 of 1956) and is approved and accredited by the Government or an agency authorized by the Government of India of its origin.

A copy of certificate indicating details of relationship with the bodies incharge of Education, Technical/Professional Education, Medical Education etc. (i.e. All India Council for Technical Education, Bar Council of India, Council of Scientific and Industrial Research, Indian Council of Agriculture Research, Medical Council of India, National Council of Teacher Education, Pharmaceutical Council of India, University Grants Commission, etc.)

Name and Signature of the Authorized
Signatory of the sponsoring body

Date :

Place :

R. S. GUJRAL,
Financial Commissioner & Principal Secretary
to Government of Haryana, Education Department.