

(TO BE PUBLISHED IN THE GAZETTE OF INDIA PART-I SECTION-1)

No. F.9-42/2006-U.3(A)

Government of India

Ministry of Human Resource Development
(Department of Higher Education)



Shastri Bhawan, New Delhi,
Dated the 20th February, 2009.

NOTIFICATION

Whereas the Central Government is empowered under Section 3 of the University Grants Commission (UGC) Act, 1956 to declare, on the advice of the UGC, an Institution of Higher Learning as an "Institution Deemed-to-be-University".

2. And whereas, a proposal was received from Koneru Lakshmaiah College of Engineering, Green Fields, Vaddeswaram, Guntur District, Andhra Pradesh in July, 2006 seeking to be declared as an 'Institution Deemed-to-be-University' under Section 3 of the UGC Act, 1956 and further, a revised application was received in June, 2007 seeking status of 'deemed-to-be-university' in the name of 'Koneru Lakshmaiah Education Foundation', Governorpet, Vijayawada, Andhra Pradesh that was running Koneru Lakshmaiah College of Engineering;

3. And whereas, the University Grants Commission (UGC) has examined the said proposal and vide its communication bearing F.No.10-2/2007(CPP-I) dated the 09.01.2009, has recommended conferment of status of 'deemed to be university' to Koneru Lakshmaiah Education Foundation, Green Fields, Vaddeswaram, subject to a review after five years;

4. Now, therefore, in exercise of the powers conferred by Section 3 of the UGC Act, 1956, the Central Government, on the advice of the UGC, do hereby declare "Koneru Lakshmaiah Education Foundation", Vijayawada, Andhra Pradesh, as an "Institution Deemed-to-be-University", for the purposes of the aforesaid Act, provisionally for a period of five years, subject to the following conditions:

- (i) Koneru Lakshmaiah Education Foundation shall comprise "Koneru Lakshmaiah College of Engineering, Greenfields, Kunchanapalli Post, Vaddeswaram, Guntur District, Andhra Pradesh, as its constituent teaching unit;
- (ii) Koneru Lakshmaiah Education Foundation shall become an "Institution Deemed-to-be-University" with effect from the date of disaffiliation of Koneru Lakshmaiah College of Engineering from its affiliating university, viz., Acharya Nagarjuna University, Nagarjuna Nagar, Guntur District, Andhra Pradesh;
- (iii) The declaration as made above shall cover only those academic courses that are conducted hitherto by the said Koneru Lakshmaiah College of Engineering under affiliation to the Acharya Nagarjuna University and those courses that it may start in

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(Pto)

future as per the norms of the relevant Statutory Council(s) concerned (such as the AICTE, etc.) and the UGC;

- (iv) Koneru Lakshmaiah Education Foundation shall admit students to the approved academic courses/programmes of Koneru Lakshmaiah College of Engineering, under its ambit, only with effect from the next academic year, i.e. 2009-2010;
- (v) The status of 'deemed-to-be-university' conferred on Koneru Lakshmaiah Education Foundation shall be reviewed after a period of five years.
- (vi) Koneru Lakshmaiah Education Foundation shall maintain the standards and norms as are specified by the All India Council for Technical Education (AICTE) and the UGC from time to time.

5. The declaration that Koneru Lakshmaiah Education Foundation, Vijayawada is an Institution 'Deemed-to-be-University' shall be confirmed after a period of five years on the basis of the aforesaid review by an Expert Committee of the UGC and recommendations of the UGC thereof;

6. The declaration as made in para 4 above is further subject to fulfillment / compliance of the conditions mentioned at Sr. No.4 of the endorsement to this Notification;

7. Neither the Government of India nor the UGC shall provide any Plan or Non-Plan grant-in-aid to Koneru Lakshmaiah Education Foundation or its constituent unit/units.


(Sunil Kumar)
Joint Secretary to the Government of India

The Manager,
Government of India Press,
Faridabad (Haryana) - 121001.

Copy forwarded to: -

1. The Secretary, University Grants Commission, Bahadurshah Zafar Marg, New Delhi - 110002. UGC shall take appropriate action to conduct the review of the Koneru Lakshmaiah Education Foundation, comprising Koneru Lakshmaiah College of Engineering, with help of an Expert Committee in accordance with the procedure prescribed by it for the purpose of such 'reviews' and make necessary recommendations to this Ministry in this behalf.
2. The Member Secretary, All India Council for Technical Education (AICTE), 7th Floor, Chanderlok Building, Janpath, New Delhi - 110001.
3. Director, Distance Education Council (DEC), Indira Gandhi National Open University, Maidan Garhi, New Delhi - 110068.

4. The President, Koneru Lakshmaiah Education Foundation, Museum Road, Governorpet, Vijayawada, Andhra Pradesh, Pincode: 520 002. The declaration as made above in para 4 of this Notification shall be subject to fulfillment/compliance of the following further conditions that:-

- (i) The management as well as all the moveable and immovable assets/properties of Koneru Lakshmaiah College of Engineering (KLCE), Vaddeswaram shall legally vest with Koneru Lakshmaiah Education Foundation (KLEF) Society in the interest of future of students, members of faculty, employees and for maintaining the standards of higher education.
- (ii) The objectives of KLEF Society shall confine to educational and related social and charitable activities. The Society shall not undertake or engage in any activities that are of commercial and profit-making in nature.
- (iii) There shall be no diversion of assets or funds of KLEF Society / KLCE without prior permission of the UGC.
- (iv) The accounts of KLEF Society and that of KLCE shall be open to inspection/audit by the UGC. Suitable provision in this respect shall also be provided for in the Memorandum of Association (MoA) / Rules of KLEF Society in consultation / agreement with the UGC.
- (v) KLEF Society shall take immediate steps to transfer corpus funds existing in the name of KLCE in its name, so as to ensure that the Society has in its name a corpus fund of the requisite amount as per the norms of the UGC. The corpus fund shall be irrevocable in nature, and the bank deposits maintained for this purpose shall be for longer periods and they shall not also be liquidated or closed without the prior consent of the UGC.
- (vi) KLEF Society shall continue to ensure that its Memorandum of Association (MoA) / Rules & Regulations are in line and in accordance with the model MoA/Rules prescribed by the UGC. As and when necessary, the Society shall update or revise or modify its MoA / Rules with the approval of the UGC. Further, specific changes/amendments, if any, suggested by the Government of India or UGC shall also be carried out in the MoA/Rules with the approval of the UGC.
- (vii) The MoA & Rules / Regulations / Bye-laws of KLEF Society shall reflect the name of the teaching institution that forms part the deemed-to-be-university institution (i.e. KLCE).
- (viii) KLEF Society shall submit a legal undertaking (to the UGC) to cover the issues pertaining to earmarking of assets, non-diversion of assets without prior approval of the UGC/Government of India and for providing powers/authority to the UGC to

take control of assets, etc. of the 'Institution deemed-to-be-university' concerned in the event of winding up of or dissolution of the said Institution.

- (ix) The declaration as made above under Section 3 of the UGC Act, 1956 shall not extend to cover other teaching institutions/colleges, if any, established or run by KLEF Society.
- (x) KLEF, as a deemed-to-be-university, shall award degrees in respect of the approved academic courses / programmes of the institution mentioned at para 4 of this Notification, i.e. KLCE, only to those students who are admitted to these courses from the academic year 2009-2010 onwards.
- (xi) As for the students who were already admitted to the academic programmes of KLCE prior to the date of this notification, they shall continue to pursue their courses of study under enrolment and affiliation to the affiliating university concerned, viz., Acharya Nagarjuna University, Nagarjuna Nagar, which shall conduct examinations for them till they complete the courses/ programmes of study they are pursuing at KLCE presently and also award degrees to these students upon successful completion of their respective courses/programmes of study.
- (xii) The academic courses/programmes being offered / to be offered by KLCE/KLEF shall conform to the norms and standards prescribed by the relevant Statutory Councils such as the AICTE, UGC, etc., as the case may be. KLEF shall not offer / award any degree that is not specified by the UGC. It shall also ensure that the nomenclatures of the degrees, etc. to be awarded by it are specified by the UGC under Section 22 of the UGC Act, 1956.
- (xiii) New academic courses/programmes at KLCE shall be started only as per the norms and guidelines prescribed, from time to time, by the Statutory Councils concerned (such as the AICTE, etc.) and the UGC, as the case may be.
- (xiv) KLEF shall take all the required steps to comply with the instructions issued by the UGC vide its circular No.F.6-1(7)/2006(CPP-I) dated the 12th March, 2007 on the subject of accreditation of academic courses/programmes.
- (xv) KLEF shall not start and run any study centre / extension centre / *off-campus* centre / *off-shore* campus without obtaining the requisite prior approval of the UGC / DEC / Government of India, as the case may be.
- (xvi) No distance education programme shall be started by KLEF at KLCE without the specific prior approval of the Joint Committee of the UGC, AICTE and DEC. All relevant guidelines issued by both the DEC and the UGC from time to time in the matter of imparting education through distance mode shall be adhered to by the 'Institution Deemed-to-be-University' and its approved constituent units.

- (xvii) KLEF shall adhere to the instructions of the UGC as contained in its circular No.F.6-1(7)/2006(CPP-I), dated 19th May, 2008 with respect to opening and running of off-campus / off-shore campuses and establishment of new departments / starting of new courses, etc. by the Deemed-to-be-Universities. It shall adhere to / comply with all such guidelines/instructions as are issued by the UGC or DEC or Government of India, from time to time, on this subject matter.
- (xviii) All the prescribed norms and procedures of the relevant Statutory Councils, such as AICTE, UGC, etc. and other authorities concerned, if any, in the matter of admission of students, intake capacity of students, revision of intake capacity of students, starting of new courses/programmes, renewal of approval to the courses, etc. shall continue to be in force, and shall be adhered to by KLEF and KLCE.
- (xix) KLEF shall maintain the infrastructure facilities at KLCE as per the norms prescribed under the guidelines of the UGC pertaining to Deemed-to-be-Universities.
- (xx) KLEF shall follow and abide by all the undertakings that they have already submitted to the UGC or those it is required to submit in connection with and for the purpose of obtaining status under Section 3 of the UGC Act, 1956.
- (xxi) The observations / suggestions made by the Expert Committees of both the UGC and the AICTE in their respective Inspection Reports (submitted to the UGC) shall be complied with by KLEF/KLCE, so as to rectify the deficiencies/weaknesses and to bring about the recommended improvement at the College.
- (xxii) KLEF shall abide by all the norms and guidelines as laid down by the UGC, AICTE, etc. or by the Central Government, from time to time, as are applicable to institutions notified as 'Deemed-to-be-Universities'.
- (xxiii) KLEF shall also not create an impression in the mind of the general public that it has been 'established' under a Central Act. In order to ensure this, it shall, in all its advertisements, public notices, communications, etc., distinctly mention under its nomenclature by inserting, within parenthesis; "*Declared as Deemed-to-be-University" under Section 3 of the UGC Act, 1956*".
5. The Vice-Chancellor / Registrar, Acharya Nagarjuna University, Nagarjuna Nagar, Guntur District, Andhra Pradesh – 522 510. The University is expected to take action in accordance with endorsement 4(xi) regarding the students on the rolls of Koneru Lakshmaiah College of Engineering, Vaddeswaram, who are presently under its enrollment, as per the Certificate-Lr. No.S2/KLC/Deemed Uni./07 dated 29.05.2007.
6. The Principal Secretary to Government of Andhra Pradesh, Higher Education (EC.II) Department, Secretariat, BRKB Bhavan, Hyderabad – 500063.

7. The Secretary, Andhra Pradesh State Council of Higher Education, Opposite Mahaveer Hospital, 1st Floor, JNTU Masab Tank Campus, Mahaveer Marg, , Hyderabad – 500 028.
8. The Commissioner, Department of Technical Education, Government of Andhra Pradesh, 5th & 6th Floors, B.R.K.R. Bhavan, Tankbund Road, Saifabad, Hyderabad – 500 063, Andhra Pradesh.
9. The Principal, Koneru Lakshmaiah College of Engineering, Green Fields, Kunchanapalli Post, Vaddeswaram, Guntur District, Andhra Pradesh – 522 502.
10. Press Information Bureau, Room No.103-B, "A" Wing, Shastri Bhawan, New Delhi-110001.
11. The Secretary-General, Association of Indian Universities, A.I.U. House, 16 Kotla Marg, New Delhi - 110002.
12. Joint Director (Planning) & Web Master, Department of Higher Education, Room No.523 'C' Wing, Shastri Bhawan, New Delhi with the request to issue necessary instructions to the CMIS Unit to display this notification on the website of Department of Higher Education.
13. Guard file / Notification file.


(Upamanyu Basu)
Director