

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

(31)

No. F. 9-48/2007-U.3(A)
Government of India
Ministry of Human Resource Development
(Department of Higher Education)

Shastri Bhawan, New Delhi,
Dated the 14th August, 2008.

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 a deemed-to-be-university.

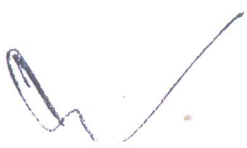
2. And whereas, an application was received in August, 2004 from Graphic Era University, Dehradun, Uttarakhand seeking status of 'deemed-to-be-university' under Section 3 of the UGC Act, 1956;

3. And whereas, the University Grants Commission has examined the said proposal and vide its communication bearing No.43-2/2007(CPP-I) dated the 8th July, 2008 has recommended conferment of status of 'deemed-to-be-university' to Graphic Era University, Dehradun, Uttarakhand comprising of Graphic Era Institute of Technology with a condition that performance will be reviewed after a period of five years of conferment of status.

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 University Grants Commission (UGC), hereby declare that Graphic Era University, Dehradun, Uttarakhand comprising of Graphic Era Institute of Technology, shall be a "deemed-to-be-university" for the purposes of the aforesaid Act, for a period of five years, with effect from the date of its disaffiliation from its affiliating universities, viz., Uttarakhand Technical University and HNB Garhwal University subject to a review at the end of five years by the UGC with the help of an Expert Committee.

5. The status conferred on Graphic Era University, Dehradun, Uttarakhand shall be confirmed after a period of five years only on the basis of the aforesaid reviews by an Expert Committee of the UGC and recommendations of the Commission thereof;


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



MEETINGS @ AIUWEB.ORG.

6. The declaration as made in para 4 above is subject to fulfillment / compliance of further 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 the Graphic Era University.


(Sunil Kumar)
Joint Secretary to the Government of India

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

Copy forwarded to: -

1. The Secretary, University Grants Commission, Bahadurshah Zafar Marg, New Delhi - 110002. UGC shall take appropriate action to carry out the review of the institution concerned with help of an Expert Committee in accordance with the procedure prescribed by it for the purpose of such 'reviews'.
2. The Member Secretary, All India Council for Technical Education (AICTE), 7th Floor, Chanderlok Building, Janpath, New Delhi - 110001.
3. Director, Distance Education Council, Indira Gandhi National Open University, Maidan Garhi, New Delhi - 110068.
4. The Secretary, Graphic Era University, 566/6 Bell Road, Clement Town Deheradhun, Uttarakhand. The declaration as made in para 4 of this Notification shall be further subject to fulfillment/compliance of the following conditions:-
 - (i) The management of Graphic Era University should legally vest with the Trust created for the purpose of obtaining status of 'deemed-to-be-university', i.e. Graphic Era University Trust, Dehradun.
 - (ii) All the movable and immovable assets and properties of Graphic Era Education Society should be legally transferred from the Graphic Era Education Society and vested with the 'Graphic Era University' Trust formed to manage the 'deemed-to-be-university' institution, and registered as such in the interest of future of students, members of faculty, employees and for maintaining the standards of higher education.

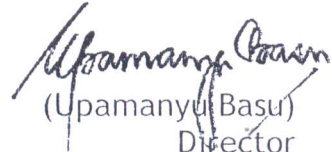
- (iv) The accounts of the Graphic Era University shall be open to inspection by the UGC.
- (v) The Trust concerned should continue to maintain the corpus fund as per the norms of the UGC and the said fund should be irrevocable in nature. The Trust shall accordingly take necessary action in consultation with the UGC to ensure irrevocability of the corpus fund.
- (vi) The objectives of the Trust / 'deemed-to-be-university' institution should confine to educational and related social and charitable activities. The Trust as well as the institution concerned should not undertake or engage in any activities that are of commercial and profit making nature.
- (vii) Graphic Era University shall provide reservation to state quota in all the existing courses to the tune of upto 50 percent in first year ,forty percent in second year and 30 percent in subsequent years .
- (viii) It is not permissible for Graphic Era University to affiliate teaching institutions.
- (ix) The Graphic Era University Trust should submit a legal undertaking to cover the issues pertaining to earmarking of assets, non-diversion of assets without prior approval of the UGC and for providing powers/authority to the UGC to take control of assets, etc. of the 'deemed-to-be-university' institution concerned in the event of winding up of or dissolution of the said Institution.
- (x) The Memorandum of Association (MoA) and Rules / Regulations of the Graphic Era University should be in accordance and in line with the model MoA/Rules prescribed by the UGC, and they should also be approved by the UGC.
- (xi) As and when necessary, the Trust concerned shall update or revise or modify the MoA / Rules of Graphic Era University 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.
- (xii) The MoA/Rules/Regulations/Bye-laws of the Trust concerned should reflect the name of the teaching institution that forms part the deemed-to-be-university institution concerned.
- (xiii) The Graphic Era University, as a deemed-to-be-university, shall offer only those academic courses that conform to the norms and standards prescribed by the relevant Statutory Bodies such as the UGC, AICTE,

NCTE, Bar Council of India, etc. The professional courses it offers should also have the approval of the respective Statutory Regulatory Councils.

- (xiv) The Graphic Era University shall not award any degrees that are 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.
- (xv) The Graphic Era University should take immediate steps to start doctoral programmes and innovative courses and also to strengthen/augment its research programmes/activities.
- (xvi) The Graphic Era University shall start new academic courses only as per the norms prescribed by the UGC, AICTE and other Statutory Councils concerned, as the case may be.
- (xvii) The Graphic Era University, as a deemed-to-be-university, shall award degrees in respect of its approved academic courses / programmes, only to those students who are admitted to the College subsequent to the date of this notification.
- (xviii) As for the students who were already admitted and enrolled to Graphic Era University 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., Uttarakhand Technical University, Dehradun and HNB Garhwal University which shall conduct examinations for them and award degrees to them upon successful completion of the courses/programmes of study they are pursuing at the said college presently.
- (xix) The Graphic Era University / the Trust concerned shall not conduct any distance education programmes without prior approval of the UGC and the Distance Education Council (DEC). The guidelines issued by both the DEC and the UGC from time to time in the matter of imparting education through distance mode shall have to be complied with by it.
- (xx) The Graphic Era University / the Trust concerned 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/ Government of India, as the case may be.
- (xxi) All the prescribed norms and procedures of the relevant Statutory Councils, such as UGC, AICTE, etc. and other authorities concerned in the matter of admission of students, intake capacity of students, starting of new courses/ programmes, renewal of approval to the courses, etc. will continue to be in force, and shall be adhered to by Graphic Era University.

- (xxii) The Trust concerned and 'deemed-to-be-university' institution shall follow and abide by all the undertakings they have already submitted or are going to submit in future to the UGC in connection with and for the purpose of obtaining status under Section 3 of the UGC Act, 1956.
- (xxiii) The Graphic Era University, Dehradun Uttarakhand should take immediate steps to rectify the shortcomings/deficiencies observed by the AICTE's Expert Team in relation to research contributions of faculty members; the necessity for more faculties with Ph.D qualification, so as bring about the recommended improvement.
- (xxiv) Suggestions and recommendations of the UGC's Expert Committee including that of the representative of the AICTE should be complied with by the Graphic Era University so as to bring about the recommended improvement.
- (xxv) The Graphic Era University, Dehradun, Uttarkhand shall abide by all the norms and guidelines as laid down by the UGC, AICTE and other Statutory Councils concerned from time to time, as are applicable to institutions notified as 'Deemed-to-be-Universities'.
- (xxvi) The Graphic Era University, Dehradun, Uttarakhand shall not create an impression in the mind of the general public that the 'deemed-to-be-university' Institution has been 'established' under a Central Act. In order to ensure this, Graphic Era University, in all its advertisements, public notices, communications, etc., shall distinctly mention under its nomenclature by inserting (within brackets) a line, which shall read: "*Declared as Deemed-to-be-University' under Section 3 of the UGC Act, 1956*".
5. The Registrar, Uttarakhand Technical University, Dehradun, Uttarakhand. The University is expected to take action in accordance with endorsement 4(xviii) regarding the students on the rolls of Graphic Era Institute of Technology, Dehradun, who are presently under its enrollment, as per its letter dated 15.10.2007, addressed to the Secretary, Graphic Era Education Society.
6. The Registrar, HNB Garhwal University, Srinagar, Uttarakhand .The University is expected to take action in accordance with endorsement 4(xviii) regarding the students on the rolls of Graphic Era Institute of Technology, Dehradun, who are presently under its enrollment, as per its letter No.Manyata/2007/383 dated 04.10.2007, addressed to the Secretary, Graphic Era Education Society.
7. The Principal Secretary to the Government of Uttarakhand , Higher Education Department, Government of Uttarakhand , Uttarakhand Govt. Secretariat, Subhash Road, Dehradun, Uttarakhand.
8. The President, Graphic Era University, Dehradun, Uttatrakhand.

9. ✓ The Secretary, Graphic Era University , Dehradun, Uttarakhand
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. Director (Administration) & Web Master, Department of Higher Education, 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. A soft copy of this notification is being *e-mailed* to the CMIS unit for this purpose.
13. Guard file / Notification file.


(Upamanyu Basu)
Director

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

No. F.9-48/2007-U3(A)Pt.1
Government of India
Ministry of Human Resource Development
Department of Higher Education
ICR Division

Shastri Bhawan, New Delhi-01,
Dated the 8th June, 2018

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 deemed to be University.

2. **And whereas**, in exercise of the powers conferred by Section 3 of the UGC Act, 1956, the Central Government vide its Notification No.9-48/2007-U3(A) dated 14.08.2008, on the advice of UGC, had declared Graphic Era University consisting of Graphic Era Institute of Technology, Dehradun, Uttarakhand as as an Institution deemed to be University, **for a provisional period of five years**, with effect from the date of disaffiliation of the above Institute from its affiliating University.

3. **And whereas**, the Hon'ble Supreme Court of India vide its judgment Order dated 03.11.2017 in Civil Appeal Nos. 17869-17870/2017 (arising out of SLP(C) Nos.19807-19808/2012) filed by Orissa Lift Irrigation Corp. Ltd Versus Rabi Sankar Patro & Ors. and Civil Appeal Nos.17902-17905/2017 (arising out of SLP C Nos.35793-96/2012) titled as Vijay Kumar & Ors Vs. Kartar Singh & Ors held that UGC shall take appropriate steps for implementing Section 23 of the UGC Act and restraining deemed to be Universities from using the word 'University' within one month from today.

4. **And further whereas**, as per direction of Hon'ble Supreme Court and on the advice of the UGC, the Central Government, in exercise of the powers conferred under Section 3 of the UGC Act, 1956, changed the name of "Graphic Era University" to "Graphic Era", by deleting the word 'University' from its name, vide Notification No.9-48/2007-U3(A) dated 11th January, 2018 with the condition that "Graphic Era" shall not use the word 'University' suffixed to its name but may mention the word "deemed to be university" within parenthesis suffixed thereto.

5. **And whereas**, the functioning of Graphic Era, Dehradun, Uttarakhand was reviewed by the UGC with the help of its Expert Committee during 11-13th October, 2017. The report of the Expert Committee was placed before the Commission in its

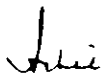
527th meeting (Item No.2.10) held on 22.12.2017. The Commission considered the report and the following resolution was forwarded to this Ministry:

“Considered and approved with the condition that the suggestions by the visiting Expert Committee, if any, will be addressed within a period of six months and the compliance report would be submitted alongwith documentary proof to UGC.”

6. **Now, therefore,** in exercise of the powers conferred under Section 3 of the UGC Act, 1956, the Central Government, on the advice of the UGC, do hereby extend / regularize the deemed to be University status to Graphic Era, Dehradun, Uttarakhand from 14.08.2013 onwards with the condition that the Institute shall submit compliance report to UGC within a period of 6 months on the following:

- i. The Institution deemed to be University shall change the name of its Society, Land title, Accounts, Corpus Fund, etc. in the new name i.e. Graphic Era.
- ii. The Institution deemed to be University shall incorporate the new name in all Letter Heads, website and all its further correspondences.
- iii. The Institution deemed to be University shall incorporate new name in its MoA / Rules.
- iv. The Institution deemed to be University shall use the approved nomenclature of its name.
- v. The Institution shall submit compliance report in respect of the suggestions given by the UGC Expert Committee.

7. The all other conditions mentioned in the earlier Notification(s) of this Ministry as well as the Rules / Regulations of UGC and other Statutory Councils, issued from time to time, by Graphic Era, Dehradun, Uttarakhand.


(Sanjay Kumar Sinha)

Joint Secretary to the Government of India
Tel: 011-23383432

The Manager,
Government of India Press,
Ring Road, Mayapuri,
Delhi – 110064.

Copy forwarded to:-

1. The Secretary, University Grants Commission, Bahadurshah Zafar Marg, New Delhi with the request to ensure compliance of the conditions mentioned in para 6 of the Notification.
2. The Vice-Chancellor, Graphic Era University, Bell Road, Clement Town, Dehradun, Uttarakhand.
3. The Member Secretary, All India Council for Technical Education (AICTE), Nelson Mandela Marg, Vasant Kunj, New Delhi-110070.
4. The Principal Secretary to the Government of Uttarakhand, Higher Education Department, Government of Uttarakhand, Uttarakhand Govt. Secretariat, Subhash Road, Dehradun, Uttarakhand.
5. Press Information Bureau, Shastri Bhawan, New Delhi.
6. The Secretary General, Association of Indian Universities, AIU House, 16, Kotla Marg, New Delhi-2.
7. Web Master, Department of Higher Education, Shastri Bhavan, New Delhi. It is requested that CMIS Unit may kindly be instructed to display the Notification on the website (Home site) of the Department.
8. Guard file / Notification file.



(Prabhakar Mishra)
Under Secretary to the Govt. of India