

# THE TAMIL NADU EDUCATION CODE

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(3) Before withholding the grant under sub-section (2) the Government shall give the educational agency an opportunity of making its representation.

### CHAPTER III

#### College Committee and its Constitution and Functions

**11. Constitution of college committee :—**Every private college, not being a minority college, shall have a college committee which shall include the principal of the private college and two senior professors employed in the private college.

**12. Secretary of the college committee :—**(1) Every college committee shall have a secretary who shall exercise such powers and perform such functions as may be prescribed.

(2) Every person holding office as president, secretary, manager or correspondent of a private college or exercising the powers of secretary under this Ordinance on the date of its commencement shall be deemed to be a secretary under this Ordinance.

**13. Meeting of the college committee :—**(1) The college committee shall meet at such times and places and shall, subject to the provisions of sub-sections (2) and (3), observe such rules of procedure in regard to transaction of business at its meetings (including the quorum at meetings) as may be prescribed :

Provided that the college committee shall meet at least once in every three months.

(2) The president of the college committee or, in his absence, any member chosen by the members present, shall preside at a meeting of the college committee.

(3) All questions at any meeting of the college committee shall be decided by a majority of the votes of the members present and voting and in the case of an equality of votes, the president or, in his absence, the member presiding, shall have and exercise a second or casting vote.

**14. Functions of the college committee and responsibility of educational agency under the Ordinance :—**(1) Subject to the provisions of this Ordinance and the rules made thereunder, the college committee shall have the following functions, namely :

(a) to carry on the general administration of the private college excluding the properties and funds of the private college;

(b) to appoint teachers of the private college, fix their pay and allowances and define their duties and the conditions of their service; and

(c) to take disciplinary action against teachers of the private college.

(2) The educational agency shall be bound by anything done by the college committee to discharge of the functions of that committee under this Ordinance.

(3) For the purpose of this Ordinance any decision or action taken by the college committee in respect of any matter over which the college committee has jurisdiction shall be deemed to be the decision or action taken by the educational agency.

#### CHAPTER III-A

##### Appointment of Special Officer in certain cases

**Please Note :—**Chapter III-A is newly inserted as per Amendment Act No. 48 of 1982. It is published in Gazette Part IV, Extraordinary, dated 30th September, 1982. It comes into force from 1st June 1981.

**14-A. Appointment of Special Officer in certain cases :—**(1) (a) Where the Government, on receipt of a report from the Director of Collegiate Education or otherwise, are satisfied that the management of any private college—

(i) is responsible, whether on or after the date of commencement of Tamil Nadu Recognised Private Schools (Regulations) and Private Colleges (Regulation) Amendment Act, 1982 for the maladministration, lapses or irregularities of such private college; or

(ii) has neglected whether on or after the date of commencement of the Tamil Nadu Recognised Private Schools (Regulation) and Private Colleges (Regulation) Amendment Act, 1982 to discharge any of the duties imposed on, or to perform any of the functions entrusted to such management by or under this Act, or any rule or order made or direction issued thereunder.

The Government may, after giving to such management an opportunity to make representation and for reasons to be recorded in writing, by an order, suspend the management and appoint a special officer for a period not exceeding one year or till the reconstitution of the management (in accordance with the law applicable to the reconstitution of such management), whichever is later :

Provided that in no case the maximum period of such suspension of management shall exceed two years irrespective of the reconstitution of the management in accordance with the law applicable to the reconstitution of such management :

Provided further that where, the management of any minority college is suspended, the Government shall appoint a special officer belonging to