



सत्ये स्थितो धर्मः

**MINUTES OF
14th EXECUTIVE COUNCIL MEETING-2014
NATIONAL LAW UNIVERSITY, ODISHA
(Established by Act-IV of 2008)**

NATIONAL LAW UNIVERSITY, ODISHA

Date:-25th March, 2014

Minutes of

the meeting of the 14th Executive Council held on 15th March, 2014 in the Office of Vice-Chancellor at National Law University Odisha. Following were present:

1. Hon'ble Mr. Justice A.K. Patnaik, Judge, Supreme Court of India and Visitor of NLUO (in the Chair)
2. Prof. Faizan Mustafa, Vice-Chancellor of NALSAR University of Law and Visitor's Nominee
3. Prof. Jaydev Pati, Dean, SOA National Institute of Law and Visitor's Nominee
4. Mr. Ashok Kumar Parija, Senior Advocate and Nominee of the Bar Council of India
5. Prof. B. Hydervali, Professor of Law, NLUO
6. Mr. Yogesh Pratap Singh, Asst. Professor of Law, NLUO
7. Prof. V. Nagraj, Vice-Chancellor, NLUO
8. Dr. Afroz Alam, Registrar (I/c) of NLUO, Secretary

The following members were granted leave of absence:

1. Hon'ble Mr. Justice Indrajit Mohanty, Judge, Orissa High Court and Chancellor's Nominee
2. Sri Asok Mohanty, Advocate General, Orissa
3. Mr. Gopal Krishna Mohanty, Chairperson, Bar Council of India
4. Prof. N.L. Mitra, Chancellor of KIIT University, Bhubaneswar and the Nominee of General Council

After detailed deliberations following decisions were taken:

AGENDA ITEM NO.	PROPOSAL	DECISIONS MADE BY THE EXECUTIVE COUNCIL
1.	Confirmation of the minutes of the meeting dated 12 th November, 2013 held at NLUO	The Executive Council members went through the minutes of the Executive Council meeting and confirmed the same unanimously.

2.	<p>To report the approval of the recommendations of the Selection Committee for teaching positions by circulation:</p> <p>It is report to the Executive Council that the recommendations of the Selection Committee held on 22nd – 24th December 2014 for Associate Professor of Law (Regular), Assistant Professor of Law (Regular) and Research Associate cum Teaching Assistant (Contractual) positions were approved by Executive Members by circulation keeping in view of the shortage of teachers at NLUO. The same may be confirmed.</p>	The selections were approved through circulation and the same was confirmed by the Executive Council unanimously.
3.	<p>To report the approval of the recommendations of the Selection Committee for Placement Officer and Nurse positions by circulation:</p> <p>It is report to the Executive Council that the recommendations of the Selection Committee held in December 2014 for Placement Officer and Nurse positions were approved by Executive Members by circulation. The same may be confirmed.</p>	The selection of Nurse and Placement Officers was also approved through circulation and the same was confirmed by the Executive Council unanimously.
4.	<p>To report the creation and inauguration of the service centres of Legal Aid and other Research Centres:</p> <p>It is to submit to the Executive Council that following 8 legal services clinics started at NLUO:</p> <ol style="list-style-type: none"> 1. Centre for Criminal Justice and Human Rights 2. Centre for Tribal Welfare 3. Centre for Women and Law 4. Centre for Consumer Law 5. Centre for Child and Law 6. Centre for Agriculture and Related Laws 7. Centre for Differentlyabled 8. Centre for Labour Laws and Industrial Relations <p>To resolve the disputes in above centres the Mediation and Negotiation</p>	<p>Vice-Chancellor briefed the Executive Council about the initiative taken to develop the Legal Services Clinics, mediation centres and centres for empirical study and research. The Vice-Chancellor also explained how the empirical work of the centres will be integrated to mainstream teaching and how this integration will make the learning experiential and exciting for the students. The Executive Council appreciated the initiative of Vice-Chancellor and approved the creation of these centres.</p> <p>The Vice-Chancellor also reported to the Executive Council about the inauguration of these centres by Hon'ble Mr. Justice A. K. Patnaik, Judge, Supreme Court of India and Visitor of NLUO, Hon'ble Mr. Justice V. Gopal Gowda, Judge, Supreme Court of India, Hon'ble Mr. Justice A. K. Goel, Chief Justice of Orissa High</p>

	<p>Centre is also created.</p> <p>Also 6 Centres for Empirical Studies and Research have been started at NLUO:</p> <ol style="list-style-type: none"> 1. Centre for Natural Resources and Environment Laws 2. Centre for IPR and Biotechnology 3. Centre for Public Policy, Law and Good Governance 4. Centre for Corporate and Commercial Laws 5. Centre for Contract Law and Contract Management 6. Centre for Banking and Insurance Laws <p>The Executive Council may confirm the creation of above mentioned clinics and research centres.</p>	<p>Court & Chancellor of NLUO in the presence of Prof. V. Nagaraj, Vice-Chancellor, NLUO, Dr. Afroz Alam, Registrar(I/c), NLUO and the faculty coordinators as well as student volunteers on 15th March 2014..</p>
5.	<p>To consider the recommendations of the Selection Committee for non-teaching positions:</p> <p>It is submitted to the Executive Council that the recommendations of the Selection Committee held in the month of December 2014 for the recruitment of Assistant Registrar (Contractual), Data Entry Operator (Contractual), Store Keeper (Contractual) and Electrician (Contractual) may be considered by the Executive Council. The sealed envelopes of recommendations of the Selection Committee will be opened in the meeting of the Executive Council itself.</p>	<p>The Executive Council considered the recommendation of the Selection Committee for the recruitment of non-teaching positions and approved the same unanimously.</p>
6.	<p>To consider the recommendations of the Screening Committee for the regularisation of non-teaching staff (contractual) of the University:</p> <p>In the Executive Council meeting held on 12.11.2013 it was decided that the contractual non-teaching employees of National Law University Odisha who are serving the University for two years or more may be regularized after they are screened by the Screening Committee.</p> <p>The Vice-Chancellor constituted the Screening Committee constituting of the following members.</p>	<p>The Executive Council considered the recommendation of the Screening Committee on the regularisation of non-teaching staff of the university and approved the same unanimously.</p>

	<p>1. Dr. Afroz Alam, the then Joint Registrar 2. Mr. A.B. Debasis Rout, Finance Officer (Administration) 3. Mr. Yogesh Pratap Singh, Assistant Professor of Law</p> <p>The Committee was asked to examine the regularisation/enhancement of consolidated salary of the Non-teaching Staff (contractual) keeping in mind the serviced rendered by them, their need for the University and financial implications while making recommendations.</p> <p>The Screening Committee has submitted its reports and recommendations to Vice-Chancellor. The recommendations may be considered and approved.</p>	
7.	<p>To nominate one member by the Executive Council to Finance Committee from amongst its members:</p> <p>It is submitted to the Executive Council that Prof. Balraj Chauhan was representing in Finance Committee as Executive Council nominee. His term as Executive Council Member was over. Therefore the position of nominated member of Executive Council in Finance Committee is vacant. Executive Council to please consider the nomination of one member to Finance Committee from amongst its members as per the Schedule 16 (1)(b) of National Law University Odisha Act, 2008.</p>	<p>The Executive Council considered the issue and nominated Prof. Faizan Mustafa, Vice-Chancellor, NALSAR University of Law as the member of the Finance Committee with immediate effect.</p>
8.	<p>To consider the constitution of sub-Committee of Executive Council for Convocation:</p> <p>First batch of National Law University Odisha, Cuttack is going to pass out in the year 2014. In this regard, 18th May 2014 is to be considered as convocation date. The Executive Council is also requested to constitute sub-committee of Executive Council to advise and supervise the Vice-Chancellor and other member of the staff with respect to the arrangement to be made for the convocation including invitees.</p>	<p>Executive Council approved the date of 18th May 2014 for holding the first Convocation of NLUO. It was also resolved to hold the convocation from 5.30 pm to 7.30pm which will be followed with good dinner. While taking note of the mammoth task ahead of the first Convocation of the University, Executive Council constituted a sub-committee consisting of the following Executive Council members to supervise the organisation of the convocation:</p> <ol style="list-style-type: none"> 1. Hon'ble Mr. Justice Indrajit Mahanty Chairman 2. Mr. Ashok Parija, Senior Advocate Member, 3. Mr. Ashok Mohanty Member 4. Prof. Jaydev Pati Member

		5. Prof. V. Nagaraj, Vice-Chancellor 6. Dr. Afroz Alam, Registrar	Member Member Secretary
9.	To consider the finalisation of the meeting of All Governing Bodies of NLUO on 17th May 2014 for convocation:	The Executive Council considered the date of 17 th May 2014 for the meeting of all Governing Bodies of NLUO and approved the same.	
10.	To consider the finalisation of Chief Guests for the Convocation: It is submitted to the Executive Council that any one among the following dignitaries may be considered to be invited as Chief Guest for the Convocation. 1) President of India 2) Vice-President of India 3) Chief Justice of India Any other dignitary.	The Executive Council unanimously decided that Hon'ble Mr. Justice R.N. Lodha, Judge, Supreme Court of India be invited as the Chief Guest for the Convocation.	
11.	To consider the finalisation of Guests of Honour for the convocation: It is submitted to the Executive Council that the following dignitaries may be considered to be invited as Guests of Honour for the Convocation. 1) Governor of Odisha 2) Hon'ble Mr. Justice B. S. Chauhan, Judge, Supreme Court of India Any other dignitaries.	Executive Council while approving the name of Hon'ble Mr. Justice B. S. Chauhan, Judge, Supreme Court of India as Guest of Honour, has suggested to Hon'ble Visitor and Vice-Chancellor in consultation may consider any other suitable person(s) to be invited as Guest of Honour for the Convocation.	
12.	To consider the finalisation of Dignitaries on the Dais for the convocation: It is submitted to the Executive Council that the following dignitaries may be considered who will be on the dais on the day of Convocation. 1. Hon'ble Visitor 2. Hon'ble Chancellor 3. Members of the General Council	The suggestions as to the dignitaries on dais was considered by the Executive Council and the same was unanimously approved except the Sl. No.8 relating to the person receiving the Honoris Causa-for Doctoral or D.Lit. Degree as possibly no person will receive the degree.	

	<p>4. Members of the Executive Council</p> <p>5. Members of the Academic Council</p> <p>6. Chief Guest</p> <p>7. Guests of Honour</p> <p>8. Dignitaries who will receive Doctoral Degree</p>	
13.	<p>To consider the name of dignitaries who will be conferred <i>Honoris Causa- Doctoral Degree Ph.D./D.Lit.</i></p> <p>It is submitted to the Executive Council that the following dignitaries may be considered who will be conferred <i>Honoris Causa Honoris Causa- Doctoral Degree Ph.D./D.Lit.</i> on the day of Convocation.</p> <p>1) Hon'ble Mr. Justice A. K. Patnaik, Judge, Supreme Court of India</p> <p>2) Shri Naveen Patnaik, Chief Minister, State of Odisha</p> <p>3) Mr. Andyarjuna, Senior Advocate, Supreme Court of India</p> <p>Any other dignitaries.....</p>	<p>Executive Council decided that the proposed name from Sl. No. 1 to 3 may not be considered for conferring <i>Honoris Causa</i> for Ph.D. Degree/D.Lit. However, the Executive Council left this matter to the wisdom of Hon'ble Visitor to suggest any name to the Vice-Chancellor who may take necessary steps to get the approval of the same by the Academic Council and Executive Council.</p>
14.	<p>To consider the finalisation of Venue for the Convocation:</p> <p>Regarding the venue for the convocation, the possibility of holding it at Odisha Judicial Academy is considered. But the sitting capacity of the Hall at Odisha Judicial Academy is only 300. In the convocation, there will be 110 students who will get the degree. The parents and guardians of the students, who are supposed to come, will be around 150. Being the 1st convocation, tentatively we are expecting 150 guests who will attend the convocation. In addition to this, we have the number of NLUO faculty/staff is around 100. These things put together, the sitting capacity requirement of a venue should be around 500. The other alternative which is Shahid Bhawan was considered. We learned that the road towards Shahid Bhawan is very narrow near and there will be lot of inconvenience with regard to the parking and other arrangements are concerned. After exploring the possibilities, it is felt that the space</p>	<p>The issue of venue for the convocation was discussed in great detail. It was felt by the Committee that the venue of the Judicial Academy of Odisha would be too small for the function. The possibility of Shahid Bhawan was also considered. But the Executive Council members felt that roads towards Shahid Bhawan are narrow and there is no parking space. After exploring all the possibilities, Executive Council unanimously resolved to organise the convocation at NLUO. It was also resolved that the water proof pandal can be put up between the two hostels where the temporary play ground is located. It was also suggested by the Executive Council that the appropriate measures be taken to see that tower Air Condition (AC) be put up in adequate number to take care of the summer heat.</p>

	<p>between the two hostels at NLUO may be a better option for holding the convocation. The Executive Council is requested to consider the proposal and may take a decision.</p>	<p>Executive Council considered the matter and unanimously approved the same.</p>
15.	<p>To consider mace and Stand of the University for Convocation</p> <p>Every University have a mace representing the authority of the University. It is hereby submitted a silver mace weighing about 3 kg may be approved for getting it done. For keeping the mace on the dais on the day of convocation a stand has to be prepared. It is submitted that rose wood carving may be done.</p> <p>The photo of the Mace and Stand of NLSIU, Bangalore is hereby submitted as sample. The Executive Council is requested to consider and approve it.</p>	
16.	<p>To consider the finalisation of Gold Medals:</p> <p>It is submitted to the Executive Council that the following Gold Medals for the overall rank holders and in different subjects to be awarded to the students on the day of Convocation may be considered. Each Gold Medal will bear the name and emblem of the University on the one side and donors name on the other side along with the name of the Medal. These medals will be of following type:</p> <ol style="list-style-type: none"> 1. First Rank Holder: 12 grams Gold of 22 carat. 2. Second Rank: 10 grams Gold of 22 carat. 3. Third Rank: 08 grams Gold of 22 carat. <p>It is proposed that we may circulate the subjects in which the Gold Medal may be instituted as an illustration by the people in the area of their choice. The endowment for each Gold Medal can be fixed as Rs. 5 lacs. Going by the present rates, 10 grams of Gold medal along with making and engraving charges may come around Rs. 33 thousand. The interest earned on Rs. 5 lacs endowment may be around Rs. 40 thousand. The balance amount can be floated back to the endowment.</p>	<p>The suggestion made with regard to Gold Medal was unanimously accepted by the Executive Council. It was also resolved that the Gold Medal for first, second and third rank students may be separately given to both the streams of law i.e. B.A.LL.B and B.B.A.LL.B.</p> <p>At this juncture, the Vice-Chancellor submitted that the Dinabandhu Sahu Endowment of Rs.5 lac for public lecture has been now earmarked by the family members of Late Shri Dinabandhu Sahu for instituting Gold Medal for the first rank student of B.A.LL.B. Vice-Chancellor also informed the Executive Council Members about the institution of Gold Medal by Prof. N.L. Mitra in the name of his father for the first rank holder of B.B.A.LL.B.</p> <p>Mr. Ashok Parija, Senior Advocate and Member of the Executive Council also volunteered to institute a Gold Medal in the name of his father Late Shri Gagan Bihari Das. Since the first rank Gold Medal for both the streams of law has been already taken over by Prof. N. L. Mitra and the family members of Dinabandhu, it was agreed that</p>

<p>So that it can taken care of increased gold prices in years to come. Afterwards, depending on the cost escalation of the gold, the University may write to donors for additional amount if required. If Donors are unable to add anything to the endowment then the weight of the Gold Medal may decrease in proportion to the cost of the Gold.</p> <p>The tentative list of Gold Medals for the best performance in different areas are given below:</p> <ol style="list-style-type: none"> 1. Gold Medal for Best All Rounder student 2. Gold Medal for Best Lady Graduate 3. Gold Medal for Best Performance in Constitutional Law 4. Gold Medal for Best Performance in International Law 5. Gold Medal for Best Performance in Commercial Law 6. Gold Medal for Best Performance in Environmental Law 7. Gold Medal for Best Performance in Banking and Insurance Law 8. Gold Medal for Best Performance in Jurisprudence 9. Gold Medal for Best Performance in Clinical Courses 10. Gold Medal for Best Performance in Criminal Law 11. Gold Medal for Best Performance in Business Management Courses 12. Gold Medal for Best Performance in Liberal Arts Courses 13. Gold Medal for Best Performance in Sports 14. Gold Medal for Best Performance in Legal Aid Work 15. Gold Medal for Best Performance in Moot Court 16. Gold Medal for Best Performance in Hostel Welfare 17. Gold Medal for Best SC/ST Student <p>Here it is brought to the knowledge of the Executive Council that the family members of Late Shri Dinabandhu Sahu have created an endowment of Rs. 5 lacs to institute Gold Medal in the name of Late Shri Dinabandhu Sahu for the first rank holder of B.A.LL.B.</p>	<p>the Medal instituted by Mr. Ashok Parija may be given to the second rank B.A.LL.B./B.B.A.LL.B students.</p>
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	<p>Prof. N.L. Mitra has created an endowment to institute a Gold Medal in the name of his father for the first rank holder of B.B.A.LL.B.</p>	
17.	<p>To consider the finalisation of Dress code and their colours for Convocation:</p> <p>The graduating students will wear the junior advocate's gown, hood and black cap. The Hood can be of different Colours for different categories of graduates. It may be Red for Doctoral Degree students, Green for Post-graduate students and Blue for Undergraduate students. In future, in case we start with M.Phil degree, it can be of yellow colour and for LL.D Black colour hood.</p> <p>Students may be asked to bring their own gowns. The University may supply only hoods and caps. If approved, necessary actions will be taken for getting them stitched.</p> <p>In so far as the dignitaries on dais, there may be two possible dress codes. One is they will wear the gowns like the dignitaries in all the convocation in other Universities. The other possibilities given the adverse climatic condition of the place where preserving as well as wearing the dress will be difficult. It may be considered to wear a silk shawl with narrow width on the shoulders and suit. This shawl colours may be different for Academic Council, Executive Council and General Council members. It can also be different for Visitors, Chancellor, Chief Guest, Guests of Honour and Honoris Causa Degree receiving dignitaries who will also be on dais. A sample of the shawl will be shown which may be improved upon. The Executive Council is requested to make a decision on this. Then necessary aspects of convocation in minute detail will be prepared by the Vice-Chancellor and his colleagues and the same will be reported to the sub-Committee for approval.</p>	<p>After detailed deliberation, Executive Council unanimously agreed that the graduating students will wear Advocates gown, hood and cap. The colour of the hoods is agreed in following ways:</p> <ol style="list-style-type: none"> 1. Red and Black for Doctoral Degree students 2. Green and Black for P.G. students 3. Blue and Black for undergraduate students. <p>It was also decided that the University will buy the gowns, hood as well as cap for students and it will be given to them on a nominal rent to ensure that these things returned safely to the university. Reasonable amount of deposit may also be collected from the students for the same. Once the students return the cap, hood and gown, the deposit will be given back to them after deducting the rent.</p> <p>So far as the dignitaries on dais concerned, it was agreed that all of them will be coming in suit and tie or the round neck coat, the design being similar to what is worn by President of India. And all the dignitaries will wear the Silk Shawl. A sample of silk shawl was shown to the Executive Council members by the Vice-Chancellor. Executive Council advised Vice-Chancellor that silk shawl which is of good quality and wider than the sample may be prepared with nice embroidery. There can be different colour of silk shawl for Hon'ble Visitor, Hon'ble Chancellor, Vice-Chancellor and Academic Council, Executive Council, and General Council members. All the samples are to be approved by the sub-committee of the Executive Council.</p>
18.	<p>To consider the appointment of Registrar, Finance Officer,</p>	<p>After detailed deliberation, Executive Council came to the</p>

Controller Examination, Chief Warden as well as Resident Wardens:

The National Law University Odisha Act 2008 under Section 15 provides that the following shall be the officers of the University.

- a) Vice-Chancellor
- b) Registrar
- c) Finance Officer
- d) Controller Examination
- e) such other officers as may be prescribed by regulation.

The regulations of the university are yet to be formalized. The schedule to the Act under Rule 20(2) records that the Finance Officer shall be appointed in the same manner as in the case of Registrar having such qualifications as may be prescribed in the regulations: Provided that the Vice-Chancellor shall, in consultation with the State Government, appoint the First Finance Officer of the University. The Rule 19 (1) of the schedule of NLUO Act records that the Registrar shall be appointed by the Executive Council on the recommendation of the Selection Committee constituted by Executive Council under the chairmanship of the Vice-Chancellor: Provided that first Registrar shall be appointed by the Chancellor in consultation with the State Govt. However, the Rule 19(5) of the schedule records that in the event of the post of Registrar remaining vacant for any reason, it shall be open to the Vice-Chancellor to authorize any officer in the service of the University to exercise such power and functions and duties of the Registrar as the Vice-Chancellor deems fit.

It is submitted to the Executive Council that in exercising power under Rule 19(5), Dr. Afroz Alam has been appointed as the Registrar (I/C) when the post became vacant after the expiry of term of Dr. Pabitra Mohan Samal who was looking after NLUO as Registrar (I/C) as

unanimous conclusion that the advertisement for the position of regular Registrar be released at the earliest in two national dailies and one local news paper. To be appointed as Registrar, following eligibility criteria was decided by the Executive Council:

- 1. Professor or Associate Professor with minimum 10 years of regular law teaching.

Executive Council also constituted the Selection Committee of following members for the appointment of Registrar:

- 1. Prof. V. Nagaraj, Vice-Chancellor of NLUO Chairman
- 2. Prof. Faizan Mustafa, Vice-Chancellor of NALSAR Member
- 3. Prof. S. S. Singh, Vice-Chancellor, NLIU Bhopal Member
- 4. Prof. Jaydev Pati Member

It was also resolved that Selection Committee will recommend a list of three names out of which Executive Council will select one. Executive Council also agreed that till the appointment of new Registrar, the status quo will be maintained.

It was also resolved that no judicial officer serving or retired will be considered for the post of Registrar. It was also decided that no retired person will be considered for the post of Registrar. The appointed Registrar should be able to teach as well.

The Executive Council also decided that the appointment of Registrar, Finance Officer, Controller Examination and other administrative officers will be for three years at a time. The term of these officers may be extended depending upon the performance of the officer concerned.

The Executive Council has also unanimously approved the payment of Rs. 10000/- honorarium for the additional responsibilities shouldered by the faculty as Registrar, Finance Officer and Controller Examination. This decision was based on the earlier Executive resolution of to pay the Chief Warden Rs.10,000/- per

additional responsibility in addition to the busy schedule as the Deputy Director of the Judicial Academy of Odisha.

There is no procedure prescribed for the appointment of Controller Examination, Chief warden or Residential Warden. The present practice in the University is a regular faculty member having the aptitude and necessary qualification for these positions are appointed for specific period as Registrar (I/C), Finance Officer (I/C), Controller of Examination (I/C), Chief Warden and Residential Wardens.

This practice has been working satisfactorily and is not creating any difference between the officers or between the Vice-Chancellor and other officers. Those officers and other authorities are also teaching by putting in the same workload of teaching like other teachers. By being teachers basically, they are able to not only appreciate the importance of academic but are also in continuous touch with the students and other day to day minute problems of the University. Hence the administration is functioning like one team.

The Executive Council has decided to pay the Chief Warden Rs.10,000/- as additional honorarium for the additional responsibilities shouldered. It is submitted that Executive Council may please order that similar payment may be made to Registrar, Finance Officer and Controller Examination. Other authorities like Wardens one for each hostels and Joint Registrar as and when created may also be paid Rs.7000/- per month.

If this is accepted and approved there will not be any scope for multiple power centers coming in the University. Of course, the duration for which those officers is to be specified. It hereby suggested that it can be for a period of 3 years at a time. It may be rotated depending upon the availability of other teachers having the required aptitude and

month as additional honorarium for the additional responsibilities shouldered.

It was also decided in future if any faculty is required to perform the functions of Warden or Joint Registrar, he/she may also be paid an additional honorarium of Rs. 7000/- per month.

	qualification.	
19.	<p>To report the withdrawal of Admission by Mr. Tushar Joshi, a fourth year B.B.A.LL.B student on account of personal reasons:</p>	<p>Executive Council unanimously confirmed the withdrawal of admission by Mr. Tushar Joshi.</p>
20.	<p>To consider the payment of balance amount to the earlier Security Agency for the month of December 2013.</p> <p>The contract of M/S Mahabir Security Services to provide security services at National Law University Odisha, Cuttack (NLUO) was terminated on 25/12/2013 because of their abrupt withdrawal of the security personnel from the University without assigning any reason or prior information. The wilful absences of these personnel were routinely observed. In every sense, this misconduct caused serious inconveniences to the safety and security of the university.</p> <p>Later, the security personnel who were working with the concerned Agency complained to the university that they are not paid the salary of November 2013 by the concerned Agency. University authorities tried to contact several times with the owner of Agency namely Mr. Pratap to clarify this issue. But he did not pick up the phone nor he came to university nor did he respond to any communication written by the university officials. Based on this university was thinking to give salary to the security personnel of the concerned agency directly being Principal Employer for 24 days of their work in December 2013. In between the owner of the Agency, Mr. Pratap threatened many staff and officials of the university over phone for adverse result if the university pays the balance amount directly to guards. An FIR in this regard has already been launched in CDA Phase II Police Station. Later M/S Mahavir Security Services has sent his claim for the remaining amount of 24 days in December 2013. Executive Council may consider this issue and take appropriate decision on whom to pay the balance amount of 24 days to Agency or Security personnel deployed at NLUO.</p>	<p>Executive Council considered the matter and decided that payment shall be made to the security personnel directly for their 24 days work at NLUO. The payment shall be made through cheques and receipt for the same has to be obtained.</p>

	<p>It may please be noted that Contract Labour Regulation and Abolition Act 1970 fixes the responsibility on the Principal Employer to pay the agreed wages to the workmen if the contractor has failed to pay.</p>	
21.	<p>To consider the extension of G4S Security Agency services at NLUO It is submitted to the Executive Council that due to the urgent security situation and problem created by the total absence of Security Personnel deployed by M/S Mahavir Security Services at NLUO on 25th December 2013, the university has asked the services of G4S Security Agency on urgent basis for a period of three months from 25th December, 2013. The agreement with G4S is going to be over in this month. The services rendered by G4S is very satisfactory. It is to be noted that the University had invited the tender earlier for security services. But the University did not receive the tender document of any agency except G4S. In this light the Executive Council may consider the extension of G4S for a longer duration.</p>	<p>Executive Council considered the matter and unanimously approved the proposed Agenda. It was also decided that G4S may be given the contract for a period of two years from the date of fresh contract is signed.</p>
22.	<p>To consider the Employee Provident Fund for the employees of the university Every employee is entitled to Provident Fund for which both the employee as well as employer contributes. The contributed amount of all the employees has to be remitted to the Provident Fund Regional Commissioner Office. Taking loans on Provident Fund or withdrawing Provident Fund is very difficult if remitted to the Provident Fund Commission Office, given the vast number of employees covered by the Provident Fund Office. The law also gives the option to the employer to maintain separate Provident Fund account administrating the same if the Provident Fund subscription is better than the statutory requirement. Hence it may be noted that the NLSIU, Bangalore, first law University to be started in the country is maintaining and administrating its own Provident Fund for its employees after taking permission from the Chief</p>	<p>Executive Council discussed the matter of Provident Fund in detail and agreed to the proposal that the University will maintain its own Provident Fund as per the 1925 Provident Fund Act. It was also agreed that Provident Fund will be paid to the employees of the University @12% of the Basic Pay + Dearness Allowance. The proposition of pension was not accepted at this stage of the University.</p>

	<p>Secretary, Govt. of Karnataka. The subscription rate of the NLSIU, Bangalore is 12% of the Basic Pay + DA by the employer and equal amount by the employee. It is suggested that the NLUO also may adopt the similar practice which will help in attracting talented and committed teachers as well as retaining them.</p> <p>Hence it may please be noted that at the NLSIU, Bangalore, in addition to Provident Fund and Gratuity as per the Gratuity Act., the University pays 15% of Basic + D.A. towards the pension scheme and only those employee who have put in 10 years of minimum service are eligible to get the pension. When the NLSIU, Bangalore, which has not received any substantially grant from the State Govt., there is no reason why the NLUO should agitate to pay 12% basic + D.A as provident fund contribution, if we are looking for growing ourselves not only best national law university in the country but also internationally.</p>	
23.	<p>To consider the counting of past services and giving higher AGP to eligible faculty</p> <p>As per the established practice in Indian universities as well as UGC norms published in the Govt. Of India Gazette notification dated 18th September, 2010, the past services of the eligible faculty members are counted for enhanced AGP of Rs. 7000 and giving additional increments. The Executive Council may consider giving enhanced AGP, additional increments from the date of eligibility to the faculty members of the University after counting their past services.</p>	<p>Executive Council discussed the matter in detail and unanimously approved that higher Academic Grade Pay (AGP) and additional compoundable increments is to be given to the faculty from the date of eligibility by considering their past service including their contract period of employment at NLUO. It is resolved that the past services of the faculty on contract at NLUO are to be counted.</p>
24.	<p>Discussion on Project Status of the construction work Phase-I and consideration of extension of time.</p> <p>The item was placed before the Executive Council in its meeting dated 04.01.2014.</p> <p>In addition to the last Agenda details, till date the Contractors/Agencies (M/s Hindustan Pvt. Ltd., M/s Hindustan Steel Construction Ltd. and</p>	<p>To discuss the construction related issue a meeting is to be convened on 17th March 2014 at 5 p.m. at NLUO. It was also proposed that this meeting will be chaired by Hon'ble Mr Justice A. K. Patnaik, Judge, Supreme Court of India and Visitor of NLUO. Following were desired to be present:</p> <ol style="list-style-type: none"> 1. Hon'ble Mr. Justice A. K. Goel, Chief Justice, Orissa High Court and Chancellor of NLUO

	<p>M/s Godrej & Boyce Mfg. Co. Ltd.) were repeatedly reminded to submit the hindrance report along with necessary documents and Bar Charts to avail further extension of time of their respective contract. In this regard PMC had called several meetings and informed the Contractors/Agencies about the procedures to be followed to submit the aforesaid documents. On 6th March, 2014 National Law University, Odisha had sent an E-mail to all the Contractors/Agencies to submit the requisite papers on or before 10th March, 2014. By 12:00 noon of 13th March, 2014 none of the said agencies except M/s Godrej & Boyce Mfg. Co. Ltd. have submitted the documents to justify their extension of time.</p> <p>* The communications from PMC and NLUO to different Contractors/Agencies- Annexure-‘A’.</p> <p>* Documents of M/s Godrej & Boyce Mfg. Co. Ltd. is placed at Annexure – ‘B’.</p>	<p>2. Hon’ble Justice Indrajit Mahanty, Judge, Orissa High Court and Member of Executive Council, NLUO</p> <p>4. Mr. Ashok Mohanty, Advocate General and Member of Executive Council, NLUO</p> <p>5. Mr. Ashok Parjia, Senior Advocate and Member of Executive Council, NLUO</p> <p>6. Finance Officer (Project), NLUO</p> <p>7. Registrar General, High Court of Orissa</p> <p>8. Director of Odisha Judicial Academy</p> <p>9. Prof. V. Nagaraj, Vice-Chancellor of NLUO</p> <p>10. The representatives of all contractors</p> <p>a) M/s HPL</p> <p>b) M/s HSCL</p> <p>c) M/s Godrej & Boyce</p> <p>11. PMC of NLUO</p> <p>It was also decided that the entire Agenda item from 24 to 30 is to be placed before the above said Committee.</p>
25.	<p>Discussion on Project Status of the construction work Phase-I.</p> <p>The item was placed before the Executive Council in its meeting dated 04.01.2014.</p>	<p>This Agenda item will be taken on 17th March 2014 as with Agenda item 24.</p>
26.	<p>To report the slow progress of external development by M/s HSCL.</p> <p>The item was placed before the Executive Council in its meeting dated 04.01.2014.</p>	<p>This Agenda item will be taken on 17th March 2014 as with Agenda item 24.</p>
27.	<p>To decide the secured advance claimed by M/s HSCL.</p> <p>The item was placed before the Executive Council in its meeting dated 04.01.2014.</p>	<p>This Agenda item will be taken on 17th March 2014 as with Agenda item 24.</p>
28.	<p>To consider the matters relating to the work “Supply, Installation,</p>	<p>This Agenda item will be taken on 17th March 2014 as with Agenda</p>

	<p>Commissioning of HVAC System, Associated Equipments, Exhaust/Ventilation System and Gas Pipe Line System in the kitchen of Hostels of NLUO”.</p> <p>The item was placed before the Executive Council in its meeting dated 04.01.2014.</p>	<p>item 24.</p>
29.	<p>To decide the consultancy fee of PMC.</p> <p>The item was placed before the Executive Council in its meeting dated 04.01.2014.</p>	<p>This Agenda item will be taken on 17th March 2014 as with Agenda item 24.</p>
30.	<p>To consider the additional items not under the scope of existing tender/estimate for Phase-I, construction work.</p> <p>The item was placed before the Executive Council in its meeting dated 04.01.2014.</p> <p>In addition to items proposed in the previous meeting below are some more items to be considered for construction work:</p> <p>Training Centre Health Club C.C. Road instead of Bitumen Road Covering the entrances of Academic Block by fixing of Polycarbonates roofing. Moot Court adjacent to Academic Block. Construction of P.G./NRI Hostel.</p>	<p>This Agenda item will be taken on 17th March 2014 as with Agenda item 24.</p>
31.	<p>Any other items with the permission of the Chair</p>	<p>1. Vice-Chancellor raised the matter of House Rent Allowance (HRA) deduction of the present Chief Warden by the University. After detailed discussion, Executive Council decided that no HRA will be deducted by the University for the Chief Warden until a full fledged accommodation is provided to him/her. Similarly will be the case to the faculty</p>

member appointed as Resident Warden.

2. Vice-Chancellor also raised the matter of HRA payable to Mr. Rangin Pallav Tripathy & his wife Ms. Suman Das Bhattamishra. Their position is that the University has offered to pay HRA to only one person because they as husband and wife are living together. The claim of both the faculty is that as per UGC rule both of them should get the HRA. It is on this pretext, both the faculty refused to accept HRA for one person till now. In the course of discussion, the prevailing rule of Odisha Government on HRA was brought to the knowledge of Executive Council. During the discussion it was brought up that the university teachers are paid salaries and other admissible allowances as per UGC rules and not as per the State Rule. At this stage Executive Council resolved that the matter is to be deferred to the next Executive Council meeting and in the next meeting the relevant rule of the UGC is to be placed before Executive Council for taking decision on this matter.

3. Vice-Chancellor informed the Executive Council about the resignation of Engineer Maintenance. Executive Council approved his resignation.

Prof. Faizan Mustafa, Mr. Ashok Parija and Prof. V. Nagaraj appreciated Hon'ble Visitor Justice A.K. Patnaik for successfully conducting the meeting of Executive Council.


25/3/13

Dr. Afroz Alam
Registrar (I/C)