

THE NATIONAL SKILLS UNIVERSITY BILL, 2017

By

DR. KIRIT SOMAIYA, M.P.

ARRANGEMENT OF CLAUSES

CLAUSES

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THE SCHEDULE.

Bill No. 42 of 2017

THE NATIONAL SKILLS UNIVERSITY BILL, 2017

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A

BILL

to promote quality skill education in an integrated manner with higher education in the context of the demographic dividend and meeting the qualified skill requirements of a growing national economy and for that purpose to address gaps in the institutional delivery framework in skill education by establishing National Skills Universities as institutions of national importance for imparting skill education and to develop qualified youth with skill proficiencies and standardised competencies around national principles and to provide for certain other matters connected with such institutions or incidental thereto.

BE it enacted by Parliament in the Sixty-eighth Year of the Republic of India as follows:—

CHAPTER I

PRELIMINARY

5 **1.** (1) This Act may be called the National Skills Universities Act, 2017.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

Short title and commencement.

Declaration of National Skills University to be institution of national importance.

2. Whereas the objects of every National Skills University, established under this Act, are of national importance, it is hereby declared that every such Skills University shall be an institution of national importance.

Definitions.

3. In this Act, unless the context otherwise requires,

(a) “academic quality” means the quality of skills education, teaching and learning and includes physical infrastructure, human resources (including faculty and trainers), administration, curricula, skills training, admission, assessment and evaluation procedures, governance structures, and students job placements of the institution of skills education; 5

(b) “accreditation” with the grammatical variations means the process of quality control in skills education, whereby, as a result of evaluation or assessment or by any other scientific method, an institution of skills education or training establishment is recognized by it as conforming to specific parameters of academic quality and benchmarking of such academic quality determined by the national Skills University; 10

(c) “affiliation” together with its grammatical variations, includes, in relation to an institution of skills education or training establishments either government or privately owned, recognition of such institution and training establishment by, association of such institution and training establishment with, and admission of such institution and training establishments to the privileges of, the National Skills University; 15
20

(d) “All India Council for Technical Education” means the All India Council for Technical Education established under the All India Council for Technical Education Act, 1987; 52 of 1987.

(e) “appointed day” means the date of establishment of the National Skills University established under sub-section (1) of section 5; 25

(f) “appropriate Government” means in respect of matters relating to the National Skills University located in—

(i) a Union territory without Legislature, the Central Government; or

(ii) the Union territories with Legislature, the Government of the National Capital Territory of Delhi or, as the case may be, the Government of Union territory of puducherry; or 30

(iii) A State, the State Government;

(g) “appropriate State Legislature” means such Legislature of the State or Union Territory as has jurisdiction over the matter;

(h) “Board”, in relation to any National Skills University, means the Board of Governors referred to in sub-section (1) of section 11; 35

(i) “certificate” means such award granted by any National Skills University certifying that the recipient has successfully completed a course of study of less than nine months duration;

(j) “Chancellor” means the Chancellor of the National Skills University appointed under sub-section (3) of section 11; 40

(k) “competency” means the ability to use acquired knowledge and learning and development of character for performing a job role successfully or efficiently;

(l) “Council” means the Council of National Skills Universities established under sub-section (1) of section 28; 45

20 of 1972. (m) “Council of Architecture” means the Council of Architecture constituted under the Architects Act, 1972;

5 (n) “credit framework” means the framework, developed by the National Skills University, built on measured units of education, skills and learning credits for a student to achieve the competency for performing a job role successfully or efficiently;

10 (o) “curriculum package” means the competency based curriculum package consisting of syllabus, textbooks, student’s manual, trainers guide, training manual, assessment and evaluation guidelines and all such material, including electronic material, required to impart skills education and teaching to prepare a student to acquire the performance outcomes, skills and competencies required of a person engaged or likely to be engaged, in a particular job role;

15 (p) “degree” means any such degree, as may be, with the previous approval of the Central Government and the National Skills Qualification Committee, listed in the national Qualifications Register maintained by the National Skills Development Agency;

(q) “diploma” means such award, not being a degree, granted by any National Skills University certifying that the recipient has successfully completed a course of study of not less than nine months duration;

59 of 1961. 20 (r) “Indian Institute of Technology” means Indian Institute of Technology incorporated as such by the Institutes of Technology Act, 1961;

2 of 1882.
1 of 2013.
21 of 1860. 25 (s) “industry partner” means an individual, or a trust established under the Indian Trusts Act, 1882, or company established under the Companies Act, 2013, or society formed and registered under the Societies Registration Act, 1860, or a combination of one or more of such industry partner, and providing, in partnership with an appropriate Government, funds for capital investment for establishment of a National Skills University and for its maintenance;

102 of 1956. (t) “Indian Medical Council” means the Indian Medical Council established under the Indian Medical Council Act, 1956;

30 (u) “National Council for Vocational Training” means the National Council for Vocational Training established by that name by the Central Government;

29 of 2007. (v) “National Institute of Technology” means an institution listed in the Schedule to the national Institutes of Technology Act, 2007;

35 (w) “National Occupational Standards” means National Occupational Standards developed by Sector Skill Councils or by the National Skills University concerned and defines the measurable performance outcomes, skills and competencies required of a person engaged or likely to be engaged, in a particular job role forming the benchmarks for education, training or recruitment for particular employments;

(x) “National Skill Development Agency” means the National Skill Development Agency notified as such by the Central Government;

40 (y) “National Skill Development Corporation” means the National Skill Development Corporation notified as such by the Central Government;

45 (z) “National Skill Qualification Framework” means the qualifications assurance framework for skills, notified as such by the Central Government, based on national principles, organizing qualifications according to a series of levels of knowledge and skills defined in terms of learning outcomes regardless of how such knowledge skills or competency is acquired;

(za) “notification” means a notification published in the Official Gazette and the expression “notify” shall be construed accordingly;

(zb) “Pharmacy Council of India” means the Pharmacy Council of India established under the Pharmacy Act, 1948; 8 of 1948.

(zc) “prescribed” means prescribed by rules made under this Act;

(zd) “prospectus” includes any publication, whether in print or otherwise, issued for providing fair and transparent information, relating to a National Skills University or an institution of skills education affiliated to it, to the general public (including those seeking admission in such institution) by such Skills University or such institution; 5

(ze) “public private partnership” means such partnership which provides for establishment of a National Skills University involving collaboration between the Central Government, appropriate Government and the industry partner or industry partners; 10

(zf) “Schedule” means the Schedule to this Act;

(zg) “Sector Skill Council” means such Sector Skill Council recognised as such, by the National Skills Development Corporation, for any sector of the economy, or a part of it; 15

(zh) “Senate”, in relation to any Skill University, means the Senate thereof;

(zi) “skills” means the qualification and competency achieved through education and learning for performing a job role successfully and efficiently;

(zj) “Skills University” means any National Skills University notified by the Central Government under sub-section (1) of section 5 and included in the Schedule to this Act; 20

(zk) “Statutes” and “Ordinances”, in relation to any Institute, mean the Statutes and Ordinances of that Skills University made under this Act;

(zl) “Vice Chancellor” means the Vice Chancellor of the National Skills University appointed under sub-section (3) of section 17; and 25

(zm) “Visitor” means the President of India.

CHAPTER II

ESTABLISHMENT OF NATIONAL SKILLS UNIVERSITY

Agreement for establishment of National Skills University.

4. (1) The Central Government may, with the concurrence of an appropriate Government, establish, either with or without public-private partnership, a National Skills University in such State under this Act. 30

(2) For the purposes of establishment of a Skills University in the public-private partnership mode, the appropriate Government shall identify one or more industry partners for collaboration and submit a proposal to the Central Government in such form and manner as may be prescribed. 35

(3) For the purposes of establishment of a Skills University without public-private partnership, an appropriate Government shall submit a proposal to the Central Government in such form and manner as may be prescribed.

(4) The Central Government shall examine the proposal, referred to in sub-section (2) or (3), on the basis of such criteria as may be prescribed and such criteria shall include the following, namely:— 40

(a) the capital investment required for establishing the proposed Skills University and its phasing;

(b) the expertise and standing of the industry partners referred to in sub-section (2); 45

(c) the assessment of the capability and financial and other resources of the industry partners referred to in sub-section (2), if any, to support the Skills University;

(d) the availability of adequate land, free of cost, for establishment of the Skills University;

5 (e) the availability of, or the commitment of the appropriate Government to make available, adequate physical and social infrastructure at the proposed site for establishment of the Skills University;

10 (f) the commitment of the appropriate Government and the industry partners referred to in sub-section (2), if any, for supporting the Skills University after its establishment.

(5) The Central Government may suggest modifications to the proposal submitted to it under sub-section (2) or (3).

15 (6) The Central Government shall, on acceptance of the proposal, referred to in sub-section (2) or (3), with modifications, if any, under sub-section (5), enter into an agreement with the appropriate Government and the industry partners, if any, for the establishment of the proposed Skills University, subject to the provisions of this Act and the rules made thereunder.

(7) Every agreement referred to in sub-section (6) shall contain,—

(a) the name and location of the Skills University in the State;

(b) the appointed date on which the Skills University shall be established;

20 (c) the capital investment in establishment of the Skills University, the respective shares in such capital investment of the Central Government, appropriate Government and industry partners, if any, and the phasing of such capital investment over a period of five years;

(d) the first Statutes of the Skills University;

25 (e) the commitment of the Central Government, appropriate Government and industry partners, if any, in ensuring autonomy to the proposed Skills University.

30 (8) Where a proposal submitted by the appropriate Government under sub-section (2) or (3), with modifications, if any, under sub-section (5), is not acceptable to the Central Government, it shall communicate its decision to that appropriate Government, specifying the reasons for such decision.

35 **5.** (1) On the agreement being entered into under sub-section (6) of section 4 for the establishment of the Skills University, the Central Government shall, by notification, include in the Schedule, such Skills University with such name, location and such appointed date, as may be specified in the notification; and different notifications may be issued for different Skills Universities.

Establishment
of National
Skills
University.

40 (2) On and from the appointed day, each Skills University as may be established under sub-section (1) shall be a body corporate by such name as is indicated in the Schedule, having perpetual succession and a common seal, with power to acquire, hold and dispose of the property, both movable and immovable, and to contract, and shall, by that name, sue or be sued.

6. Every Skills University shall be not-for-profit legal entity and no part of the surplus, if any, in revenue of such Skills University, after meeting all expenditure in regard to its operations under this Act, shall be invested for any purpose other than for the growth and development of such Skills University or for the attainment of its objects.

National Skills
University as
not-for-profit
legal entity.

CHAPTER III

NATIONAL SKILLS UNIVERSITY

Objects of
national Skills
University.

7. The objects of every Skills University shall be to—

(a) emerge as one amongst the foremost institutions of quality in skills education recognised by industry, nationally and internationally; 5

(b) develop qualified youth with skill proficiencies and competencies at different levels built on national principles of skills education;

(c) promote skills education in an integrated and holistic manner with higher education so as to ensure pathways for progression and mobility across forms of education and skills; 10

(d) provide opportunities for flexible learning systems and provide a medium for lifelong learning and skill development;

(e) engage and promote constant engagement with industry to understand the skilled manpower needs of industry and build partnerships for youth to learn in a practical and real-world environment; 15

(f) develop competent, skilled and capable youth imbued with skills, learning and the spirit of entrepreneurship to meet the skilled employment needs of the country and the world;

(g) promote and maintain transparency of the highest order in matters of admission, appointments, evaluation, accreditation, administration and finance. 20

Autonomy,
powers and
functions.

8. (1) Every Skills University shall comply, except in so far as may be specifically provided for in this Act, with the National Skills Qualification Framework.

(2) Every Skills University shall have autonomy in financial, administrative and academic matters in regard to the attainment of its objects.

(3) Subject to the provisions of this Act, every Skills University shall have autonomy in the exercise the following powers and functions, namely:— 25

(a) to recognise, in such manner and in accordance with such parameters as may be specified by its Statutes, institutions of skills education or training establishments and affiliate such institutions and training establishments;

(b) to develop credit framework in accordance with the National Occupational Standards developed by such body as may be specified, by or under, the National Skills Qualification Framework; 30

(c) to develop curriculum packages for each level and each skill as may be defined, by or under, the National Skills Qualification Framework;

(d) to define norms and parameters of skills education, teaching and instruction, consistent with the credit framework and curriculum packages, in such skills and allied areas as the Skills University may deem fit; 35

(e) to facilitate instruction (through training establishments and Skill Knowledge provider), in accordance with the credit framework and curriculum packages, in such skills and allied areas as the Skills University may deem fit, for the dissemination of knowledge and skills training and consistent with its objects; 40

(f) to facilitate instruction in such branches of learning, other than skills, consistent with its objects, as the Skills University may, from time to time, determine;

(g) to award degrees, diplomas, certificates and other distinctions registered with the 'National Qualifications Register' maintained by the National Skill 45

development Agency or any other agency entrusted with such task that conform to the provisions the National Skills Qualification Framework;

5 (h) to define norms of, examination or any other measure of assessment of knowledge and competency of a student of, or admission to, the Skills University or institutions of skills education or training establishment affiliated to it;

(i) to hold examinations or other assessments of knowledge or competency or accredit the examination or other assessment systems affiliated to it, as the Skills University may, from time to time, determine;

10 (j) to recognise industries (as Skill Knowledge Providers) for purposes of practical training of students in skills and to define norms for recognition of competency attained by a student in such practical training in industry for the purpose of earning credits;

15 (k) to define norms and measures of assessment for recognition of prior learning and competency in skills, based on relevant experience at work or in industry; and to assign credits for such prior learning or competency in accordance with the credit framework;

(l) to lay down norms for transfer of credits to promote new learning opportunities without compromising on learning outcomes;

20 (m) to institute skills education, teaching or other academic positions, required by the Skills University, with such qualifications and designations as it may deem fit, and to appoint persons on tenure, term or otherwise to such positions;

(n) to appoint persons working or having significant experience of working, in any other University or educational institution or any industry, possessing the required knowledge or competency, as adjunct, guest or visiting faculty of the Skills University on such terms and for such duration as such Skills University may decide;

25 (o) to lay down parameters for assessment and accreditation of skill educators and training providers in accordance with the norms specified by or under the National Skills Qualification Framework, or in their absence, such norms as may be determined by the Skills University;

(p) to create administrative and other posts and to make appointments thereto;

30 (q) to determine, specify and receive payment of fees and other charges, as the Skills University may deem fit, from students and any other person, institution, industry or body corporate for instructions and other services, including training, consultancy and advisory services, provided by such Skills University;

35 (r) to acquire, hold, manage and dispose of any property belonging to, or vested in, the Skills University in such manner as the Skills University may deem fit for attainment of its objects:

Provided that where land for the Skills University has been provided free of cost by an appropriate Government, such land may be disposed of only with the prior approval of such appropriate Government;

40 (s) to receive gifts, grants, donations or benefactions from the Central Government or the appropriate Government and to receive bequests, donations and transfer of movable or immovable properties from testators, donors or transferors, as the case may be;

45 (t) to establish and maintain such infrastructure, including campuses and training centres within the territories of the Indian Union, as may be necessary for attainment of its objects;

(u) to undertake, or cause to be undertaken, such studies for assessment of skill needs as may be required in the future and to prepare and maintain a database of skills

assessment and requirements in terms of the emerging employment market in the State concerned, nationally or internationally, as the case may be, relevant to the instructions imparted or proposed to be imparted in the Skills University;

(v) to institute and award fellowships, scholarships, exhibitions, prizes and medals;

(w) to collaborate with any other university or institution of national importance in offering joint degree programmes for bridging skill education with higher education;

(x) to promote international collaboration in skills education with institutions of skill education for the purpose of developing competency, knowledge and ability to global standards;

(x) to promote a spirit of entrepreneurship in skills amongst youth; and

(y) to do all such things as may be necessary, incidental or conducive to the attainment of all or any of the objects of the Skills University.

National Skills University open to all.

9. Every Skills University shall be open to all persons irrespective of sex, religion, race, caste, creed or class.

Admissions to National Skills University.

10. (1) All admissions to every programme of study in a Skills University shall be based on transparent and reasonable criteria disclosed through its prospectus, published prior to the commencement of the process of admission, by such Skills University.

(2) Every Skills University shall be a Central Educational Institution for the purposes of the Central Educational Institutions (Reservation in Admission) Act, 2006.

5 of 2007.

CHAPTER IV

AUTHORITIES AND OFFICERS OF NATIONAL SKILLS UNIVERSITY

Board of Governors.

11. (1) The Board of Governors of each Skills University shall be its principal executive body.

(2) The Board shall consist of the following members, namely:—

(a) a Chancellor, to be appointed by the Skills University as provided in sub-section (3), who shall chair the meetings of the Board;

(b) a person from industry with experience in skills education or training, to be appointed by the Skills University as provided in sub-section (5);

(c) a person to be nominated by the National Skill Development Agency;

(d) a person to be nominated by the National Council for Vocational Training;

(e) the Vice-Chancellor of a University in the State, to be nominated by the appropriate Government, *ex officio*;

(f) the Director of the National Institute of Technology located in the State in which the Skills University is located, *ex officio*;

(g) one person to represent the Scheduled Castes or the Scheduled Tribes, to be nominated by the appropriate Government;

(h) two senior-most Deans of the Skills University, *ex officio*; and

(i) the Vice-Chancellor of the Skills University, *ex officio*, who shall be the Member-Secretary.

(3) The Chancellor shall be appointed by the Skills University from a panel of three names recommended by a Search Committee consisting of—

(a) a nominee of the Central Government, who shall be a person of standing in skills education;

(b) a nominee of the appropriate Government, who shall be a person of standing in skills education; and

5 (c) the Chairperson of the National Skills Development Agency, in case of a Skills University fully funded by the Central or appropriate Government, or a nominee of the industry partners, in case of a Skills University established in the public-private partnership mode, to represent industry.

(4) The Secretary in-charge of skills education in the appropriate Government shall be the convener of the meetings of the Search Committee referred to in sub-section (3) but shall not participate in its deliberations.

10 (5) A member of the Board referred to in clause (b) of sub-section (2) shall be appointed by the Skills University, with the approval of the Board, from a panel of three names recommended by the appropriate Government, in case of a Skills University fully funded by the Central Government or appropriate Government, or by the industry partners, in case of a Skills University established in the public-private partnership mode.

15 (6) The first Chancellor shall be appointed, by the Visitor, as soon as may be after the agreement referred to in sub-section (6) of section 4 is entered, from a panel of names recommended by the Search Committee referred to in sub-section (3).

20 **12. (1)** Save as otherwise provided in this section, the term of office of the Chancellor or any other member of the Board, other than an *ex officio* member, shall be for a period of five years from the date on which he enters upon office.

Term of office
of Chancellor
and Members
of the Board.

(2) The term of an *ex officio* member shall continue so long as he holds the office by virtue of which he is a member.

(3) A member of the Board, other than an *ex officio* member, who fails to attend three consecutive meetings of the Board, shall cease to be a member.

25 (4) The Members of the Board shall be entitled to such allowances, as may be specified by Statutes, for attending meetings of the Board or such other meetings as may be convened by the Skills University.

30 (5) The Board shall initiate the process of appointment in respect of any vacancy due to arise for the office of Chancellor on completion of tenure before a period of six months from the date on which such vacancy would arise:

Provided that the process of appointment shall be completed before such vacancy arises.

35 (6) Where any unforeseen vacancy has occurred in the office of Chancellor, the process of appointment shall be completed within a period of three months from the date of arising of such vacancy:

Provided that the Board may, in consultation with the appropriate Government, assign, in the interim, temporary charge of the office of Chancellor to any other suitable person till such time as a Chancellor is appointed and enters upon his office.

40 (7) When the Chancellor is unable to discharge his functions owing to absence on leave or otherwise, such one of the other Members, as the Board may authorise in this behalf, shall discharge the functions of the Chancellor until the date on which the Chancellor resumes his duties.

(8) The Chancellor may, by notice in writing under his hand addressed to the Board, resign from his office:

45 Provided that the Vice-Chancellor shall cause such resignation letter of the Chancellor to be placed before the Board in an emergent meeting to be convened within a period of ten days from the date the letter of the Chancellor addressed to the Board is received.

Disclosure of interest by Chancellor or Member.

13. The Chancellor or any other Member of the Board having any direct or indirect interest, whether pecuniary or otherwise, in any matter coming up for consideration at a meeting of the Board, shall, disclose the nature of his interest at such meeting; and shall not take any part in any deliberation or decision of the Board within respect to that matter.

Powers and functions of the Board of Governors.

14. (1) Subject to the provisions of this Act, the Board of every Skills University shall be responsible for the general superintendence, direction and control of the affairs of the Skills University and shall have the power to frame, amend, modify or rescind the Statutes governing the affairs of the Skills University for attainment of its objects. 5

(2) Without prejudice to generality of the provisions of sub-section (1), the Board shall have the following powers, namely:— 10

(a) to decide questions of policy relating to the administration and working of the Skills University;

(b) to make Statutes governing the administration, management and operations of the Skills University;

(c) to examine and approve the annual budget estimates and annual statement of accounts of the Skills University; 15

(d) to examine and approve the plan for development of the Skills University and to identify sources of finance for implementation of the plan;

(e) to establish departments, faculties or schools and initiate programmes or courses of study at the Skills University; 20

(f) to lay down, by Statutes, the parameters and manner for recognition of institutions of skills education;

(g) to recognise, in such manner and in accordance with such parameters as specified by Statutes, institutions of skills education and affiliate such institutions;

(h) to recognise industries for purposes of practical training of students in skills; 25

(i) to create skills education, teaching and other academic posts, to determine the number of such posts and emoluments thereof and to define their duties and conditions of service:

Provided that the Board shall take action only after consideration of the recommendations of the Senate; 30

(j) to provide, by Statutes, the qualifications, criteria and processes for appointment to skills education, teaching, academic, administrative and other posts in the Skills University:

Provided that the Board shall specify qualifications for appointment to skills education, teaching and academic posts only after consideration of the recommendations of the Senate; 35

(k) to award degrees, diplomas, certificates and other distinctions that are approved by the National Skills Qualification Committee and is listed in the National Qualifications Register maintained by the National Skills Development Agency;

(l) to determine, by Statutes, fees and other charges payable for pursuit of courses or programmes of study in the Skills University; 40

(m) to cause to be undertaken, such studies for assessment of skill needs as may be required in the future and to prepare and maintain a database of skills assessment and requirements in terms of the emerging employment market in the State concerned, nationally and internationally, as the case may be, relevant to the instructions imparted or proposed to be imparted in the Skills University; 45

(n) to exercise such other powers and perform such other duties as may be conferred or imposed by this Act or Statutes and not specifically conferred on any other authority or officer of the Skills Univesity:

5 Provided that the Board may delegate such of its powers for such period of time and on such conditions to such committees, authorities or officers of the Skills University as it may deem fit:

 Provided further that every power delegated for a period, whether once or by way of extention, exceeding one year, shall be through statutes providing for such delegation.

10 (3) The Board shall in exercise of its powers and discharge of its functions strive to provide autonomy in academic matters to the Senate and departments or faculties or schools, as the case may be.

 (4) Where in the opinion of the Chancellor, based on the recommendations of the Vice Chancellor, the situation is so emergent that immediate action needs to be taken in the interest of the Skills University, the Chancellor, in consultation with the Vice Chancellor, may, after recording the reasons for his opinion, issue such order in exercise of the powers of the Board, as he deems fit:

 Provided that each such order shall be placed before the Board for ratification in its next meeting.

20 **15.** (1) The Senate of every Skills University shall consist of the following persons, The Senate.
namely:—

 (a) the Vice Chancellor of the Skills University, who shall chair the meetings of the Senate, *ex officio*;

25 (b) heads of ten departments, faculties or schools, as the case may be, comprising the Skills University, to be nominated by the Board, *ex officio*;

 (c) deans in charge of academic and student affairs in the Skills University, *ex officio*;

 (d) five heads of Sector Skills Councils, to be nominated by the Board;

30 (e) two members of faculty from amongst the Professors of the Skills University, to be nominated by the Board;

 (f) three persons to be nominated by the appropriate Government, in case the Skills University is fully funded by the Central Government or appropriate Government, or by the industry partners, in case the Skills University is established in the public-private partnership mode.

35 (2) The term of an *ex officio* member shall continue so long as he holds the office by virtue of which he is a member.

 (3) The term of a member nominated under clause (b), (e) or (f) of sub-section (1) shall be for a period of three years from the date of his nomination:

40 Provided that a member nominated under clause (b) of sub-section (1) shall cease to be a member if he demits that office by virtue of which he was nominated as member.

 (4) The term of a member nominated under clause (d) of sub-section (1) shall be for a period of two years from the date of his nomination on rotation basis:

 Provided that a member nominated under clause (d) of sub-section (1) shall cease to be a member if he demits that office by virtue of which he was nominated as member.

45 (5) A member of the Senate under clause (e) or (f) of sub-section (1) who fails to attend three consecutive meetings of the Senate, shall cease to be a member.

Powers and
functions of
Senate.

16. (1) Subject to the provisions of this Act and Statutes, the Senate shall be the principal academic body of the Skills University and shall have the power to make, amend, modify or rescind the Ordinances of the Skills University.

(2) Without prejudice to the generality of the provisions of sub-section (1), the Senate shall have the following powers, namely:—

(a) to develop, by Ordinance, credit framework in accordance with the National Occupational Standards developed by such body as may be specified, by or under, the National Skills Qualification Framework;

(b) to develop by Ordinance, curriculum packages for each level and each skill as may be defined, by or under, the National Skills Qualification Framework;

Provided that while developing the curriculum packages, the Sector Skill Council concerned shall be consulted;

(c) to define, by Ordinance, norms of skills education, teaching and instruction, in accordance with the credit framework and curriculum package, in such skills and allied areas as the Skills University may deem fit;

(d) to define, by Ordinance, norms of examination, or any other measure of assessment of knowledge and competency of a student, or admission to, the Skills University or institutions of skills education affiliated to it;

(e) to lay down, by Ordinance, the norms and parameters of examination or other assessment systems and the procedure for accreditation of such systems of institutions of skills education affiliated to it;

(f) to accredit the examination and assessment systems of skills education in accordance with the norms and parameters of such systems and the procedures for such accreditation;

(g) to define, by Ordinance, norms for recognition of competency attained by a student in practical training in skills in industry for the purpose of earnings credits;

(h) to define norms and measures of assessment for recognition of prior learning and competency in skills, based on relevant experience at work or in industry; and to assign credits for such prior learning or competency in accordance with the credit framework;

(i) to lay down, by Ordinance, norms for transfer of credits to promote new learning opportunities without compromising on learning outcomes;

(j) to lay down parameters for assessment and accreditation of skill educators and training providers in accordance with the norms specified by or under the National Skills Qualifications Framework, or in their absence, such norms as may be determined by the Senate, by Ordinance;

(k) to recommend to the Board, proposals for creation of skills education, teaching and other academic posts and qualifications for such posts;

(l) to specify the academic calendar and approve grant of degrees, diplomas, certificates and other academic distinctions;

(m) to lay down the parameters and due diligence process to affiliate training establishments, skill institutions and the industry Skill Knowledge partners; and

(n) to exercise such other powers and discharge such other functions as may be assigned to it, by Statutes or by the Board.

(3) Every Ordinance under this Act shall be placed, as soon as may be after it is made or issued, before the Board.

(4) The Board shall have the power to make any modification in the Ordinance or direct that the Ordinance should not be made or issued:

5 Provided that the Ordinance shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that Ordinance.

17. (1) The Vice Chancellor shall be the principal executive officer of the Skills University and shall be responsible for implementation of the decisions of the Board and Senate and for the day-to-day administration of the Skills University.

Vice
Chancellor.

10 (2) The Vice Chancellor shall exercise such other powers and discharge such other duties as may be assigned to him by this Act or Statutes or Ordinances or delegated by the Board.

(3) The Vice Chancellor shall be appointed by the Board from a panel of names recommended by a Search Committee consisting of—

(a) the Chancellor, who shall be the Chairperson of the Search Committee;

15 (b) the Chairperson of the National Skill Development Agency, in case of a Skills University fully funded by the Central or appropriate Government, or a nominee of the industry partners, in case of a Skills University established in the public-private partnership mode, to represent industry;

(c) a nominee of the Central Government from amongst Directors of Indian Institutes of Technology or National Institutes of Technology;

20 (d) a nominee of the appropriate Government from amongst those, who are or have been, Vice Chancellors of Universities in the State in which the Skills University is located; and

(e) a nominee of the Board of Governors from amongst its members.

25 (4) The Vice Chancellor shall, except on account of resignation or removal or discharge, hold office for a period of five years from the date on which he enters upon his office or until he attains the age of seventy years, whichever is earlier.

(5) The Vice Chancellor may, by notice in writing under his hand addressed to the Chancellor, resign from his office.

30 (6) The Vice Chancellor may be removed by the Board on proven charges of corruption or misconduct:

Provided that the Vice Chancellor shall not be removed from his office, except by an order made by the Board after an inquiry in this behalf by the Board, and after giving him a reasonable opportunity of being heard:

35 Provided further that a resolution for initiating an inquiry into charges of corruption or misconduct shall be brought before the Board only if a notice declaring intent to move such a resolution and detailing the charges is signed by not less than one half of the members of the Board in position and presented to the Chancellor before the meeting:

40 Provided also that where a proposal for institution of an inquiry into charges of corruption or misconduct against the Vice Chancellor is being contemplated by the Board, the Vice Chancellor shall refrain from participation in the proceedings of the Board till such time as the inquiry is completed:

Provided also that the Board may assign temporary charge of the office of Vice Chancellor to any other suitable person till such time, not exceeding one hundred and twenty days, as the inquiry into the charges against the Vice-Chancellor is concluded.

45 (7) The Board shall, on the expiration of three years of term of his office, conduct a review of the performance of the Vice Chancellor with specific reference to his leadership in the attainment of the objects of the Skills University.

(8) The Board may, if it is of the opinion, on the basis of the review of performance under sub-section (7), that the Vice Chancellor has been unable to provide leadership to the Skills University and that his continuance may be detrimental to the functioning of such Skills University, serve a notice of three months upon the Vice Chancellor for discharge from office: 5

Provided that the Board may, after giving the Vice Chancellor an opportunity of being heard, decide to withdraw the notice after giving such directions or imposing such reasonable conditions as it may deem fit:

Provided further that if the Board decides to confirm the notice of discharge, then it shall take effect from such date, not less than three months from the date on which the notice was issued, as the Board may determine. 10

(9) The Board shall initiate the process of appointment in respect of any vacancy due to arise for the office of Vice Chancellor on completion of tenure before a period of six months from the date on which such vacancy would arise:

Provided that the process of appointment shall be completed before such vacancy arises. 15

(10) Where any unforeseen vacancy has occurred in the office of Vice Chancellor, the process of appointment shall be completed within a period of three months from the date of arising of such vacancy:

Provided also that the Board may assign temporary charge of the office of Vice Chancellor to any other suitable person till such time as a Vice Chancellor is appointed and enters upon his office. 20

(11) The first Vice Chancellor shall be appointed, by the first Chancellor, from a panel of names recommended by a Search Committee consisting of the following, namely:—

(a) the Chancellor; 25

(b) the Chairperson of the National Skill Development Agency, in case of a Skills University fully funded by the Central or appropriate Government, or a nominee of the industry partners, in case of a Skills University established in the public-private partnership mode, to represent industry;

(c) a nominee of the Central Government from amongst Directors of Indian Institutes of Technology or National Institutes of Technology; 30

(d) a nominee of the appropriate Government from amongst those, who are, or have been, Vice Chancellors of Universities in the State in which the Skills University is located;

(e) the Secretary in charge of skills education of the appropriate Government, who shall be convenor of the Search Committee. 35

Committees and officers of National Skills University.

18. (1) The Board may constitute such committees with such powers and such functions, as it may deem fit, for efficient management of affairs of the Skills University.

(2) The Board may designate such of the employees of the Skills University as officers and entrust such powers and functions to them as may be provided by the Statutes: 40

Provided that the Deans in charge of academic affairs, industry engagement and student affairs shall be officers of the Skills University and shall have such powers and perform such functions as the Board may, by Statutes, determine.

The Visitor.

19. (1) The President of India shall be the Visitor of every Skills University and shall have the power to give such directions to the Skills University as he may deem fit, for the purpose of attainment of its objects. 45

(2) Every such direction under sub-section (1) shall be placed by the Vice Chancellor before the Board in its immediate next meeting, held not later than fifteen days from the date of receipt of such direction, along with the action proposed to be taken on such direction.

5 (3) The Vice Chancellor shall forthwith, on the conclusion of the meeting of the Board, send a report to the Visitor, explaining the action proposed to be taken to comply with the direction.

CHAPTER V

REVIEW OF NATIONAL SKILLS UNIVERSITY

10 **20.** (1) Every Skills University shall, within seven years from the date of its establishment and incorporation and thereafter at the expiration of every fifth year, constitute, with the prior approval of the Central Government, a Committee to evaluate and review the performance of such Skills University in attainment of its objects during the said period.

Review of
National Skills
University.

15 (2) The Committee constituted under sub-section (1) shall consist of members of repute in academia or industry, from relevant fields of skills education and teaching or experience in leadership positions in any University of repute or institution of national importance.

(3) The Committee shall assess the performance of Skills University and make recommendations on—

20 (a) the extent of fulfilment of the objects of the Skills University and its contribution to the society;

(b) the promotion of skills education and its impact on industry and society;

(c) the establishment of the Skills University as amongst the national leaders in the area of skills education;

25 (d) the extent of achievement of social equality through skills education; and

(e) such other parameters as the Board may consider necessary and specify.

(4) The Board shall consider the recommendations referred to in sub-section (3) and take such action as it may deem fit:

30 Provided that the recommendations of the Committee along with an explanatory memorandum on the action taken or proposed to be taken by the Board, specifying the reasons thereof, shall be submitted to the Central Government and to the appropriate Government:

Provided further that the Central Government and the appropriate Government shall cause such recommendations to be laid before each House of Parliament or the appropriate State Legislature, as the case may be.

35 (5) The Central Government and the concerned appropriate Government shall have the power to give such directions, emanating from the recommendations of the Committee, on policy relating to national purposes, as they may deem fit, and the Skills University shall comply with such directions:

Provided that if any dispute arises as to whether the direction is a question of policy relating to national purpose or not, the decision of such Government shall be final.

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CHAPTER VI

GRANTS, ACCOUNTS AND AUDIT

21. (1) The Central Government may, after due appropriation made by Parliament, by law in this behalf,—

Grants to
Skills
University.

45 (a) make to each Skills University grants of such sums of money as may be required for supporting its establishment and infrastructure development, subject to the agreement referred to in sub-section (7) of section 4;

(b) provide to each Skills University, grants of such sums of money as are required to meet the expenditure on scholarships or fellowships instituted by it, including scholarships or fellowships for students from socially and educationally backward classes or categories of citizens enrolled in such Skills University.

Statement of Accounts.

22. (1) At the first meeting at the beginning of every financial year, the Vice Chancellor shall lay before the Board, a statement of accounts comprising—

- (a) the unaudited balance sheet as at the end of the previous financial year; and
- (b) the statement of income and expenditure for that period.

(2) Every statement of accounts of such Skills University shall give a true and fair view of the state of affairs of such Skills University as at the end of the previous financial year and shall, subject to the provisions of this section, be in such form and in accordance with such general instructions and accounting standards as may be prescribed, or as near thereto as circumstances admit.

(3) Where the statement of accounts of the Skills University do not comply with the accounting standards, the Skills University shall disclose in its annual accounts, the following, namely:—

- (a) the deviation from the accounting standards;
- (b) the reasons for such deviation; and
- (c) the financial effect, if any, arising due to such deviation.

Explanation.—For the purposes of this section, the expression "accounting standards" means the standards of accounting prescribed by the Central Government based on such standards defined by the Institute of Chartered Accountants of India constituted under the Chartered Accountants Act, 1949.

Audit of accounts of National Skills University.

23. (1) The statement of accounts of each Skills University shall be audited by such auditor as may be appointed in this behalf by the Comptroller and Auditor-General of India.

(2) The Comptroller and Auditor-General of India and any person appointed by him in connection with the audit of the accounts of each Skills University shall have the same rights, privileges and authority in connection with such audit as the Comptroller and Auditor-General of India has in connection with the audit of the Central Government accounts, and, in particular, shall have the right to demand the production of books, accounts, connected vouchers and other documents and papers and to inspect the offices of the Skills University.

Report of Vice Chancellor.

24. (1) There shall be attached to every audited statement of accounts, a report by its Vice Chancellor, with respect to—

- (a) the state of affairs of such Skills University;
- (b) the amounts, if any, which such Skills University proposes to carry to any surplus reserves in its balance sheet;
- (c) the extent to which understatement or overstatement of any surplus or shortfall of income over expenditure has been indicated in the auditor's report and the reasons for such understatement or overstatement;
- (d) qualitative and quantitative benchmarks and internal standards set by the Skills University and its performance thereon.

(2) The report referred to in sub-section (1) shall also include a statement showing the name of the ten officers and other employees of the Skills University who received the highest remuneration (including allowances and other payments made to such officer or employee) during the preceeding financial year and the contributions made by such officers or employees to the Skills University during the financial year.

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(3) The statement referred to in sub-section (2) shall indicate whether any such officer or employee is a relative of any member of the Board or Senate of the Skills University and if so, the name of such member and such other particulars as may be required.

5 (4) The Vice Chancellor and such officer, as may be designated by the Board for maintenance of accounts of the Skills University, shall also be bound to give the complete information and explanations in the report referred to in sub-section (1), on every reservation, qualification or adverse remark contained in the auditor's report.

10 **25.** (1) The statement of accounts, including the balance sheet, the statement of income and expenditure, the auditor's report, the report of the Vice Chancellor and other documents required to be annexed with such statement, shall be brought before the Board in its meeting at such time immediately, but not later than six months, from the conclusion of the financial year.

Audited statement of accounts to be placed before the Board and published.

15 (2) A copy of every statement of accounts (including the balance sheet, statement of income and expenditure, the auditors' report and every other document required to be annexed or attached to balance sheet) which is to be laid before the Board of each Skills University shall, not less than twenty-one days before the date of the meeting, be sent to every member of the Board.

20 (3) After the statement of accounts referred to in sub-section (1) has been laid before the Board of each Skills University, such statement along with all other documents shall be published and placed on the website of such Skills University.

25 (4) A copy of the statement of accounts including the balance sheet, the statement of income and expenditure, the auditor's report, the report of the Vice Chancellor and all other documents require to be attached with such statement, shall be submitted to the Central Government and the appropriate Government, and that Government shall, as soon as may be, cause the same to be laid before each House of Parliament or the appropriate State Legislature, as the case may be.

30 **26.** (1) The annual report of each Skills University shall be prepared under the direction of the Vice Chancellor, and shall include, among other matters, the steps taken by the Skills University towards the attainment of its objects, a review of skills education being imparted, a needs-based assessment of emerging skills requirements, an outcome based assessment of the performance of the Skills University, the placement of students graduating from the Skills University and the extent of engagement of industry by the Skills University, and be submitted to the Board on or before such date as may be specified by the Board and the Board shall consider the report.

Annual Report of National Skills University.

35 (2) The annual report as approved by the Board shall be published and placed on the website of the Skills University.

40 **27.** (1) The Central Government, in consultation with appropriate Governments, may prepare a scheme for credit guarantee for educational loans taken by students studying in the Skills Universities so as to ensure that such loans from banks are easily available to students for pursuing a programme of study in the Skills University.

Educational loans and credit guarantee.

(2) The corpus for the scheme for credit guarantee may be contributed by the Central Government and appropriate Governments in such share as may be agreed upon between the Central Government and appropriate Governments.

45 (3) Every student admitted to any Skills University shall be eligible to receive educational loan, in accordance with the scheme referred to in sub-section (1), for pursuing a programme of study at such Skills University.

CHAPTER VII

COUNCIL OF NATIONAL SKILLS UNIVERSITIES

- Council of National Skills Universities.
- 28.** (1) With effect from such date as may be specified by notification in this behalf, the Central Government may establish for all the Skills Universities specified in the Schedule, a body to be called the Council of National Skills Universities. 5
- (2) The Council shall consist of the following members, namely:—
- (a) the Minister in-charge of the Ministry or Department of the Central Government having administrative control over skills education, *ex officio*, as Chairperson;
- (b) the Minister in charge of skills education of appropriate Governments of such States where the Skills Universities are located, *ex officio*; 10
- (c) the industry partner of each of the Skills Universities established in the public-private partnership mode;
- (d) the Chancellors of each of the Skills Universities, *ex officio*;
- (e) the Vice Chancellors of each of the Skills Universities, *ex officio*; 15
- (f) the Chairperson of the University Grants Commission, *ex officio*;
- (g) the Chairperson of the All India Council of Technical Education, *ex officio*;
- (h) the President of the Council for Architecture, *ex officio*;
- (i) the President of the Indian Medical Council, *ex officio*;
- (j) the President of the Pharmacy Council of India, *ex officio*; 20
- (k) the Chairperson of the National Skill Development Agency, *ex officio*;
- (l) the Chairperson of the National Council for Vocational Training;
- (m) Secretaries to the Central Government, one each to represent the Ministry or Department concerned with finance, skills education, higher education, health, employment and information technology, *ex officio*; 25
- (n) heads of ten Sector Skill Councils, to be nominated by the Central Government;
- (o) three persons from industry, to be nominated by the Central Government, from a panel comprised of three names recommended by each Skills University;
- (p) three persons to represent persons of eminence from academia or civil society to be nominated by the Council, from a panel comprised of two names recommended by each appropriate Government of such States where Skills Universities are located; 30
- (q) heads of three national industry associations identified by the Central Government.
- (3) The Council shall have a secretariat with a Secretary to be appointed in such manner as may be prescribed. 35
- (4) The expenditure on the Council shall be met by the Central Government.
- Term of office of Members of Council and their allowances.
- 29.** (1) Save as otherwise provided in this section, the term of office of a member of the Council under clause (o) of sub-section (2) of section 28, shall be for a period of two years from the date of nomination on rotation basis.
- (2) Save as otherwise provided in this section, the term of office of a member of the Council under clause (p) of sub-section (2) of section 28, shall be for a period of three years from the date of nomination. 40

(3) The term of a member, other than a member nominated under clauses (o) and (p) of sub-section (2) of section 28, shall continue so long as he holds the office by virtue of which he is a member.

(4) The salary and allowances payable to and other terms and conditions of service of members of the Council shall be such as may be prescribed.

30. (1) The Council shall coordinate the activities of all the Skills Universities.

Functions of Council of National Skills Universities.

(2) Without prejudice to the generality of the provisions of sub-section (1), the Council shall perform the following functions, namely:—

(a) to ensure harmonisation of the credit framework, consistent with the National Skills Qualification Framework, across all Skills University;

(b) to recommend to the Central Government, institution of scholarships for the benefit of students belonging to the Scheduled Castes, the Scheduled Tribes and other socially and educationally backward classes of citizens;

(c) to recommend to the Central Government and appropriate Governments, institution of schemes, including the scheme for credit guarantee for educational loans, for funding education in the Skills University;

(d) to suggest mechanisms for increasing industry engagement and employment opportunities for students of the Skills University;

(e) to deliberate on such matters of common interest to Skills Universities as may be referred to it by any Skills University;

(f) to perform such other functions as may be referred to it by the Central Government or any appropriate Government:

Provided that nothing in this section shall derogate from the powers and functions vested by law in the Board or Senate or any other authority of each Skills University.

(3) The Chairperson of the Council shall ordinarily preside over the meetings of the Council; and in his absence any other member, chosen, from amongst themselves, by the members present at the meeting, shall preside over the meeting.

CHAPTER VIII

MISCELLANEOUS

31. No act or proceedings of any authority or any body of a Skills University shall be invalid merely by reason of the existence of a vacancy or vacancies among its members.

Proceedings not to be invalidated by vacancies.

32. Every Skills University shall furnish to the Central Government and the appropriate Government such returns or other information with respect to its activities as the Central Government or the appropriate Government, as the case may be, may, from time to time, require, within such period as may be specified by that Government.

Returns and information.

33. (1) The Central Government may, by notification, make rules to carry out the provisions of this Act.

Power to make rules.

(2) In particular, and without prejudice to the generally of the foregoing power, such rules may provide for all or any of the following matters, namely:—

(a) the form and manner in which the appropriate Government may submit a proposal to the Central Government for the purposes of establishment of a Skills University in the public-private partnership mode under sub-section (2) of section 4;

(b) the form and manner in which the appropriate Government may submit a proposal to the Central Government for the purposes of establishment of a Skills University without public-private partnership under sub-section (3) of section 4;

(c) the criteria on the basis of which the Central Government shall examine a proposal submitted by an appropriate Government for establishment of a Skills University under sub-section (5) of section 4;

(d) the form, general instructions and accounting standards in which the balance sheet and statement of income and expenditure of a Skills University shall be prepared under sub-section (2) of section 22; 5

(e) the standards of accounting based on such standards defined by the Institute of Chartered Accountants of India under section 22;

(f) the manner of appointment of the Secretary to the Council under sub-section (3) of section 28. 10

(g) the travelling and other allowances that Members of the Council shall be entitled receive for attending meetings of the Council under sub-section (3) of section 29.

Power of Board to make Statutes.

34. (1) Subject to the provisions of this Act, the Board of every Skills University shall, by publication on its website, make Statutes to carry out the purposes of this Act.

(2) In particular, and without prejudice to the generality of the foregoing power, such Statutes may provide for all or any of the following matters, namely:— 15

(a) the parameters and manner for recognition of institutions of skills education and affiliation of such institutions under clause (a) of sub-section (3) of section 8;

(b) the entitlement of allowances to the members of the Board for attending meetings under sub-section (3) of section 8; 20

(c) governance, administration, management and operations of Skills University under clause (b) of sub-section (2) of section 14;

(d) the qualifications, criteria and processes for appointment to skills education, teaching, academic, administrative and other posts under clauses (j) of sub-section (2) of section 14; 25

(e) the fees and other charges payable for pursuit of courses or programmes of study under clause (1) of sub-section (2) of section 14;

(f) the delegation of powers of the Board to committees, authorities or officers and the period of such delegation under clause (n) of sub-section (2) of section 14;

(g) the powers and duties of Vice Chancellor under sub-section (2) of section 17; 30

(h) the powers and functions, to the employees of the Skills University designated as officers, under sub-section (2) of section 18;

(i) the powers and functions of deans under sub-section (2) of section 18;

(3) The Board of Governors of each Skills University may, from time to time, amend or repeal any Statutes, and each such Statute, its amendment or repeal, as the case may be, shall come into effect from the date of its publication on the website of the Skills University. 35

Power of Senate to make Ordinances.

35. (1) The Senate may, by publication on Skills University's website, make Ordinances to carry out the purposes of this Act.

(2) In particular, and without prejudice to the generality of the foregoing power, such Ordinance may provide for all or any of the following matters, namely:— 40

(a) the credit framework in accordance with the National Occupational Standards developed by such body as may be specified, by or under, the National Skills Qualification Framework under clause (a) of sub-section (2) of section 16;

(b) the curriculum packages for each level and each skill as may be defined, by or under, the National Skills Qualification Framework under clause (b) of sub-section (2) of section 16; 45

(c) the norms of skills education, teaching and instruction, consistent with the credit framework and curriculum packages under clause (c) of sub-section (2) of section 16;

5 (d) the norms of examinations, or any other measure of assessment of knowledge and competency of a student, or admission to, the Skills University or institutions of skills education affiliated to it under clause (d) of sub-section (2) of section 16;

(e) the norms and parameters of examination or assessment systems and the procedure for accreditation of such systems of institutions of skills education affiliated to it under clause (e) of sub-section (2) of section 16;

10 (f) the norms for recognition of competency attained by a student in practical training in skills, imparted in industry, for the purpose of earning credits under clause (g) of sub-section (2) of section 16;

(g) the norms for transfer of credits to promote new learning opportunities without compromising on learning outcomes under clause (i) of sub-section (2) of section 16;

15 (h) the parameters for assessment and accreditation of skill educators and training providers consistent with norms specified by or under the National Skills Qualification Framework, or in their absence, such norms as may be determined by the Senate under clause (j) of sub-section (2) of section 16;

20 (3) Every Ordinance made by the Senate, in exercise of powers under this section, shall be placed, as soon as may be after it is made or published, before the Board.

(4) The Board shall have the power to make any modification in the Ordinance or direct that the Ordinance should not be made or issued:

25 Provided that the Ordinance shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that Ordinance.

36. (1) If any difficulty arises in giving effect to the provisions of this Act, the Central Government may, by order published in the Official Gazette, make such provisions, not inconsistent with the provisions of this Act as appears to it to be necessary or expedient for removing the difficulty:

Power to remove difficulties.

30 Provided that no order shall be made under this section after the expiry of two years from the date of commencement of this Act.

(2) Every order made under this section shall, as soon as may be after it is made, be laid before each House of Parliament.

35 **37.** Every notification, Statute and Ordinance made under this Act shall be laid, as soon as may be after it is made, before each House of Parliament while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or notification or both Houses agree that the rule should not be made or notification should not
40 be issued, the rule or notification shall, thereafter, have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule or notification.

Notification, Statute and Ordinance to be laid before Parliament.

THE SCHEDULE

[See section 5(1)]

Sl.	Name of National Skills University	Name of State	Location	Appointed Date
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STATEMENT OF OBJECTS AND REASONS

Skill development is one of the key drivers to harness the demographic dividend. For our economy to grow exponentially and our youth to be gainfully employed, it is imperative that the requisite skills are acquired. The Central Government has already initiated various schemes for skill development. However, in the absence of a Skills University, there is a problem in recognition of skills at the graduate and higher levels. This renders the youth with little opportunity for upward mobility and would get stuck at the worker level.

Creation of skills University will not only help imparting and recognition of higher skills but also allow for research and collaboration with similar universities across the globe. It shall also give a statutory recognition to the qualifications awarded to the students. Skill development is very different to conventional education in its content delivery mechanism and scope and the present higher education structure with its institutional model would not be able to rise to the demand in scale and scope. Since the need is to create a sustainable national ecosystem for skill development, it is proposed to create universities with national reach.

Hence this Bill.

NEW DELHI;
February 8, 2017.

KIRIT SOMAIYA

FINANCIAL MEMORANDUM

Clause 4 of the Bill provides for establishment of National Skills University by the Central Government with the concurrence of the State Government, establish, either with or without public-private partnership. Clause 18 empowers the Board to constitute such committees with such powers and such functions, as it may deem fit, for efficient management of affairs of the Skills University. Clause 21 provides that Central Government shall provide to each Skills University grants of such sums of money as may be required for supporting its establishment and infrastructure development and to meet the expenditure on scholarships or fellowships instituted by it. The Bill, therefore, if enacted, would involve expenditure from the Consolidated Fund of India. It is estimated that a recurring expenditure of about rupees thirty six crores per annum would involve from the Consolidated Fund of India.

A non-recurring expenditure of about rupees two hundred crores is also likely to be involved.

MEMORANDUM REGARDING DELEGATED LEGISLATION

Clause 33 of the Bill empowers the Central Government to make rules for carrying out the purposes of the Act.

2. Clause 34 of the Bill empowers the Board to make the Statutes as specified in the Schedule to the Bill. It empowers the Board to frame, amend, modify or rescind the Statutes governing the affairs of the Skills University for attainment of its objects subject to the assent of the Central Government. The matter in respect of which the Board and the Central Government may make, amend or repeal the Statutes, include the constitution, powers and functions of the authorities of the University, the appointment of officers and teachers of the University, the conditions of service of the employees of the University and matters connected therewith.

3. Clause 35 empowers the Senate to make, amend, modify or rescind the Ordinances of the Skills University. The Ordinances may be made, amended or repealed in respect of matters relating to admission of students, courses of study, fees and fellowships, medium of instructions and examination, establishment of special centres, specialised laboratories, the manner of co-operation and collaboration with other Universities and authorities, the management of colleges and institutions established by the University and such other matters.

4. Clause 36 empowers the Central Government, by order published in the Official Gazette, to make provisions to remove certain difficulties, which may appear to be necessary or expedient and such an order is not to be made after the expiry of a period of three years from the commencement of the Act and such order shall be laid before each House of Parliament.

5. The matters for which the Statutes, Ordinances or Regulations may be made pertain to matters of procedure or detail and it is not possible to provide for them in the Bill. The delegation of legislative powers is, therefore, of a normal character.

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to promote quality skill education in an integrated manner with higher education in the context of the demographic dividend and meeting the qualified skill requirements of a growing national economy and for that purpose to address gaps in the institutional delivery framework in skill education by establishing National Skills Universities as institutions of national importance for imparting skill education and to develop qualified youth with skill proficiencies and standardised competencies around national principles and to provide for certain other matters connected with such institutions or incidental thereto.

(Dr. Kirit Somaiya, M.P.)