

MAHARASHTRA UNIVERSITY OF HEALTH SCIENCES, NASHIK

(Under sub-section (8) of Section 16 of the M.U.H.S. Act, 1998)

Direction No. O.I./2024 : Grant of First Time Affiliation to the Colleges or Institutions of Higher Learning, for Opening of New colleges, Starting of Post Graduate Courses, Increase in intake capacity of students for Under Graduate and Post Graduate Courses by the University.

(Under section 64, 65 of the M.U.H.S. Act, 1998)

Whereas, The Maharashtra University of Health Sciences Act, 1998 (Maharashtra Act No. X of 1999) (hereinafter in this Direction referred to as "the said Act") has been passed by the State Legislature to establish the Maharashtra University of Health Sciences for the purposes of ensuring proper systematic instructions, teaching and research in modern medicine and Indian Systems of Medicine in the State of Maharashtra, and to have balanced growth in Health Sciences so also to have uniformity in various courses in Health Sciences in the State and to provide for matters connected therewith and incidental thereto;

AND

Whereas, it is prescribed vide section 4 of the said Act the Objects of the University shall be to disseminate, create and preserve knowledge and understanding by teaching, research, extension and service and by effective demonstration and influence of its corporate life on society;

AND

Whereas, sub-section (1) of section 29 of the said Act provides that, the Academic Council shall be the principal academic authority of the University and shall be responsible for regulating and maintaining the standards of teaching, research and examinations in the University.

AND

Whereas, there is a provision in the said Act, under section 64 & 65, to grant affiliation to the colleges or Institutions of Higher learning, opening of New Colleges, starting of Post Graduates courses, Increase in Intake capacity of students for Under Graduate and Post Graduates Courses, hence as per the provisions of the said Act, under sub-section (8) of section 16, the Direction is to be made for defining procedure or norms for grant of First Time affiliation.

AND

Whereas, to prescribe the procedure for granting First Time Affiliation to the Colleges/Institutions is a subject matter of Statute under section 48 (2) of the said Act, however, at present there is no Statute regarding the same;

AND

Whereas, the Statute in this regard has been submitted to the Hon'ble Chancellor for the approval under section 49 (4) by following the due process prescribed in the said Act, however, the approval is awaited;

AND

NOW, THEREFORE, I, Lt Gen Madhuri Kanitkar (Retd) PVSM, AVSM, VSM, Vice-Chancellor of the Maharashtra University of Health Sciences, Nashik in exercise of powers conferred upon me under sub-section 8 of section 16 of the said Act issues the following Direction: -

1. Short title, extent and Commencement

- (a) This Direction shall be called "Rules and Procedure to grant First Time Affiliation to the colleges or Institutions of Higher learning, opening of New Colleges, starting of Post Graduates courses, Increase in Intake capacity of students for Under Graduate and Post Graduates Courses by the University",
- (b) It shall come into force with effect from the date of its issuance.

2. Definitions

- (a) "Act" means the "Maharashtra University of Health Sciences Act, 1998".
- (b) "University" means the Maharashtra University of Health Sciences established under section 3 of the said Act.
- (c) The definitions prescribed vide section 2 of the "Maharashtra University of Health Sciences Act, 1998" shall be applicable to this Direction.

3. Conditions and Procedure for granting First Time Affiliation.

- (a) The Management (of the Society or Trust registered under Society Registration Act, 1860 or Bombay Public Trust Act, 1950 or Company Act, 1856) seeking permission of new college or the institution of higher learning shall apply to the Registrar, as per the provisions in the Section 64 of the M.U.H.S. Act, 1998, ("hereinafter referred to as "the said Act") and shall give the undertaking as provided in section 63 thereof provided that, the University shall not consider the proposal for opening of new college or institution of higher learning unless it is provided in the perspective plan of the University.
- (b) After the expiry of the last date for receipt of the proposals, it shall be scrutinized by the Scrutiny Committee, appointed by the Vice-Chancellor, as per direction as an interim step and after due scrutiny the committee shall submit its report to Planning Board.

- (c) The Planning Board shall consider such proposals along with report of the Scrutiny Committee and thereafter shall make its recommendations to the Management Council, as provided in section 64.
- (d) The Planning Board while considering the application or proposal in the light of the perspective plan shall apply the following criteria to make recommendations for opening of new college or institution of higher learning, starting new courses, additional faculties, new subjects and increase in the intake capacity of students, namely: -
- (i) whether the Management possesses own land, without any encumbrances, or whether the building of the college is constructed or is under construction, as per the norms of respective Central Council/Commission/State Govt./University, or whether it has a leased land. The documentary evidence shall be essential;
 - (ii) whether the Management has constructed the buildings for the college and the hospital and also provided sufficient space for the staff within the departments, as per the norms of respective Central Council / Commission / State Govt. / University.
 - (iii) whether the hospitals, OPDs, IPDs, number of beds, equipment, apparatus in laboratories, library, sports ground, hostel facility for boys and girls and other facilities are provided as per the norms of respective Central Council/Commission/ State Govt. / University;
 - (iv) whether teaching, non-teaching and para-medical staff is available, as per the norms of respective Central Council/Commission/ State Govt. / University;
 - (v) whether other facilities required as per the norms of respective Central Council/Commission / State Govt. / University are available;
 - (vi) whether the increase in intake capacity of students proposed in the college or the institution, faculty-wise and course-wise, is appropriate and justifiable;
 - (vii) whether the Management has maintained accounts properly, at least for last three years and got it audited by the Chartered Accountant and whether it maintains adequate bank balance to its credit and has earmarked funds for the respective college;
 - (viii) whether it has maintained record of patients, including indigent patients, etc. in the hospital;
 - (ix) such other criteria as may be prescribed by the University, from time to time.

- (e) The Planning Board may recommend for the feasibility inspection of any Society or Trust seeking permission for new college or the institution of higher learning in view of verification of any doubt regarding any facilities, infrastructure, including land and building of college or hospital, financial resources, etc. shown in the proposal.
- (f) After consideration of the recommendations of the Planning Board and the report of the feasibility committee, if any, by the Management Council, the decision of the Management Council shall be forwarded, with the application or proposal of the applicant, to the State Government within the time limit prescribed under sub-section (4) of section 64, for issuing of No Objection Certificate or State Government Resolution as applicable.
- (g) If the Essentiality Certificate/No Objection Certificate or Government Resolution from the State Government is not received by the end of the respective Academic year, then the Management of institution or college concerned shall apply to the University, with the prescribed fees for restoration of the proposal for next year:
- (h) On the lapse of restoration of the proposals for the period as prescribed by procedure, in perspective plan, the Management concerned shall have to apply afresh with the prescribed fees and required documents.
- (i) On receipt of the No Objection Certificate or Essentiality Certificate from the State Government, the University shall appoint a Local Inquiry Committee to inspect the mandatory requirements of the University as well as of the respective Central Council/Commission/ State Govt. / University. If major deficiencies found in the LIC report shall be communicated to the college / Institute.
- (j) The report of the Local Inquiry Committee shall be placed before the Academic Council for the consideration and to take decision about issuance of Consent of Affiliation. After considering the report of Local Inquiry Committee, the Academic Council shall decide whether the Consent of Affiliation should be granted or not, whether the Consent of Affiliation should be granted in respect of whole or in part subjects, courses of study, the number of students to be admitted and conditions, if any, which are prescribed in the norms of the respective Central Council/Commission / State Govt. / University;
- (k) The Registrar shall communicate the decision of the Academic Council in respect of granting such proposed affiliation to the Central Government, the respective Central Council/Commission and applicant institution or college. However, where there is no Central Council/Commission, the State Government, if it deems fit, shall issue Government Resolution for the final permission.

- (l) The Institutions or Colleges who have received consent of affiliation for opening of new college or starting of new PG courses or increase in intake capacity of students but could not obtain permission from the Central Government within one year from the date of its issuance, shall apply for extension of the consent of affiliation, by paying requisite prescribed fee by the University, from time to time, fees till validity of Essentiality/No Objection Certificate or six years from the date of recommendation as per the perspective plan.
- (m) On receipt of the permission of the Central Government/Central Council/Commission and State Government the Academic Council of the University shall consider and decide to grant first time affiliation to the new college or institution after an inquiry made through the Local Inquiry Committee and the Academic Council shall also take into consideration the report of the said Committee and the extent to which the stipulated conditions in respect of the First Time Affiliation have been fulfilled by the college or the institution. The Academic Council may decide: –
- (i) whether the proposed affiliation should be granted or rejected;
 - (ii) whether the proposed affiliation should be granted in whole or part;
 - (iii) the proposed subjects, courses of study and the number of students to be admitted;
 - (iv) conditions, if any, which may be stipulated, while granting such affiliation.
- (n) If the affiliation is granted, the Registrar shall communicate the decision of the Academic Council to the applicant Management, the State Government, the Central Government, the respective Central Council/Commission and all the concerned authorities, along with the following details regarding: –
- (i) the subjects and course of study approved for affiliation,
 - (ii) number of students to be admitted,
 - (iii) the conditions, if any, subject to the fulfillment of which the approval is granted.
- (o) If the affiliation is granted by the Academic Council, then, that College/ Institution shall obtain Continuation of Affiliation every year, from Academic Department by paying requisite fees prescribed by the University, from time to time;
4. The University shall have power to issue appropriate directives to the concerned college / institute in case of any dispute or discrepancy arises after granting of First Time Affiliation by offering opportunity of hearing to the concerned.

5. The University shall have power to frame additional rules of procedures in this regard in conformity with the above mentioned provisions.
6. The University shall have power to amend, alter or repeal any provision of this Direction, at any time, by *sue-moto* or on the recommendation of the appropriate authority of the University.
7. This Direction shall remain in force until a Statute is made in this behalf by the University and assented by the Hon'ble Chancellor.

Date : 5 / 03 / 2024

Place : Nashik



Lt Gen Madhuri Kanitkar (Retd)
PVSM, AVSM, VSM,
Vice-Chancellor