

26.8.19

F.1(89)-SPD/RUSA/2019/1415 (06)
GOVERNMENT OF TRIPURA
Education (Higher) Department

Agartala, the 21st August, 2019

ORDER

WHEREAS, Section 21(2) of the Tripura Higher Education Council Act, 2019 (Tripura Act No.3 of 2019) (hereafter in this Order referred to as the said Act) states as follows-

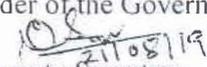
'Every rule made under this Act and every regulations made under section 23 shall, as soon as may be after it is made, be laid before the State Legislature and if before the expiry of the session in which it is so laid or the next session, the State Legislature make any modification in any such rule or regulations, or the State Legislature decides that the rule or the regulations should not be made, the rule or the regulations 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 regulations'.

AND WHEREAS, ultimately the 'Power to make rules and regulation' is provided under section 22 of the Act, not in section 23; it is so implied that 'section 23' was erroneously referred to in the quoted provision of the Act and hence certain difficulties have arisen in giving effect to the provisions of the said Act and it is expedient to rectify that error by a 'removal of difficulties' order;

NOW, THEREFORE, in exercise of the powers conferred by Section 23 of the said Act, published in the Extraordinary Issue of Tripura Gazette, vide No. F.8(2)-Law/Leg-I/2019/3359, dated the 25th March, 2019, the State Government, hereby makes the following Order : —

1. Short title—This Order may be called the "Tripura State Higher Education Council Act (Removal of Difficulties) Order, 2019".
2. For the removal of difficulties, it is hereby clarified that the word 'section 23', as given under Section 21(2) in the said Act, should be read and construed as follows:-

'Every rule made under this Act and every regulations made under section 22 shall, as soon as may be after it is made, be laid before the State Legislature and if before the expiry of the session in which it is so laid or the next session, the State Legislature make any modification in any such rule or regulations, or the State Legislature decides that the rule or the regulations should not be made, the rule or the regulations 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 regulations'.

By order of the Governor

Deputy Secretary
to the Government of Tripura

1. The Additional Chief Secretary to the Governor of Tripura.
2. The Principal Secretary to the Chief Minister, Tripura.
3. PS to the Hon'ble Minister, Higher Education, Tripura.
4. PPS to the Chief Secretary, Tripura.
5. Vice Chairman, Tripura State Higher Education Council
6. The Manager, Tripura Govt. Press with request to please publish this order in the next issue of Tripura Gazette.