THE ANDHRA PRADESH GAZETTE
PART IV-B EXTRAORDINARY
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ANDHRA PRADESH ACTS, ORDINANCES AND
REGULATIONS Etc.,

The following Act of the Andhra Pradesh Legislature received the assent of the
Governor on the 17th December, 2021 and the said assent is hereby first published on
the 20th December, 2021 in the Andhra Pradesh Gazette for general information;

ACT No. 20 of 2021.

AN ACT FURTHER TO AMEND THE ANDHRA PRADESH PRIVATE
UNIVERSITIES (ESTABLISHMENT AND REGULATION) ACT, 2016.

Be it enacted by the legislature of the State of Andhra Pradesh in the Seventy
second year of the Republic of India as follows,-

1. (1) This Act may be called the Andhra Pradesh Private Universities
   (Establishment and Regulation) (Amendment) Act, 2021.
   
   (2) It shall be deemed to have come into force with effect from and from the

2. In the Andhra Pradesh Private Universities (Establishment and Regulation)
   Act, 2016 (hereinafter referred to as the Principal Act), in section 2,-
   
   (1) after clause (3), the following clause shall be inserted, namely,-

   "(3-A) “Brownfield University” means an existing College(s)/Institution(s) of
   Higher Education that is,-

   (i) located in a geographically contiguous area in an extent of land not less
       than 50 acres;

   (ii) engaged in teaching and research at Under Graduate and Post Graduate
       or Higher Levels in the state of Andhra Pradesh;"
(iii) Possessing NAAC Accreditation of 3.2 and above for two (2) cycles and/or NBA Accreditation of two (2) cycles;

(iv) Willingness to invest in the existing college a minimum of Rs. 250 crores further more in the course of three (3) years;

(v) Possesses tie up with top 100 Universities in the Global ranking for joint certification of degrees as pre-requisite; and

(vi) Willingness to allot fifty percentage (50%) of seats with regards to Medical and Dental courses and minimum thirty-five percentage (35%) of seats in all other courses under Government Quota at subsidized rates to benefit the poor children of the State as directed by the State Government”:

Provided that Colleges / institutions shall submit a proposal duly satisfying the above requisite conditions to be converted into private Brownfield university:

Provided further that Government shall at its sole discretion examine each proposal and give permission for such proposals which fulfil all the requirements under this Act and in accordance with the rules therein.

(2) after clause (4), the following clause shall be inserted, namely,-

“(4-A) “College” means self-financing college (s)/institution (s) of Higher Education affiliated to any State University;”

(3) clause (9) shall be omitted.

(4) after clause (12), the following clause shall be inserted, namely,-

“(12-A) “Government Quota Seats” means fifty percentage (50%) of seats with regard to Medical and Dental Courses and minimum thirty-five percentage (35%) of approved intake in every other course of study offered by the University, to be filled up by the Government in accordance with the procedure prescribed under section 33(A)(1) of the Act;”

(5) for clause (23), the following clause shall be substituted, namely,-

“(23) “Regulatory Authority” means the Andhra Pradesh Higher Education Regulatory and Monitoring Commission established under section 3 of the Andhra Pradesh Higher Education Regulatory and Monitoring Commission Act, 2019 (Act No. 20 of 2019);”

(6) for clause (30), the following clause shall be substituted, namely,-

“(30) “State University” means a university established under an Act of the Andhra Pradesh State Legislature other than the Private Universities established under section 3 of the Act;”

Amendment of section 3.

3. In section 3 of the Principal Act, for sub-section(3), the following shall be substituted, namely,-

“(3) The University may be a Greenfield or Brownfield and unitary in nature and shall not have power to affiliate and/or recognize any college or institution.”
4. In section 32 of the Principal Act,-
   (1) for sub-section (1), the following shall be substituted, namely,-
       “(1) The Andhra Pradesh Higher Education Regulatory and Monitoring
           Commission (APHERMC) constituted under section 3 of the Andhra
           Pradesh Higher Education Regulatory and Monitoring Commission
           Act, 2019 (Act No. 20 of 2019) shall be the Regulatory Authority for the
           following purposes,-
           (i) Fixing fee structure for Government Quota seats in Private
               Universities;
           (ii) Grant accreditation to Private Universities in the manner as
               prescribed under the rules provided further that the parameters for
               accreditation shall not be in derogation of the existing regulations framed
               by various Central Authorities/Agencies such as UGC, AICTE, NCTE,
               MCI, PCI, NAAC, ICAR, DBT, DST, CSIR, BCI etc."
   (2) sub-sections (2), (4), (5), (6), (7), (8), (9) and (10) shall be omitted.

5. In the principal Act, after section 33, the following new section shall be inserted, namely,-
   “33-A. Notwithstanding anything to the contrary to section 33;-
   Allocation of Seats.

   (1) The Government shall earmark Government quota of fifty percentage
       (50%) seats with regard to Medical and Dental Courses and minimum
       thirty-five percentage (35%) of seats in every other course of study to
       be filled in accordance with the rules prescribed under the Act;
   (2) The Government Quota seats in any course of study offered by the
       Private University will be filled-up based on the merit among the qualified
       candidates in the concerned Common Entrance Test (CET) either
       conducted by the Central Government/ State Government or its
       instrumentalities as prescribed in the rules;
   (3) The fee charged for the Government Quota Seats in any Course of the
       study offered by the Private University shall be determined by the Andhra
       Pradesh Higher Education Regulatory and Monitoring Commission.”.

6. (1) The Andhra Pradesh Private Universities (Establishment and Regulation)
   (Amendment) Ordinance, 2021 is hereby repealed.
   (2) Notwithstanding such repeal, anything done or any action taken under the
       said ordinance shall be deemed to have been done or taken under this
       Act.

VADDADI SUNITHA,
Secretary to Government (FAC),
Legal and Legislative Affairs & Justice,
Law Department.