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GOVERNMENT OF THE PEOPLE'S REPUBLIC OF BANGLADESH,
MINISTRY OF NATURAL RESOURCES, SCIENTIFIC AND TECHNOLOGICAL RESEARCH AND ATOMIC ENERGY

Scientific and Technological Research Division

RESOLUTION

No. 1(24)/73-C.S.I., dated the 16.11.73

WHEREAS the Government has accepted the proposal of the Ministry of Natural Resources and Atomic Energy (Scientific and Technological Research Division) for establishing a full-fledged Council for initiation, promotion and guidance of scientific and industrial research in the country;

AND WHEREAS it is expedient to establish a Council for scientific and industrial research;

It is, therefore, resolved that a Council to be called the Bangladesh Council of Scientific and Industrial Research is hereby established for the purposes and with powers and functions specified below:

1. Definitions—In this Resolution, unless there is anything repugnant in the subject or context;—

- (a) "Board" means the Policy Board of the Council;
- (b) "bye-laws" means the bye-laws to be made under this Resolution;
- (c) "Chairman" means the Chairman of the Board;
- (d) "Council" means the Bangladesh Council of Scientific and Industrial Research;
- (e) "Executive Chairman" means the Executive Chairman of the Council;
- (f) "Governing Body" means the Governing Body of the Council;
- (g) "member" means a member of the Board;
- (h) "Secretary" means the Secretary of the Council; and
- (i) "regulation" means the regulations made under this Resolution.

2. Aims, objects, and functions—The Council shall perform the following functions, namely:—

- (a) initiation, promotion and guidance of scientific and industrial research having a bearing on problems connected with the establishment and development of industries or with any other allied matter referred to the Council by the Government;
- (b) establishment or development of national institutions for research, testing and standardisation, with the overall object of utilizing the economic resources of the country in the best possible manner;
- (c) making grants-in-aid for specific schemes at universities and other research institutions in Bangladesh;
- (d) undertaking and fostering development research for the utilisation of discoveries and inventions resulting from researches of the Council;
- (e) establishment and award of research fellowships in subjects within the sphere of the functions of the Council;

- (f) collection and dissemination of information and scientific and industrial matters and the publication of scientific papers, reports and periodicals relating to the activities of the Council;
- (g) encouraging the establishment of industrial research associations by various industries;
- (h) maintaining contacts with scientific and industrial research organisations in other countries;
- (i) making purchases of scientific stores including technical books and journals;
- (j) accepting fees, donations, endorsements and gifts for furthering the objects of the Council;
- (k) taking out patents and arranging industrial utilisation of research processes developed in the institutes and laboratories;
- (l) establishment of libraries, museums, experimental plantations and scientific herbarium in respect of scientific subjects concerning the activities of the Council; and
- (m) any further activities to promote generally the objects of the Council.

3. **Head Office**—The Head Office of the Council shall be at Dacca.

4. **Board**—(1) There shall be a Policy Board of the Council which shall consist of the following members, namely:—

- (a) the Minister-in-charge of the Scientific and Technological Research Division who shall be the *Chairman ex-officio*;
- (b) the following shall be *ex-officio* members, namely:—
 - (i) the Executive Chairman;
 - (ii) the Member (Science);
 - (iii) the Member (Technology);
 - (iv) the Secretary, Ministry of Natural Resources, Scientific and Technological Research and Atomic Energy;
 - (v) the Secretary, Industries Division;
 - (vi) the Chief Scientist and Scientific Adviser, Ministry of Defence;
 - (vii) the Financial Adviser, Scientific and Technological Research Division;
 - (viii) the Chairman, Bangladesh Atomic Energy Commission;
- (c) One Officer not below the rank of Joint Secretary from amongst the Officers of the Scientific and Technological Research Division to be nominated by the Government;
- (d) two persons to be nominated by the Inter-University Board from amongst scientists employed in the Universities;
- (e) four persons to be nominated by the Government from amongst prominent industrialists; and
- (f) one person to be nominated by the Planning Commission.

(2) Every person constituting the Board shall sign a register to be kept for the purpose and to be called the Roll of Members, and no such person shall be deemed to have become a member unless he has signed the said Roll of Members.

5. **Functions of the Board**—The functions of the Board shall be—

- (a) to lay down the broad principles to be followed by the Council in the performance of its functions, particularly in the matter of scientific and research work;
- (b) to review the work of the Council and to consider the annual report and the annual statement of accounts prepared by the Governing Body; and
- (c) to dispose of such other matters as may be referred to it by the Government or the Governing Body.

6. **Term of office of the Members**—(1) Subject to the provisions of paragraph 8, every nominated member shall hold office for a period of three years from the date of his signing the roll of Members or, until the reconstitution of the Board, whichever be later, and shall be eligible for re-nomination for a like term.

(2) where a person becomes a member by reason of any office or appointment that he holds, his membership of the Board shall terminate when he ceases to hold that office or appointment.

7. **Resignation of Members**—A member may, by writing under his hand addressed to the Chairman, resign his office, and he shall vacate his office on the acceptance of his resignation by the Chairman.

8. **Filling of Casual Vacancies**—A casual vacancy in the Board shall be filled in the manner provided in paragraph 4 for a vacancy of its class but such person shall hold office for the residue of the term of his predecessor.

9. **Vacancies, etc, not to Invalidate Acts and Proceedings of the Board**—No act done by the Board shall be called in question on the ground merely of the existence of a vacancy in, or defect in the constitution of, the Board.

10. **Meeting of the Board**—(1) The Board shall meet as often as necessary, but at least once a year.

(2) All meetings of the Board shall be convened by the Executive Chairman with the approval of the Chairman.

(3) To constitute a quorum at a meeting of the Board, not less than seven members, including the Chairman, shall be present.

(4) The meetings of the Board shall be held in accordance with the procedure laid down in the regulations and, until regulations are made in that behalf, in accordance with the procedure settled by the Board.

(5) All decisions at a meeting of the Board shall be taken by a majority of the members present, and in the event of equality of votes, the Chairman, shall have a second or casting vote.

11. **Management**—(1) The general direction and superintendence of the affairs of the Council, including the administration of its fund, shall vest in the Governing Body, which may exercise all powers and do all acts and things which may be exercised or done by the Council.

(2) In discharging the functions, the Governing Body shall be guided by such instructions on questions of policy as may be given to it from time to time by the Government which shall be the sole judge as to whether any instructions are on a question of policy or not.

12. Composition of the Governing Body—The Governing Body of the Council shall consist of—

- (a) the Executive Chairman;
- (b) the Additional Secretary, Scientific and Technological Research Division;
- (c) the Financial Adviser, Scientific and Technological Research Division;
- (d) the Member (Science);
- (e) the Member (Technology);
- (f) one of the Joint Secretaries of the Industries Division nominated by that Division;
- (g) the Director-General, Investment Promotion and Supply. (*Industries Division*)

13. Executive Board—(1) There shall be an Executive Board of the Council consisting of the Executive Chairman, Member (Science) and the Member (Technology).

(2) The Executive Board shall perform such administrative functions as the Governing Body may, from time to time, assign to it and shall assist the Governing Body in the discharge of its functions.

14. The Executive Chairman—(1) The Executive Chairman, shall be a person actively engaged in the pursuit of science and eminent in his own field of specialization and shall be appointed on wholetime basis by the Government.

(2) The Executive Chairman, shall be the Chief Executive of the Council and shall be responsible for the proper administration of the affairs of the Council under the direction and guidance of the Governing Body and in accordance with the broad principles laid down by the Board and the orders of the Government.

(3) The Executive Chairman shall direct and co-ordinate the scientific works undertaken by the Council and may himself participate in, and conduct, any research work within such provision as may have been specifically made for that purpose in the budget of the Council.

(4) The Executive Chairman shall be responsible for any laboratory or other establishment directly placed under him.

15. Member (Science) and Member (Technology)—Member (Science) and Member (Technology) shall be appointed by the Government on wholetime basis and shall perform such duties as may be assigned to them by the Executive Chairman with the approval of the Chairman.

16. Secretary of the Council—(1) There shall be a Secretary of the Council who shall be appointed by the Governing Body, with the previous approval of the Government, from amongst persons having a mature background of scientific and technological research and administrative experience.

(2) The Secretary shall—

(a) assist the Executive Chairman in the discharge of his functions as the Chief Executive of the Council;

(b) keep record of the proceedings of the Board, the Governing Body, and any committee, sub-committee or advisory boards which may be appointed by the Council; and

(c) perform such other duties as may be assigned to him from time to time by the Executive Chairman.

17. Appointment of Advisory Boards, Committees and Sub-Committees, etc.—

(1) Subject to any bye-laws, the Governing Body may, by resolution, appoint for a specified period—

- (a) Sub-committees ;
- (b) local committees for any particular area or areas or institution or institutions; and
- (c) advisory committees or advisory boards; and assign to each sub-committee or local committee such terms of reference and to each advisory committee or advisory board such advisory functions as it deems fit.

(2) The members of the local committee, advisory committee or advisory board need not necessarily be from amongst the members of the Board.

18. Appointment of officers, etc.—(1) The officers and employees of the Council shall be appointed in such manner as may be provided in the bye-laws:

Provided that the appointment of officers of and above the rank of Senior Research Officer shall be subject to the approval of the Government.

19 Selection Board—(1) There shall be a Selection Board consisting of the following for the appointment of officers of and above the rank of Senior Research Officer under the Council:—

- (a) the Executive Chairman;
- (b) the Member (Science) ; and
- (c) the Member (Technology).

Note—Until the appointment of Member (Science) and Member (Technology) is made, the Joint Secretary, Scientific and Technological Research Division and the Financial Advisor, Scientific and Technological Research Division shall be *ex-officio* members of the Selection Board.

(2) The Selection Board may, with the approval of the Government, Co-opt one or two experts in the field in which appointment is being considered.

20. Funds of the Council—(1) The funds of the Council shall comprise the following, namely:—

- (a) grants made by the Government and local bodies ;
- (b) donations, fees, subscriptions, foundation fund and endowments;
- (c) income from investments and royalties ;
- (d) loans raised by the Council with the prior approval of the Government ; and
- (e) receipt from other sources allowed by the Government.

(2) All moneys in the funds of the Council shall be deposited in such bank or banks as may, from time to time, be approved by the Governing Body, and no money shall be withdrawn from any such bank except on a cheque signed and countersigned by officers authorised in this behalf by the Governing Body. In the absence of the officers so authorised, the Executive Chairman shall authorise any officer or officers, as the case may be, to sign and countersign a cheque.

21. **Finance Committee**—(1) There shall be a Finance Committee of the Council, consisting of the following, namely:—

(a) **Chairman**—the Executive Chairman, shall be the Chairman of the Finance Committee;

(b) **Members**—(i) the Financial Adviser, Scientific and Technological Research Division,

(ii) the Member (Science); and

(iii) the Member (Technology).

(2) The Finance Committee shall deal with all financial matters, scrutinise the budget and submit its recommendations to the Governing Body.

(3) The Secretary of the Council shall be the Secretary of the Finance Committee.

22. **Accounts and Audit**—(1) The Council shall maintain proper accounts and other relevant records and prepare annual statement of accounts in accordance with such procedure and in such forms as may be prescribed by bye-laws.

(2) The accounts of the Council shall be subject to the audit of the Comptroller and Auditor General of Bangladesh.

(3) The Council shall produce all such accounts, books and connected documents and furnish such explanations and information as the Comptroller and Auditor General or any officer authorised by him in this behalf may require at the time of audit.

(4) The Council shall, as soon as possible after the end of every financial year, furnish to the Government a statement of its accounts audited by the Comptroller and Auditor General or any officer authorised by him in this behalf.

23. **Power of the Governing Body to accept donation, etc.**—The Governing Body may, with the previous approval of the Government in writing, accept any endowment, donation, subscription or foundation fund for purposes of, and on conditions not inconsistent with, the functions of the Council.

24. **Fees and Agreement for Investigations**—The Council may enter into an agreement with any person or body for giving technical advice to, or for carrying out research or investigation for, such person or body and may charge such fees for doing the same as may be stipulated:

Provided that no such agreement shall be entered into with, and no such fees shall be charged from, any Government department or other bodies under the control of the Government except upon such terms and conditions and on such fees, if any, as the Government may approve.

25. **Discoveries, etc., by officers and employees of the Council**—All discoveries, inventions and improvements in the processes, apparatus and machines made by the officers and employees of the Council in the course of their official duties or by any other person working under grant from the Council shall be the property of the Council and may be made available for utilization to persons or parties applying for it under such conditions and on payment of such fees or royalties, or otherwise, as the Governing Body may determine.

26. Bonus, etc. to be paid for discoveries—Where any useful invention, discovery or finding is made or technical advice tendered by any of the officers or employees of the Council or by any other person working on its behalf, the Council may pay to such officer, employee or person such bonus, share of royalty or consultation fees as the Governing Body may determine. The grant of bonus to Government servant shall be subject to the approval of the Government.

27. Annual Report—(1) The annual report of the activities of the Council shall be prepared by the Governing Body for the information of the Government and the Board.

(2) The annual report and the annual statement of accounts of the Council shall be placed before the Board for consideration at the annual general meeting.

(3) Copies of the annual report and the annual statement of accounts as finally passed by the Governing Body shall be supplied to the members of the Board.

28. Official secrets—No member of the Board, Governing Body or of any committees, sub-committee or advisory board and no officer or employee of the Council shall, except in the course of his duty as such member, officer or employee, or with the previous approval of the Governing Body, disclose any secret information, concerning the work of the Council or the contents of any secret document in the possession of the Council.

29. Transfer of Assets, etc.—On the publication of this Resolution in the Official Gazette—

(a) all assets of the Pakistan Council of Scientific and Industrial Research, hereinafter referred to as the said Council in Bangladesh shall stand transferred to and vested in the Council;

Explanation—The expression "assets" includes all rights, powers, authorities and privileges, all property movable and immovable including lands, buildings, cash balances, bank deposits and all other rights and interests in or arising out of such property and all books of accounts, registers, records and all other of whatever nature relating thereto;

(b) all debts, liabilities and obligations of the said Council in Bangladesh subsisting immediately before the publication of this Resolution shall, unless the Government otherwise directs, stand transferred to and be deemed to be the debts, liabilities and obligations of the Council;

(c) all officers and other employees of the said Council, in Bangladesh shall stand transferred to the Council on such terms and conditions as the Council may determine;

Provided that an officer or other employee so transferred shall have the option not to continue in the service of the Council.

(d) The Government of Pakistan, Ministry of Education and Scientific Research (Scientific and Technological Research Division) Notification No. 6(6)/69-PCSIR, dated the 17th July 1970, shall stand cancelled.

30. Power to make Regulations—The Policy Board may, with the previous approval of the Government make regulations regarding procedure to be followed at a meeting of the Board and such other matters as are required to be made for carrying out the purposes of this Resolution.

31. Power to make Bye-Laws:—(1) The Governing Body, may with the previous approval of the Government make bye-laws for carrying out the purposes of this Resolution.

(2) Without prejudice to the generality of the foregoing power such bye-laws may provide for all or any of the following matters, namely:—

- (i) the procedure to be followed, in the meetings of the Governing Body and for the recording and authentication of its proceedings and decisions;
- (ii) the constitution and composition of the sub-committees, local committees, advisory Committees and advisory boards and the procedure to be followed by such committees, sub-committees and boards;
- (iii) the preparation and sanction of the annual budget, estimates form of accounts and the procedure for the maintenance and presentation of the accounts to the audit;
- (iv) sanctioning of expenditure;
- (v) matters relating to the negotiation and execution of contracts;
- (vi) investment of the funds of the Council including assignment, transfer and alteration of investment for any purpose;
- (vii) appointment promotion and removal of the officers and employees of the Council and the terms and conditions of their service including scales of pay rules of conduct and discipline, leave, provident fund and other benefits, amenities and obligations;
- (viii) the functions and powers of the Selection Board;
- (ix) any other matter which is to be, or may be, required for carrying out the purposes of this Resolution.

Ordered that the Resolution be published in the *Bangladesh Gazette*.

By order of the President

(ILLEGIBLE)

Deputy Secretary.