

**THE NATIONAL COMMISSION FOR MINORITY
EDUCATIONAL INSTITUTIONS ACT, 2004**
(2 OF 2005)

[6th January, 2005]

An Act to constitute a National Commission for Minority Educational Institutions and to provide for matters connected therewith or incidental thereto.

BE it enacted by Parliament in the Fifty-fifth Year of the Republic of India as follows: -

**CHAPTER I
PRELIMINARY**

1. **Short title, extent and commencement.**- (1) This Act may be called the National Commission for Minority Educational Institutions Act, 2004.

(2) It extends to the whole of India except the State of Jammu & Kashmir.

(3) It shall be deemed to have come into force on the 11th day of November, 2004.

2. **Definitions.**- In this Act, unless the context otherwise requires,-

(a) "affiliation" together with its grammatical variations, includes, in relation to a college, recognition of such college by, association of such college with, and admission of such college to the privileges of, a ¹[***]University;

²[(aa) "appropriate Government" means, -

(i) in relation to an educational institution recognized for conducting its programmes of studies under any Act of Parliament, the Central Government; and

(ii) in relation to any other educational institution recognized for conducting its programmes of studies under any State Act, a State Government in whose jurisdiction such institution is established;]

(b) "college" means a college or teaching institution (other than a University) established or maintained by a person or group of persons from amongst a minority community;

(c) "Commission" means the National Commission for Minority Educational Institutions constituted under section 3;

²[(ca) "Competent authority" means the authority appointed by the appropriate Government to grant no objection certificate for the establishment of any educational institution of their choice by the minorities;]

(d) "degree" means any such degree as may, with previous approval of the Central Government, be specified in this behalf by the University Grants Commission, by notification in the Official Gazette;

1. The word "Scheduled" omitted by Act 18 of 2006, Sec. 2 (w.e.f. 23.1.2006).

2. Ins. by Act 18 of 2006, sec. 2 (w.e.f 23.1.2006).

- ¹(da) “educational rights to minorities” means the rights of minorities to establish and administer educational institutions of their choice;
- (e) “Member” means a member of the Commission and includes the Chairperson;
- (f) “minority”, for the purpose of this Act, means a community notified as such by the Central Government;
- (g) “Minority Educational Institution” means a college or institution (other than a University) established or maintained by a person or group of persons from amongst the minorities;
- (h) “prescribed” means prescribed by rules made under this Act;
- (i) “qualification” means a degree or any other qualification awarded by a University;
- (j) ²[***]
- (k) “technical education” has the meaning assigned to it in clause (g) of section 2 of the All India Council for Technical Education Act, 1987 (52 of 1987);
- (l) “University” means a university defined under clause (f) of section 2 of the University Grants Commission Act, 1956 (3 of 1956), and includes an institution deemed to be a University under section 3 of that Act, or an institution specifically empowered by an Act of Parliament to confer or grant degrees.

1. Ins. By Act 18 of 2006, sec. 2 (w.e.f. 23.1.2006).

2. Clause (j) omitted by Act 18 of 2006, sec. 2 (w.e.f. 23.1.2006); before omission, clause (j) stood as under: “(j) “Scheduled University” means a University specified in the Schedule.”