

Date:17/12/2020

MEMORANDUM OF UNDERSTANDING

between

BRITISH COUNCIL DIVISION
737, Anna Salai, Chennai – 600 002, India

and

KARNATAKA STATE HIGHER EDUCATION COUNCIL
#30, Prasanna Kumar Block, Bangalore Central University Campus, Y Ramachandra Road,
Gandhinagara, Bengaluru, Karnataka-560009, India.

About Karnataka State Higher Education Council (KSHEC)

As per the Karnataka Act 26 of 2010, The Karnataka State Higher Education Council Act 2010, the Karnataka State Higher Education Council (KSHEC) is the Body of the Government of Karnataka responsible for planning, coordinating and monitoring Higher Education in the state. This apex body was constituted by Government of Karnataka for promoting academic excellence, policy formulation and perspective planning, ensuring autonomy and better accountability and guiding the growth of higher education in accordance with the socio-economic requirements of the State.

About British Council Division


The British Council is the UK's international organisation for cultural relations and educational opportunities to create friendly knowledge and understanding between the people of the UK and other countries. British Council does this by making a positive contribution to the UK and the countries British Council works with – changing lives by creating opportunities, building connections and engendering trust and British Council works with over 100 countries across the world in the fields of arts and culture, English language, education and civil society. Founded in 1934, British Council is a UK charity governed by Royal Charter and a UK public body.

In India, British Council has a network of four cultural centres and aims to partner India's knowledge ambitions and economic growth through access to UK art and culture, education, and by sharing the English language. British Council has extensive experience of working with schools in the private and government sector. Over the last ten years, British Council has worked with over 1 million teachers of English in Government schools in 12 States and in public and private sector schools.

BACKGROUND

A. The Parties seek to demonstrate by signing this Memorandum their commitment to co-operation in terms of common interest through the development of collaboration between British Council and Karnataka State Higher Education Council (KSHEC).




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B. The Parties recognise the mutual benefit each will gain from working together and the value this will add to the work of their Higher Education sectors.

The general objective of this British Council/KSHEC Memorandum of Understanding (MOU) is to stimulate and facilitate the development of collaborative and mutually beneficial programmes between the UK and Government of Karnataka, in line with the National Education Policy of the Government of India, which serves to enhance educational development and contribute to increased research, capacity building and networking in the field of Higher Education.

An action plan will be produced to address the objectives listed below by the end of 2020 clearly indicating actions in a quarterly timetable and to be reviewed half yearly. The Parties or their duly authorised representatives, shall formally communicate on a regular basis, to take stock of progress, further develop co-operation and deal with any concerns of common interest.

The two Institutions herewith agree to work in the following areas

1. Organise stakeholder meetings with eminent academicians, educational administrators, policy makers and regulatory bodies of both countries, UK and India to facilitate transfer of ideas and suggest suitable roadmap for further planning of educational programmes.
2. Aligning to the Government of India's National Education Policy recommendations, developing international collaboration for upcoming sectors with established UK institutions with new vision/eminant institutions.
3. Empowering leadership development amongst teaching faculty at HEIs in the state of Karnataka and the United Kingdom.
4. Develop projects that enhance mobility at both student and faculty level between both countries, focusing on research and internationalisation of HEIs.
5. Build initiatives to improve English language support for students transitioning to college education.

2. MANAGEMENT OF CO-OPERATION


The Parties agree to co-operate with each other in an amicable manner with a view to achieving the successful operation of this Memorandum.

The arrangement will be managed by the project management team at British Council – Sonu Hemanii, Head Higher Education, South India, British Council and Dr. Thandava Gowda T.N, Assistant Professor of English, Bengaluru City University and Administrative officer, Karnataka State Higher Education Council, Government of Karnataka who will review progress of current activities under the agreement and determine its future direction.

3. TERM AND TERMINATION

This Memorandum shall commence on the date this Memorandum is signed and shall be valid for a period of (02) two years from the date of entering the MoU.




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This Memorandum may be terminated at any time with immediate effect by either Party upon written notice of 30 days to the other Party.

4. INTELLECTUAL PROPERTY

Any intellectual property owned by a party and used by the other party under this Memorandum shall remain the property of the disclosing Party with no rights being created in such intellectual property for the other Party. In addition, no Party may use the name or logo of any other Party without the prior written consent of the other Party.

5. DATA PROCESSING

In this clause:

“Data Protection Legislation” shall mean any applicable law relating to the processing, privacy and use of Personal Data, as applicable to either party Participant or the Project under this Agreement, including the DPA and/or the GDPR, and /or any corresponding or equivalent national laws or regulations; and any laws which implement any such laws; and any laws that replace, extend, re-enact, consolidate or amend any of the foregoing; all guidance, guidelines, codes of practice and codes of conduct issued by any relevant regulator, authority or body responsible for administering Data Protection Legislation (in each case whether or not legally binding);

“DPA” means the UK Data Protection Act 2018;

“GDPR” means the General Data Protection Regulation (EU) 2016/679; and

“Personal Data” means “personal data” (as defined in the Data Protection Legislation) that are processed under this Agreement.

The Participants/Recipient shall not breach the Data Protection Legislation and warrants that in carrying out their obligations under this Agreement they will not breach the Data Protection Legislation or do or omit to do anything that might cause the British Council other Participant to be in breach of the Data Protection Legislation.


“Permitted Recipients” shall mean the parties to this Agreement, the employees of each party and any third parties engaged to perform obligations in connection with this Agreement;

6. MISCELLANEOUS

Except in respect of clause 3 which the parties intend will be legally binding and shall survive termination of this Memorandum, this Memorandum is not intended to be legally binding or create, evidence or imply any contract or obligation to enter into a contract.

Both parties agree that they shall act in good faith for the interpretation and the execution of the terms of this Memorandum of Understanding. In cases where any disagreements or dispute arises between the parties, they shall endeavour to amicably resolve the same.




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Financial arrangements and detailed modalities of different activities/projects pursuant to this Memorandum of Understanding will be agreed upon by mutual consent of both parties and formalised by individual contracts.


Nothing in this Memorandum, and no action taken by the parties, shall constitute or be deemed to constitute a relationship between the parties of partnership, joint venture, principal and agent or employer or employee. Each party warrants that it shall not represent that it has any authority to act or enter into commitments on the other Party's behalf.

IN WITNESS whereof the parties or their duly authorised representatives have entered into this Agreement on the date set out above.

Signed by the duly authorised representative of KSHEC

Name:	Prof Gopalkrishna Joshi	Signature:	 Executive Director
Position:	Executive Director, Karnataka State Higher Education Council for and on behalf of the Government of Karnataka	Date:	DEC 17, 2020 Karnataka State Higher Education Council No. 30, Prasanna Kumar Block Central University Campus, Y Ramachandra Road, Gandhinagar, Bengaluru - 09

Signed by the duly authorised representative of THE BRITISH COUNCIL

Name:	Ms. Barbara Wickham OBE	Signature:	
Position:	Country Director, British Council India	Date:	December 17, 2020 