

**GOVT OF ARUNACHAL PRADESH  
DEPARTMENT OF SCHOOL EDUCATION  
ITANAGAR**

**NOTIFICATION**

**Itanagar, the 25<sup>th</sup> February 2013**

**No EED/28/2013 – WHEREAS** , the Right of Children to Free & compulsory Education Act 2009 ( 35 of 2009 ), in pursuance of Sub Section (1) of Section 12, a school specified in sub clause (II) of clause (n) of Section 2 (an aided school receiving aid or grants to meet whole or part of its expenses from the State Government ) shall provide free & compulsory education to such proportion of children admitted therein as its annual recurring aid or grants so received bears to its, annual recurring expenses, subject to minimum of 25 % (Twenty five percent).

**AND WHEREAS**, the school specified in sub – clauses (III) and (IV) of clause (n) of section 2 (an unaided private schools, not receiving any kind of aid or grants to meet its expenses from the State Government), shall admit in Class I, to the extent of atleast 25 % (Twenty five percent) of the strength of that class, children belonging to weaker section and disadvantaged group in the neighborhood and provide free and compulsory Elementary Education till its completion. Provided that where a school specified in clause (n) of section 2 imparts pre-school education, the provisions of clauses (a) to (c) shall apply for admission to such pre-school education.

**AND WHEREAS**, the school specified in sub clause (IV) of clause (n) of section 2 ( an unaided private schools, not receiving any kind of aid or grants to meet its expenses from the State Government) providing free and compulsory education as specified in clause (c) of sub section (1) shall be reimbursed expenditure to incurred by it to extent of per child expenditure incurred by the State, or the actual amount charged

from the child, whichever is less, in such manner as may be prescribed. Provided that such reimbursement shall not exceed per child expenditure incurred by a school specified in sub clause (1) of clause (n) section 2. Provided further that where such school is already under obligation to provide free education to a specified number of children on account of it having received any land, building, equipment or other facilities, either free of cost or atleast concessional rate, such school shall not entitled for reimbursement to the extent of such obligation.

**AND WHEREAS** the Right of Children to Free and Compulsory Education guaranteed under article 21 A and RTE Act can be enforced against the schools defined under section 2 ( n ) of the Act, except unaided minority and non minority schools not receiving any kind of aids or grants to meet their expenses from the appropriate Government or Local authority.

**AND WHEREAS,** the institutions including Madarasas and Vedic Pathasalas, especially serving religious and linguistic minority are protected under article 29 & 30 of the Constitution. The RTE Act 2009 does not come in the way of the continuance of such institutions or the right of children in such institutions.

**NOW THEREFORE,** in pursuance of section 12 of the Right of Children to Free and Compulsory Education Act 2009, the State Government of Arunachal Pradesh hereby notified the reservation of seats for the children belonging to the low-income group (BPL) and other disadvantaged or weaker group in the neighborhood aided & unaided private schools.

- (a) An aided school receiving aid or grants to meet whole or part of its expenses from the State Government or the local authority shall admit children belonging to a below poverty line (BPL) family, orphans, children with special needs and other disadvantage or weaker section in the proportion of the aid they receive from the State Government in the induction class each year and will not receive any extra reimbursement for these children.

- (b) An unaided private school, not receiving any kind of aid or grant to meet the expenses shall admit 25 % (Twenty five percent) children belonging to a below poverty line (BPL) family, orphans, children with special needs, and other disadvantaged or weaker group from their neighborhood for the free education which shall be extended, if the number is not filled up within the customary 1 Km radius every year in the class in which they induct new children. If the induction class is class I, then 25 % ( Twenty five percent ) children will be admitted their each year, but if the induction is done in pre-school, then the quota will be filled there.
- (c) Every school referred to in clause (III) & (IV) of clause ( n ) of section 2 shall maintain a separate bank account in respect of the amount received by it as reimbursement under section (2) of section 12.
- (d) The children admitted in pursuance of clause (C) to section 12 (1) shall not be segregated from the other children in class room nor shall their classes at places and timing different from the classes held for the other children. They shall not be discriminated from the rest of the children in any manner pertaining to entitlements and facilities such as text books, uniforms, library and ICT facilities including extracurricular and sports.
- (e) A child must be of 5 years old as on 31<sup>st</sup> March in the academic year in which admission is sought in class I (child born on 1<sup>st</sup> April should also be considered)
- (f) Minimum age on 31<sup>st</sup> march of the year in which admission is sought – 5 years & maximum age on 31<sup>st</sup> March by the year in which admission is sought 7 years.
- (g) A certificate that the child belongs to economically weaker section / below poverty line / disabled / orphan whatever applicable issued by the competent authority is required. Initially, if the certificate is not available the declaration of the parents may be accepted for the purpose of admission. However, the certificate need to be submitted within a period of 03 (Three) months from the date of admission.

- (h) In case, where the handicap of a child is visually seen by the Principal /Head Master, the child may be accepted as handicapped even without certificate. However, the parent may be advised to obtain the certificate from the competent authority and submit the same to the school.

**(A) METHOD OF ADMISSION:**

- (a) 10 seats out of 40 seats in class I per section in private unaided schools shall be filled up as per RTE provisions (25 % of seats) and these seats will be filled up by drawl of lottery from all applicants taken together. In no case, these 10 seats reserved as per RTE will be de-reserved.
- (b) If required, numbers of candidates covered under RTE do not register in 1<sup>st</sup> spell of registration, then a second notification may be given in appropriate time.
- (c) The definition / eligibility criteria of disadvantaged group / weaker section / BPL / orphan / CWSN/OBC (Non creamy layer) will be as per the notification of the Sate Government of Arunachal Pradesh.
- (d) Admission test will not be conducted for Class – I

**(B) DEFINITION OF DISADVANTAGED GROUP:-**

- a) Child belonging to disadvantaged group means child belonging to the Scheduled Caste, Scheduled Tribe, the socially and educationally backward class or such other group having disadvantage owing to social, cultural, economic, geographical, linguistic, gender or such other factor as may be specified by the State Government of Arunachal Pradesh by notification.
- b) Child with special needs and suffering from disability means as per disability Act or as defined by the State Government of Arunachal Pradesh.

**(C) DEFINITION OF WEAKER SECTION:-**

- (a) Child belonging to weaker section means a child belonging to such a parent or guardian whose annual income is lower than the minimum limit specified by the State Government of Arunachal Pradesh by notification.

(b) The income limit regarding economically weaker sections will be applicable as notified by the State Govt. of Arunachal Pradesh.

**(D) DEFINITION OF NEIGHBOURHOOD & PROOF OF RESIDENCE:-**

Since schools are located at places with varied distance / density of population, they have been categorized as follows for determining the limits of neighborhood.

- |  |               |  |
|--|---------------|--|
| 1. Major town /urban areas                         | 01kms radius  | } May be extended<br>if the no. is not filled up |
| 2. Places and areas other than included in 1 above | 03 kms radius |  |

**Note: -**

1. Proof of residence shall have to be produced by all applicants. However admission can not be denied due to non-submission of proof of residence.
2. A self declaration in writing from the parent about distance may also be accepted to this effect.

**(E) COMPOSITION OF COMMITTEE FOR DRAW OF LOTTERY:-**

Every such school will constitute a committee for the purpose of monitoring a system of **Draw Lottery** to be held in Class I or in any other class wherever such stage is reached.

**The committee will comprise the following five (05) members:**

1.	Principal / Headmaster	convenor
2.	Teacher	Member (To be nominated by Principal/ HM)
(3&4).	Tow parents (One lady)	Members (One parent has to be from the candidates to be admitted under section 12(1)© of RTE Act 2009.
5.	SMC Members	Member (To be nominated by Chairman, SMC)

- (a) An additional 6<sup>th</sup> member can be nominated by the Principal from the students of class IX to XII wherever these classes exist.
- (b) This committee may be notified with the concurrence of Chairman, SMC at least 7 days in advance of draw of lottery and be displayed on school Notice Board.

**(F) FEE AND OTHER CONCESSIONS:**

- (a) No fee to be charged from the children admitted under the 25% quota prescribed under RTE Act 2009.
- (b) The expenses on account of textbooks, note books, stationary, uniform, transport etc. will be reimbursed on production of proper bills in respect of 25% of the children admitted under the RTE Act'20009 subject to the ceiling prescribed by the State Govt. of Arunachal Pradesh.
- (c) Once the children are admitted in Class I under RTE Act, they will continue to enjoy exemptions and concessions till class VIII either in the same school or any other school moving on transfer as per RTE Act.
- (d) Address proof of the parent should be furnished at the time of the registration.
- (e) The employees who have the facility of fee reimbursement in their departments cannot claim RTE concessions.

(C.B. Kumar), IAS  
Commissioner (Education)  
Govt. of Arunachal Pradesh  
Itanagar

Memo No. EED/28/2013

Dated Itanagar the 2013

Copy to:

1. The P.S. to Chief Minister, Arunachal Pradesh, Itanagar for information of Hon'ble Chief Minister.
2. The P.S. to Minister (Education), Arunachal Pradesh, Itanagar for information of Hon'ble Minister (Education).
3. The P.S. to All Minister, Arunachal Pradesh, Itanagar for information.
4. The Secretary, Department of School Education & Literacy, MHRD, Govt. of India, Shastri Bhawan, New Delhi for information.
5. The Commissioner (Education), Govt. of Arunachal Pradesh, Itanagar for information.
6. All Secretaries, Govt. of Arunachal Pradesh, Itanagar for information.
7. All Commissioner, Govt. of Arunachal Pradesh, Itanagar for information.
8. All Deputy Commissioner, Govt. of Arunachal Pradesh, Itanagar for information.
9. All Head of the Department, Govt. of Arunachal Pradesh, Itanagar for information.

10. The Director of School Education / Director of Elementary Education / Sate Project Director, SSA, Govt. of Arunachal Pradesh for information & necessary action.
11. The Director of IPR, Govt. of Arunachal Pradesh, Naharlagun for notification in the next issue of Arunachal Gazette.
12. All DDSE's Govt. of Arunachal Pradesh for information and necessary action.
13. The Principal, SIE / SCERT, Itanagar, Arunachal Pradesh for information.
14. All Secretary/Chairman/Principal, of the recognized Private schools of Arunachal Pradesh for information and necessary action. They are requested to initiate the process of admission under RTE Act'2009 from the session 2013-14.
15. All officers of the Directorate of information.
16. Office copy.

(C.B. Kumar), IAS  
Commissioner (Education)  
Govt. of Arunachal Pradesh  
Itanagar