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21/7

उत्तराखण्ड शासन
शिक्षा अनुभाग-1(बेसिक)

संख्या-888 /XXIV(1)/2014-45/2008 T.C.-III

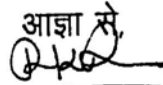
देहरादून: दिनांक: 18 जुलाई, 2014

JA-II
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21/7

निःशुल्क एवं अनिवार्य बाल शिक्षा का अधिकार अधिनियम, 2009 की धारा-2 के उपधारा (ज) के अन्तर्गत स्थानीय प्राधिकारी हेतु निर्धारित कर्तव्य विषयक अधिसूचना सं0-844/XXIV(1)/2014-45/2008 T.C.III दिनांक 16 जुलाई, 2014 द्वारा अधिसूचित कर दी गयी है। उक्त अधिसूचना की हिन्दी/अंग्रेजी प्रति निम्नलिखित को सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित है:-

- 1- निदेशक, मुद्रण एवं लेखन सामग्री रुड़की (हरिद्वार) को इस अनुरोध के साथ प्रेषित कि कृपया अधिसूचना को असाधारण गजट में मुद्रित कराकर इसकी 300 प्रतियां शिक्षा-1 को यथाशीघ्र उपलब्ध कराने का कष्ट करें।
- 2- निदेशक, मानव संसाधन विकास मंत्रालय, स्कूली शिक्षा और साक्षरता विभाग, भारत सरकार, शास्त्री भवन, नई दिल्ली।
- 3- अपर मुख्य सचिव, उत्तराखण्ड शासन।
- 4- समस्त प्रमुख सचिव/सचिव/प्रभारी सचिव, उत्तराखण्ड शासन।
- 5- प्रमुख सचिव, मा0 मुख्यमंत्री, उत्तराखण्ड शासन।
- 6- प्रमुख सचिव, श्री राज्यपाल, उत्तराखण्ड।
- 7- प्रमुख सचिव, विधान सभा, उत्तराखण्ड।
- 8- महाधिवक्ता, उत्तराखण्ड नैनीताल।
- 9- स्टाफ आफिसर, मुख्य सचिव, उत्तराखण्ड शासन।
- 10- मण्डलायुक्त, गढ़वाल एवं कुमायूँ मण्डल।
- 11- समस्त जिलाधिकारी, उत्तराखण्ड।
- 12- समस्त मेयर, नगर निगम/जिला पंचायत अध्यक्ष उत्तराखण्ड।
- 13- निदेशक, माध्यमिक/प्रारम्भिक शिक्षा, ननूरखेड़ा, देहरादून।
- 14- अपर निदेशक, प्रारम्भिक शिक्षा गढ़वाल/कुमायूँ मण्डल।
- 15- अधिशासी निदेशक, एन0आई0सी0, सचिवालय परिसर, देहरादून।

संलग्नक:-यथोक्त।

आज्ञा से,

(आर0के0 तोमर)
संयुक्त सचिव।


Govt. of Jharkhand
Education section-1, Basic
No. 844/XXIV(C)/2014-45/2009-TC-III
Dehradun, Dated 16 July, 2014

Notification

Subject: Identification of Local Authority for the purpose of Section 9 of the RTE Act 2009.

1. Under the Right of Children to Free and Compulsory Education Act, 2009, Local Authority has been defined under Section 2 clause (h), which says that the "Local authority" means a Municipal Council or Zilla Parishad or Nagar Panchayat or Panchayat, by whatever name called and includes such other authority or body having administrative control over the school or empowered or under any law for the time being in force to function as a local authority in any city, town or village.
2. Under Section 9 of the said Act the following 'duties' are assigned to the local authority.
Every local authority shall-
 - a. Provide free and compulsory elementary education to every child provided that where a child is admitted by his or her parents or guardian as the case may be in a school other than a school established, owned, controlled or substantially financed by funds provided directly or indirectly by the appropriate Government or a local authority such child or his or her parents or guardian as the case may be, shall not be entitled to make a claim for reimbursement of expenditure incurred on elementary education of the child in such other school.
 - b. Ensure availability of a neighborhood school as specified in section 6 of RTE ACT.
 - c. Ensure that the child belonging to weaker section and the child belonging to disadvantaged group are not discriminated against and prevented from pursuing and completing elementary education on any grounds.
 - d. Maintain records of children up to the age of 14 years residing within its jurisdiction in such manner as may be prescribed.
 - e. Ensure and monitor admission, attendance and completion of elementary education by every child residing within its jurisdiction.
 - f. Provide infrastructure including school building, teaching staff and learning material.
 - g. Provide special training facility.
 - h. Ensure good quality elementary education conforming to the standards and norms specified in the Schedule.
 - i. Ensure timely prescribing of curriculum and courses of study for elementary education.
 - j. Provide training facility for teachers.
 - k. Provide admission of children of migratory families.
 - l. Monitor functioning of schools within its jurisdiction.
 - m. Decide the academic calendar.
3. In this regard I have been directed to say that HE the Governor is pleased to sanction Local authority/Local body wise assignment of duties, mentioned for the 'Local Authority' under section 9 of 'The Right of Children to Free and Compulsory Education Act, 2009', as per the enclosed table.

By orders and in the name of the Governor


(S. Raj)

Principal Secretary

**IDENTIFICATION OF LOCAL AUTHORITIES TO DISCHARGE DUTIES AS PER SECTION-9 OF THE RIGHT OF THE CHILDREN
TO FREE AND COMPULSORY EDUCATION ACT, 2009.**

State Local Authorities:

1. "Urban Local Bodies" means Municipal Corporation or Municipal Council or Nagar Panchayat or Cantonment Board.
2. "Rural Local Bodies" means Zila Panchayat or Block Panchayat or Village Panchayat.

Sl. No.	Act & rules	Functions devolved under Section 9 of RTE Act.	Functions of Mapping of Local Authorities under RTE Act. (Functions to be carried out at various levels by Local Authorities in their jurisdiction)		
			District Level: 1. Zila Panchayat 2. Municipal Corporation 3. Municipal Council (District headquarter)	Block/Tehsil Level : 1. Block Panchayat 2. Municipal Council (Excluding district headquarter) 3. Cantonment Board	Village /Ward Level : 1. Village Panchayat 2. Nagar Panchayat 3. Municipal Corporation Ward or Municipal Council Ward or Cantonment Board Ward.
1	2	3	4	5	6
1.	9(a)	Provide free and compulsory elementary education to every child provided that where a child is admitted by his or her parents or guardian as the case may be in a school other than a school established, owned, controlled or substantially financed by funds provided directly or indirectly by the	<ul style="list-style-type: none"> • To supervise and undertake random checking of CWSN, SC, ST children from weaker sections and girls education. • Supervise the implementation of RTE Act. 	<ul style="list-style-type: none"> • To supervise and undertake random checking of CWSN, SC, ST children from weaker sections and girls education. • Supervise the implementation of RTE Act . 	<ul style="list-style-type: none"> • Maintain list of all school to provide admission to the children aged between 6-14 years. • Maintain list of all children in the jurisdiction and develop mechanism to update records of children aged between 6-14 years on annual basis while considering migration of children in and out of the village/ward. • Ensure that all children are enrolled in school. • In order to enroll out of school children persuade all such children and interact with their parents to persuade them also. • To facilitate a transparent system for

		appropriate Government or a local authority such child or his or her parents or guardian as the case may be, shall not be entitled to make a claim for reimbursement of expenditure incurred on elementary education of the child in such other school.			those who opt for 25% admission under section 12(1)(c) of RTE Act, so that all applications are considered from eligible children.
2.	9(b)	Ensure availability of a neighborhood school as specified in section 6 of RTE ACT.	<ul style="list-style-type: none"> • To verify the availability of school as per neighborhood norms specified in section 6 of State RTE rules. • If new school needs to set up than to ensure release of funds for construction immediately and ensure teachers availability in the school. • To sensitize lower functionaries on RTE Act. • To supervise the functions of Block, Village and ward level while ensuring the neighborhood school. 	<ul style="list-style-type: none"> • To verify the availability of school as per neighborhood norms specified in section 6 of State RTE rules. • If new school needs to set up than to ensure release of funds for construction immediately and ensure teachers availability in the school. • To supervise the functions of Block, Village and ward level while ensuring the neighborhood school. 	<ul style="list-style-type: none"> • Where no school is as per neighborhood norms to raise demand for the same. • Ensure availability of safe land (Zone free from land slide, flood, earthquake, forest etc.) for new PS and UPS and to provide support to School Management Committee. • To ensure construction of school building within time.
3.	9(c)	Ensure that the child belonging to weaker section and the child belonging to disadvantaged group are not discriminated against and	<ul style="list-style-type: none"> • To ensure monitor and supervise adoption of non-discriminatory practices. No child should be discriminated on the ground of religion, caste and gender. • To sensitize lower level functionaries about non- 	<ul style="list-style-type: none"> • To ensure monitor and supervise adoption of non-discriminatory practices. No child should be discriminated on the ground of religion, caste and gender. • To sensitize lower level functionaries about non- 	<ul style="list-style-type: none"> • To track attendance and regularity of all children from weaker sections and disadvantaged group. • To ensure along with the teachers and SMC an equal participation in all curricular and extra-curricular activities.

		prevented from pursuing and completing elementary education on any grounds.	discrimination.	discrimination.	
4.	9(d)	Maintain records of children up to the age of 14 years residing within its jurisdiction in such manner as may be prescribed.	<ul style="list-style-type: none"> • Supervise the record of children up to 14 year is maintained in every Village/Block and Ward. • To consolidate U-DISE information. • To ensure use of standard formats to consolidate information on neighborhood school, as developed by the State. 	<ul style="list-style-type: none"> • Supervise the record of children up to 14 year is maintained in every Village/Block and Ward. • To consolidate U-DISE information. • To ensure use of standard formats to consolidate information on neighborhood school, as developed by the State. 	<ul style="list-style-type: none"> • To maintain record of birth in the Village Panchayat & Ward of Nagar Panchayat /Municipal Council/Municipal Corporation/Cantonment Board. • To maintain record in prescribed formats information on all children of 0-3 years about name, father, mother name, Date of birth, sex, coverage by AWC/Pre School etc. • To maintain record in prescribed formats information on all children of 3-6 years about name, father, mother name, Date of birth, sex, enrollment in school/out of school/ special training. • To maintain record of in/out migrating children if any. • To maintain details of children with disability (CWSN), Single parent family, orphans, aids victims etc as vulnerable group.
5.	9(e)	Ensure and monitor admission, attendance and completion of elementary education by every child residing within its jurisdiction.	<ul style="list-style-type: none"> • To monitor the admissions and attendance of children in their jurisdiction. • To monitor and support the removal of any hurdles in providing admission and ensuring attendance by the village panchayat/Ward. 	<ul style="list-style-type: none"> • To monitor the admissions and attendance of children in their jurisdiction. • To monitor and support the removal of any hurdles in providing admission and ensuring attendance by the village panchayat/Ward. 	<ul style="list-style-type: none"> • To ensure that admission is not to be denied to anyone. • If any child is irregular or dropout or is not enrolled, to mobilize the village community and ensure admission and regular attendance. • To monitor that every child improves his/her learning levels. • To ensure and assist SMC to monitor admission, attendance and completion of elementary education.

					<ul style="list-style-type: none"> • Support SMC to get admissions in schools in transparent, open and fair manner. • Mobilize parent of girls, vulnerable groups and weaker section to send their children to school. • Make sure that hurdles and problems are removed which may impact admission and attendance like lack of teachers, impact of natural disaster etc. If problems are beyond their capacity to take up same with the district.
6.	9(f)	Provide infrastructure including school building, teaching staff and learning material.	<ul style="list-style-type: none"> • To ensure that schools in the jurisdiction are in alignment with the RTE Act, provide infrastructure including school building, teaching staff, learning material and maintain PTR. In case of any shortfall, the District Authorities may use their own resources to make interim and ad hoc arrangements. 	<ul style="list-style-type: none"> • To ensure that schools in the jurisdiction are in alignment with the RTE Act, provide infrastructure including school building, teaching staff, learning material and maintain PTR. In case of any shortfall, the Block/ Tehsil Authorities may use their own resources to make interim and ad hoc arrangements. 	<ul style="list-style-type: none"> • Funds received by the SMC have to be supervised to ensure timely completion and quality for civil works and provisioning of other school infrastructure. • To take up issues with higher authorities if entitled staff not available or if teachers performance/ attendance is poor. • To rise issues to maintain PTR in school.
7.	9(g) Along with Rule 9(k)	Provide special training facility.	<ul style="list-style-type: none"> • To supervise, ensure and keep information on all the Special Training which is taking place in the district. 	<ul style="list-style-type: none"> • To supervise, ensure and keep information on all the Special Training which is taking place in the Block/Tehsil. 	<ul style="list-style-type: none"> • To maintain record of out of school children. • Along with the SMC to ensure that all OoSC have been enrolled and are catching up with the regular classes. • To ensure that special training is provided as far as possible in the school, else at nearest safe location and to support SMC and school in the same.

		Provide admission of children of migratory families.			<ul style="list-style-type: none"> • To mobilize village community so that all the OoSC are sent to special training/school regularly. • To keep track of all children who migrate in or out the village. • Provide special training support to all children migrating in to the village. • To mobilize the community to take care of children left behind while migrating.
8.	9(h)	Ensure good quality elementary education conforming to the standards and norms specified in the Schedule.	<ul style="list-style-type: none"> • To ensure redeployment of teachers as per prescribed PTR. • To monitor progress and completion of infrastructure. 	<ul style="list-style-type: none"> • To ensure redeployment of teachers as per prescribed PTR. • To monitor progress and completion of infrastructure. 	<ul style="list-style-type: none"> • To monitor children attendance and support enrollments/ Special training of OoSC children. • To ensure any time admission of migrant children during the session. • To mobilize community for sending children regularly to schools.
9.	9(i)	Ensure timely prescribing of curriculum and courses of study for elementary education.	<ul style="list-style-type: none"> • To ensure timely distribution of text books and TLM's etc in each school. 	<ul style="list-style-type: none"> • To ensure timely distribution of text books and TLM's etc in each school. 	<ul style="list-style-type: none"> • To monitor the working of schools, to ensure requisite working days/ instructional hours are adhered to, in case of contravention to complain to the controlling officer. • To mobilize community for regular attendance of children and frequent parent/ Community and school interactions for keeping track of children's progress.
10.	9(j)	Provide training facility for teachers.	<ul style="list-style-type: none"> • To prepare training calendar in consultation with DIETs/BRCs. • In case specialized training is needed to connect the teachers with the institutions providing the same. • To provide physical infrastructure for in service 	<ul style="list-style-type: none"> • In case specialized training is needed to connect the teachers with the institutions providing the same. • To provide physical infrastructure for in service teachers training of newly appointed teachers. 	- nil -

			<p>teachers training of newly appointed teachers.</p> <ul style="list-style-type: none"> To provide BRCs with information on community's perception of what is required in as focus in service training. 	<ul style="list-style-type: none"> To provide BRCs with information on community's perception of what is required in as focus in service training. 	
11.	9(i)	Monitor functioning of schools within its jurisdiction.	<ul style="list-style-type: none"> To ensure that complaints received from village/ward/block level are resolved. 	<ul style="list-style-type: none"> To ensure that complaints received from village/ward/block level are resolved. 	<ul style="list-style-type: none"> To monitor maintenance of School building and that the area is used only for the purposes of education. To ensure teachers attendance. If village panchayat/ward is dissatisfied than issues to be raised with BEO, DEO (Basic Education) and District level authorities. To meet Head Master and SMC members of low performing schools to monitor school functioning and create community pressure to implement RTE Act. To monitor and verify the School Development Plan prepared by School Management Committee. Check improvement in learning level over time.
12.	9(m)	Decide the academic calendar.	<ul style="list-style-type: none"> To be decided based on local needs by District level authority on the basis of nature of occupations of the community, local festivals, fairs etc. 	- nil -	- nil -