

**GOVERNMENT OF ASSAM
EDUCATION (ELEMENTARY) DEPARTMENT
DISPUR :: GUWAHATI-6**

No. PMA 627/2010/Pt IX/49

Dated Dispur the 4th March, 2013

ORDERS BY THE GOVERNOR OF ASSAM

NOTIFICATION

In pursuance of the provisions of Section 12 (1) (c), (2), (3) of the Right of Children to Free and Compulsory Education Act, 2009 and Rule 7 and 8 of the Assam Right of Children to Free and Compulsory Education Rules, 2011, the Governor of Assam is pleased to notify the following:

1. That all private unaided non-minority schools (not receiving any kind of aid or grants from the appropriate Government or Local authority) and schools of specified category as defined under section 2 (n) (iii) and 2 (p) of the Act, 2009 of the State of Assam shall admit in Class-I, at least 25% of the strength of that class, falling under the category of sub-clause-iv of clause (a) of Section 2 of RTE Act, 2009, children belonging to disadvantaged group and weaker sections in the neighbourhood and provide free and compulsory education till its completion. However, the Schools may, for the purposes of filling up the requisite percentage of seats for children referred to in clause (c) to section 12(1), of the Act extend these limits with the prior approval of the Appropriate Government or its authorised officer (s).
2. Further, it is also notified that those private unaided schools/or specified category schools where Pre-school Education is imparted, must also admit to the extent of at least 25% of the strength of the pre-school class where admission is taken, children belonging to disadvantaged groups and weaker sections in the neighbourhood.
3. That the appropriate Government will reimburse the expenditure incurred by the Schools referred to above for providing free and compulsory education to the Children admitted against the minimum 25% of seats referred under section 12(1)(c) of the Act, to the extent of per-child-expenditure incurred by the State, or the actual amount charged from the child, whichever is less.
4. That the schools referred to above, shall ensure that children admitted in pursuance of the provisions above, shall not be segregated from the other children in the classroom, nor shall their classes be held at places and timing different from the classes held for the other children, nor shall an exclusive section be opened for them. The said schools shall also ensure that such children are not discriminated from the rest of the children in any manner pertaining to entitlements and facilities such as textbooks, uniforms, library, ICT facilities, extra-curricular and sports.
5. With regard to admissions in Class-I (or pre-primary class as the case may be), under section 12 (1) (c) of the RTE Act in unaided and specified category schools, the schools shall follow a system of random selection out of the applications received from children belonging to disadvantaged groups and weaker section for filling up the pre-determined/number of seats in that class which should not be less than 25% of the strength of the class. The admission procedure must be non-discriminating, rational and transparent, and there should be no screening test or interview of child or parent or profiling the child based on parental educational qualification.
6. That there shall be a committee at the state level comprising of Secretary, Finance Deptt.; Secretary, Elementary Education Deptt.; Mission Director, SSA, Assam; Director, Elementary Education, Assam, and Director, SCERT, Assam for the purpose of assessing per child expenditure incurred by the state and the local authority for reimbursement of expenditure to the schools under section 12(2).The Committee shall meet every year in December to assess per child expenditure for the next academic session.
7. It is further notified that the total annual recurring expenditure incurred by the Government, the Autonomous Council or the local authority, whether from its own funds, or funds provided by the Central Government or by any other authority, on elementary

education in respect of all schools established, owned or controlled by it or by the local authority, divided by the total number of children enrolled in all such schools, shall be the per-child expenditure incurred by the Government, Autonomous Council or the local authority. Further, such re-imbusement shall not exceed per-child expenditure incurred by the respective unaided school.

8. The reimbursement shall be made directly in the separate bank account maintained by the school in two installments of 50% each during the year in the months of September and January.
9. The schools shall submit in the month of July the list of students admitted in the school, to the District Elementary Education Officer of the respective district for reimbursement of the expenditure.
10. The school-wise names of the students admitted in the private unaided schools mentioned above, shall be maintained in electronic form and shall be displayed in public domain.
11. This notification will come into effect from the Academic Session 2013-14.

Sd/- L. S. Changsan
Commissioner & Secretary to the Govt. of Assam
Education (Ele) Department


Memo No. PMA 627/2010/Pt IX/49-A

Dated Dispur the 4th March, 2013

Copy to :

1. The Secretary, Govt. of India, Ministry of Human Resource and Development, Department of School Education and Literacy, Shastri Bhawan, New Delhi.
2. The Mission Director, Sarva Siksha Abhiyan, Assam, Kahilipara, Guwahati-19.
3. The Principal Secretary, Karbi Anglong Autonomous Council, Diphu/Dima Hasao, Haflong/Bodoland Territorial Council, Kokrajhar.
4. The Director, (EE & SSA), Govt. of India, Ministry of Human Resource and Development, Department of Elementary Education, Shastri Bhawan, New Delhi.
5. The Principal Secretary, Assam Legislative Assembly, Dispur.
6. The Secretary, Education, Bodoland Territorial Autonomous Council, Kokrajhar.
7. The Secretary, Assam State Commission for Protection of Child Rights, Guwahati.
8. The Staff Officer to Chief Secretary, Assam, Dispur.
9. The Director, Secondary Education, Assam, Kahilipara, Guwahati-19.
10. The Director, Madrassa Education, Assam, Kahilipara, Guwahati-19.
11. The Director, Elementary Education, Assam, Kahilipara, Guwahati-19. He is requested to circulate to all District Elementary Education Officers.
12. The Director, SCERT, Assam, Kahilipara, Guwahati-19.
13. The Director, Education, Bodoland Territorial Autonomous Council, Kokrajhar.
14. The Director, Information and Public Relation, Assam, Dispur for wide publicity.
15. The Secretary, SEBA, Guwahati.
16. The Secretary, Higher Secondary Education Council, Assam, Guwahati.
17. The Deputy Director, Assam Govt. Press, Bamunimaidam, Ghy-21 for publication and notification in the Assam Gazette.
18. Officer on Special Duty to Minister, Education, Assam, Dispur for favour of information of Hon'ble Minister, Education.
19. P.S. to Addl. Chief Secretary, Education Department, Dispur.
20. P.S. to Principal Secretary to Hon'ble Chief Minister, Assam, Dispur.
21. P.S. to Commissioner & Secretary, Education (Sec.) Department, Dispur.
22. P.S. to Commissioner & Secretary, Social Welfare Department, Dispur.
23. P.S. to Commissioner & Secretary, Education (Ele.) Department, Dispur.
24. P.S. to Commissioner & Secretary, Finance Department, Dispur.
25. P.S. to Commissioner & Secretary, Legislative Department, Dispur.

By order etc.


(P. Lahon)

Deputy Secretary to the Govt. of Assam
Education (Ele) Department