

No. EDN-C-A(3)-3 | 2011-11-I
 Government of Himachal Pradesh
 Department of Elementary Education

Dated: Shimla-171002 the 10-09-2013

NOTIFICATION

In exercise of the power conferred under Section-35 (2) of "The Right of Children to Free and Compulsory Education Act, 2009" the Governor, Himachal Pradesh is pleased to order that the Municipal Corporation or Municipal Council or Panchayat Samiti or Nagar Panchayat, or Gram Panchayat or Block Elementary Education Officer or Deputy Director of Elementary Education by whatever name called in the area of the state shall be the local authority for the purpose of section 2(h) of the Act in respect of all elementary schools (primary/ upper primary) functioning under their jurisdiction. The roles to be performed by each of the local authority have been defined as follows:-

Section	Duties	To be performed by
9(a)	Provide free and compulsory education to every child: Provided that where a child is admitted by his or her parents or guardian, as the case may, in 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.	Block Elementary Education Officer (BEEEO) /Deputy Director of Elementary Education (DDEE)
9(b)	Ensure availability of a neighbourhood school as specified in section-6.	BEEEO/DDEE
9(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 ground.	BEEEO/DDEE/ Panchayati Raj Institutions (PRI) / Urban Local Bodies (ULB)
9(d)	Maintain records of children up to the fourteen years residing within its jurisdiction, in such manner as may be prescribed.	PRI/ULB
9(e)	Ensure and monitor admission, attendance and completion of elementary education by every child residing within its jurisdiction.	BEEEO/DDEE/PRI/ULB
9(f)	Provide infrastructure including school building, teaching staff and learning material.	BEEEO/DDEE/PRI/ULB
9(g)	Provide special training facility specified in section-4.	BEEEO/DDEE
9(h)	Ensure good quality elementary education conforming to the standards and norms specified in the Schedule.	BEEEO/DDEE/PRI/ULB
9(i)	Ensure timely prescribing of curriculum and courses of study for elementary education.	BEEEO/DDEE
9(j)	Provide training facility for teachers.	BEEEO/DDEE
9(k)	Ensure admission of children of migrant families.	PRI/ULB
9(l)	Monitor functioning of schools within its jurisdiction.	BEEEO/DDEE
9(m)	Decide the academic calendar.	BEEEO/DDEE

Contd.

22(2)	The School Development Plan so prepared under sub-section 22(1) shall be the basis for the plans and grants to be made by the appropriate Government or local authority, as the case may be.	BEE0/DDEE
32(1)	Notwithstanding anything contained in section 31, any person having any grievance relating to the right of a child under this Act make a written complaint to the local authority jurisdiction.	BEE0/DDEE
32(2)	After receiving the complaint under section 32(1), the local authority shall decide the matter within a period of three months after affording a reasonable opportunity of being heard to the parties concerned.	BEE0/DDEE
35(3)	The local authority may issue guidelines and give such directions, as deems fit, to the School Management Committee regarding implementation of the provisions of this Act.	BEE0/DDEE


By order

R. D. Dhiman
Principal Secretary (Education) to the
Government of Himachal Pradesh

Endst. No. As above, Dated: Shimla-171002, the 10-9-2013.

Copy for information and further necessary action is forwarded to:-

1. The Secretary, Ministry of Human Resources, Government of India, Education and Literacy Department, New Delhi.
2. The Chairman, National Commission for Protection of Child Rights, 5th Floor, Chanderlok Building, 36- Janpath, New Delhi - 110001.
3. The Principal Secretary to the Hon'ble Chief Minister, H.P.
4. The Secretary to the Governor, Himachal Pradesh.
5. All the Administrative Secretaries, H. P. Shimla.
6. All the Deputy Commissioners, H.P.
7. The Director of Higher Education, H.P. Shimla.
8. The Director of Elementary Education, H.P. Shimla.
9. The State Project Director (SSA), H.P. Shimla.
10. The Private Secretary to the Hon'ble Chief Parliamentary Secretary (Education) to the Government of H.P. Shimla.
11. All the Deputy Directors of Elementary Education, H.P.
12. All the Deputy Directors of Higher Education, H.P.
13. All the Block Elementary Education officers, H.P.
14. The Controller, Printing and Stationary, H.P. Shimla-5 with the request to publish in official gazette of Government of Himachal Pradesh.
15. Guard file.


Deputy Secretary (Ele. Edu) to the
Government of Himachal Pradesh