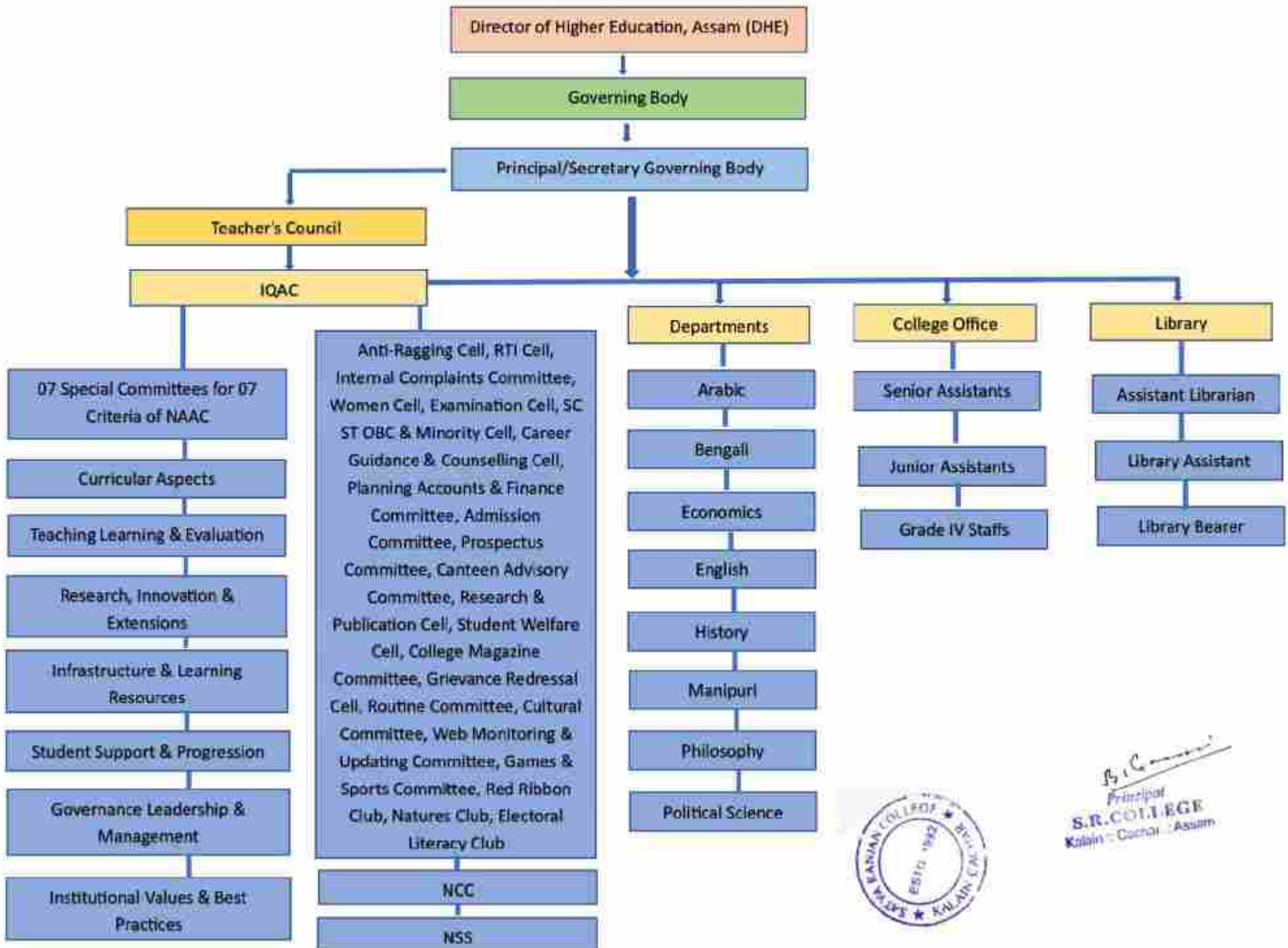


ORGANOGRAM OF SATYA RANJAN COLLEGE, KALAIN



(Signature)
 Principal
S.R. COLLEGE
 Kalain - Cachar - Assam



THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃত্বৰ দ্বাৰা প্ৰকাশিত

PUBLISHED BY THE AUTHORITY

নং 292 দিশপুৰ, সোমবাৰ, 5 চেপ্তেম্বৰ, 2011, 14 ভাদ, 1933 (শক)
No.292 Dispur, Monday, 5th September, 2011, 14th Bhadra, 1933 (S.E.)

GOVERNMENT OF ASSAM

ORDERS BY THE GOVERNOR

LEGISLATIVE DEPARTMENT :: LEGISLATIVE BRANCH

NOTIFICATION

The 5th September, 2011

No.LGL. 98/2011/21. -- The following Act of the Assam Legislative Assembly which received the assent of the Governor is hereby published for general information.

ASSAM ACT NO. XVII OF 2011

(Received the assent of the Governor on 3rd September, 2011)

**THE ASSAM VENTURE EDUCATIONAL INSTITUTIONS
(PROVINCIALISATION OF SERVICES) ACT, 2011.**

**AN
ACT**

to provincialise the services of the employees of the Venture Educational Institutions in the State of Assam and to restrict further establishment of such Educational Institutions in the State.

Preamble Whereas it is expedient to provincialise the services of employees of the Venture Educational Institutions in the State of Assam and to restrict further establishment of such educational institutions in the State;

It is hereby enacted in the Sixty-second Year of the Republic of India as follows:-

**Short title,
extent and
commence-
ment**

1. (1) This Act may be called the Assam Venture Educational Institutions (Provincialisation of Services) Act, 2011.
- (2) It extends to the whole of Assam.
- (3) It shall come into force on such date as the State Government may, by notification in the Official Gazette, appoint and different dates may be appointed for different provisions of the Act or for different category of educational institutions.

Definitions

2. In this Act, unless the context otherwise requires,-
- (a) "Assam Higher Secondary Education Council" or "AHSEC" means the Assam Higher Secondary Education Council constituted under the provisions of Assam Higher Secondary Education Act, 1984; Assam Act XVII of 1984.
- (b) "Block Elementary Education Officer" means the Block Elementary Education Officer in the concerned Block;
- (c) "Board of Secondary Education, Assam" or "SEBA" means the Board of Secondary Education, Assam constituted under the provisions of the Assam Secondary Education Act, 1961; Assam Act XXV of 1961
- (d) "Deputy Inspector of Schools" means the Deputy Inspector of Schools in the concerned Sub-division;
- (e) "Director" means the Director of Elementary Education in case of a Primary or a Upper Primary School; Director of Secondary Education in case of a High school or a Higher Secondary School or a Junior College; and Director of Higher Education in case of a Degree College :

Provided that in case of amalgamated High or Higher Secondary Schools, where primary or upper primary education is also imparted, the Director would mean the concerned Director in respect of the teachers and matters concerning their service conditions and emoluments but for the purpose of administration and all other purposes the Director would mean the Director of Secondary Education;

(f) "District Elementary Education Officer" means the District Elementary Education Officer of the concerned district;

(g) "District Scrutiny Committee" means the District Scrutiny Committee constituted under section 10 for each District to recommend names of Venture Educational Institutions which are considered eligible for provincialisation of the services of the employees serving therein;

(h) "Employee" means and includes all serving employees both teaching and non-teaching of Venture Educational Institutions who have been appointed by the concerned Venture Educational Institution before the 1st day of January, 2011 and whose services are being or would be provincialised under this Act;

(i) "Governing Body" means the Governing Body of a College or a Junior College approved by the appropriate authority as notified by the State Government, for carrying out the management of the College or the Junior College, as the case may be;

(j) "State Government" means the State Government of Assam in the concerned Education Department i.e. Education (Elementary) Department in case of Primary and Upper-Primary Schools, Education (Secondary) Department in case of Secondary, Higher Secondary Schools and Junior Colleges, Education (Higher) Department in case of Degree Colleges;

(k) "Inspector of Schools" means the Inspector of Schools in the concerned district and unless the context otherwise requires, it includes an Assistant Inspector of Schools of the same district;

(l) "Managing Committee" means the Managing Committee constituted under the provisions of Right of Children to Free and Compulsory Education Act, 2009 or the rules made thereunder in the case of a Primary or Upper Primary School and in case of High School and Higher Secondary School, the Managing Committee approved by the appropriate authority as notified by the State Government for carrying out the management of the concerned educational institution;

Central
Act No
35 of
2009

(m) "Provincialised School" or "Provincialised College" means a Venture Educational Institution wherein the services of employees are provincialised under this Act;

(n) "University" means the affiliating University in the state, namely; the Gauhati University, the Dibrugarh University, or the Assam University, as the case may be;

(o) "Venture Degree College" means a Degree College imparting education beyond Higher Secondary stage established by the people of the locality prior to 1.1.2006 and which has also received affiliation from the concerned University and concurrence from the State Government on or before 1.1.2006 and not provincialised under any Act enacted by the State legislature so far;

(p) "Venture High School" means High School including a High Madrassa imparting education upto class X and established by the people of the locality prior to 1.1.2006 which has received permission from the State Government and recognition from the Board of Secondary Education, Assam on or before 1.1.2006 and not provincialised under any Act enacted by the State legislature so far;

(q) "Venture Higher Secondary School" means a Higher Secondary School imparting education upto Class XII and established by the people of the locality prior to 1.1.2006 which has received permission from the State Government prior to 01.01.2006 and not provincialised under any Act earlier enacted by the State legislature so far and it includes a Junior College established by the people of the locality prior to 1.1.2006 which has received concurrence from the Government and permission from the Assam Higher Secondary Education Council on or before 01.01.06;

(r) "Venture ME School" including "ME Madrassa" means an Upper-Primary School imparting education upto Class VIII and established by the people of the locality prior to 1.1.2006 which has received recognition from the competent authority on or before 01.01.2006 and not provincialised under any Act enacted by the State legislature so far;

(s) "Venture Primary School" means a Primary School imparting education upto Class V and established by the people of the locality prior to 1.1.2006 and not provincialised under any Act enacted by the State legislature so far;

(1) "Venture Educational Institutions" means and includes Venture Degree College, Venture Higher Secondary School, Venture High School, Venture ME School and Venture Primary School situated within the State of Assam.

Eligibility
criteria for
selection of
educational
institutions
for
provincialisa-
tion of services
of its
employees:

3. (1) Subject to the provisions of Article 30 of the Constitution of India, the following categories of Venture Educational Institutions shall be eligible for being considered for provincialisation of the services of its employees :-
- (i) the Venture Educational Institutions which have been established and had obtained the required permission or recognition or affiliation or concurrence, as the case may be, from the respective competent Authority or Authorities before 1.1.2006;
 - (ii) it has a minimum enrolment of 25 students in the highest class i.e. Class-V, if it is a Primary School; Class-VIII, if it is an upper-Primary School; Class-X, if it is a High School; and Class-XII, if it is a Higher Secondary School or a Junior College ; and Final year of Three Year Degree Course, if it is a Degree College, as on the date of coming into force of this Act;
 - (iii) in case of a High School or a Higher Secondary School or a Junior College or a Degree College, the concerned educational institution must have a consistent good academic performance which would mean that at least 30% of the candidates appearing for the final examination must have passed in any three examinations held since 01.01.2006.
- (2) In case of a Degree College and a Junior College, the eligibility criteria specified in sub-section (1) above regarding date of recognition, affiliation or concurrence, minimum enrolment and performance would mean in respect of each of the subjects with or without 'Major' as the case may be, and the services of the employees appointed or engaged in connection with such subject or subjects shall be considered for provincialisation under the provisions of this Act, only if the specified eligibility criteria are satisfied.
- (3) The concerned educational institution must have the required infrastructure (i) in case of Degree College as specified by the concerned University to which the College is affiliated; (ii) if it is Primary or Upper Primary School as specified in Item-2 of the

Central
Act No
35 of
2009

Schedule of the Right of Children to Free and Compulsory Education Act, 2009 and in case of all other educational institutions, the concerned institution must have the required infrastructure as specified in section 10 of the Assam Non-Government Educational Institutions (Regulation and Management) Act, 2006.

Assam
Act IV
of 2007

(4) An institution, which does not have the required infrastructure specified in sub-section (3) above, may be considered as eligible for provincialisation of the services of the employees, provided such institution acquires the required infrastructure within two years from the date of commencement of this Act.

(5) Subject to the provisions of the Statutes, Ordinances and Regulations made by the concerned affiliating University, in case of a Degree College and subject to the provisions of the Right of Children to Free and Compulsory Education Act, 2009, in case of a Primary or Upper Primary School and in case of all other institutions, subject to the provisions of the Assam Non-Government Educational Institutions (Regulation and Management) Act, 2006, an educational institution which does not fulfil the eligibility criteria as on the date of coming into force of this Act or does not acquire eligibility under sub-section (4) above within the two years period as aforesaid shall not be eligible to be considered for provincialisation of the services of its employees, but may be allowed to run as a Private Institution or a Non-Government Educational Institution.

Central
Act No
35 of
2009

Assam
Act IV
of 2007

(6) Save and except an institution covered under Article 30 of the Constitution of India which is already getting some financial assistance or grants-in-aid, no Private or Non-Government educational institution shall be entitled to get any aid or assistance from the State Government in any form with effect from the date of coming into force of this Act.

Employees to
be
Government
servant

4. (1) The services of the employees of all eligible Venture Educational Institutions under section 3 and who have already completed ten years of services in such Educational Institution without any break from the date of affiliation, recognition, concurrence or permission as the case may be, of the concerned educational institutions as on the date of coming into force of this Act, shall be deemed to have been provincialised and they shall become employees of the State Government with effect from that date.

- (2) The services of all the teaching and non-teaching employees, who have not yet completed ten years of continuous services without break in that Venture Educational Institutions as under sub-section (1) shall be provincialised with effect from the date on which they complete the required ten years of service as stipulated under sub-section(1):

Provided that the numbers of employees in both teaching and non-teaching cadre in each of the institution, services of whom are provincialised or to be provincialised under this Act, shall not exceed as specified in the Schedule appended to this Act:

Provided further that where the number of such employees serving in such Venture Educational Institutions exceeds the numbers as specified in the Schedule, the provincialisation of the services of the employees shall be on the basis of seniority in the respective category in the concerned educational institution. The State Government shall have no liability whatsoever in regard to such excess employees.

- (3) The services of a teaching or non-teaching employee in a Venture Educational Institution upto higher secondary level shall be considered for provincialisation, only if they have the requisite academic and professional qualifications prescribed by the relevant Rules at the time of their initial appointment. In case of employees of a Degree College, they must have acquired such requisite educational as well as professional qualification as may be determined by the University Grants Commission from time to time:

Provided that if an employee is required to acquire any prescribed academic or professional qualifications, services of such employee may be considered for provincialisation if otherwise eligible, but in such case the provincialisation would be subject to acquisition of such prescribed qualifications within a period of five years from the date of coming into force of this Act, and during this intervening period, he may continue to work under the existing terms and conditions under which he was working, until his services are provincialised. In case of his failure to acquire the required academic or professional qualifications within the stipulated period, his services shall stand terminated with effect from the date of expiry of stipulated period of five years.

- Terms and conditions of Service
5. (1) Subject to the provisions of this Act and the Rules made thereunder all rules including service rules and rules of conduct and discipline which are applicable to State Government servant of corresponding ranks, shall be applicable to all employees of educational institution whose services have been or would be provincialised under the provisions of this Act.
- (2) All such employees shall get such emoluments as salary and allowances as may be prescribed with effect from the date of provincialisation of their services and the past service rendered by them shall not be counted for any purpose whatsoever, and all such employees shall get same pay and allowances as if they are fresh appointees and in respect of pension, they shall be governed by the New Pension Scheme applicable to the State Government employees of the corresponding rank.
- (3) The employees, who have completed sixty years of age as on the date of coming into force of this Act, shall be deemed to have retired with effect from that date and they shall have no claim whatsoever from the State Government as regards their pay, allowances and retirement benefits for services already rendered by them in such educational institutions.
- (4) Services of all employees shall be encadred in appropriate cadres in accordance with the rules as may be prescribed by the State Government for this purpose.
- Management of the educational institution where services of employees are provincialised
6. With effect from the date of publication of the notification under sub-section (4) of section 10, the administration, management and control of all provincialised educational institutions coming within the purview of this Act shall vest in the State Government.
- Managing Committee in respect of Primary/Upper Primary Schools
7. The constitution, composition, powers, functions and duties of the Managing Committee in respect of the Primary and Upper Primary Schools shall be governed by the provisions of the Right of Children to Free and Compulsory Education Act, 2009 and the Rules made thereunder.
- Managing Committee/Governing Body in respect of other Educational Institutions
8. (1) The State Government or an officer authorized by the State Government, by an order, constitute a Managing Committee in respect of High School or Higher Secondary School and a Governing Body in respect of a Junior College or a Degree College, for managing the affairs of such Educational Institutions.

- (2) The Governing Body and the Managing Committee, as the case may be, of such institutions shall exercise such powers and shall perform such functions as may be specified by the State Government under the Rules made under this Act.
- (3) The State Government or the officer so authorized by the State Government may, at any time, re-constitute the Managing Committee or the Governing Body, as the case may be, whenever it is considered necessary.
- (4) The composition of the Managing Committee or Governing Body shall be such as may be prescribed by the State Government.
- (5) Subject to overall control and supervision of the Director, all teaching and non-teaching employees whose services are or would be provincialised, shall be accountable and remain subject to the control of the Managing Committee or the Governing Body as the case may be.
- (6) All teachers, whose services have been provincialised shall render their services under the control and supervision of the Head of the Institution and if so required their services may be utilized in the lower classes.

Amalgamation, shifting or expansion of educational institution

9. (1) In appropriate cases, if there is already an existing educational institution nearby, and the enrolment of the students does not justify more than one institution in the same locality, or there are other sufficient reasons so to do, the State Government, in the public interest and for reasons to be recorded may, order transfer or shifting of the institution from one place to another, or may order amalgamation of two or more existing institutions.
- (2) In appropriate cases, if the State Government is of the view that an existing educational institution need be expanded so as to have more classes, the State Government may order expansion of an existing educational institution from Primary to Upper-Primary and from Upper-Primary to Secondary and Secondary to Higher Secondary or *vice-versa*.
- (3) All employees teaching or non-teaching whose services have been provincialised under the provisions of this Act and who are working in one of the schools in respect of which an order under sub-sections (1) and (2) above has been passed, shall be liable to be transferred and posted in any such provincialised institution in the same rank and grade.

- (4) All teachers working on a higher grade in an institution in respect of which an order under sub-section (2) has been passed may be required to teach in the lower classes also.
- District
Scrutiny
Committee
10. (1) There shall be one District Scrutiny Committee in each district separately for Elementary, Secondary and for Higher Education to scrutinize service records and other related issues of the serving teachers and staff of Venture Educational Institutions pertaining to provincialisation of their services.
- (2) The Deputy Commissioner of the District, by an order, shall constitute the District Scrutiny Committee for the respective district under preceding sub-section.
- (3) The District Committee shall first scrutinize and prepare a list of all Venture Educational Institutions within the district, which are eligible in terms of the provisions of this Act and shall thereafter proceed to scrutinize and verify the service records of all the serving employees, who are eligible or would become eligible for being considered for provincialisation of their services.
- (4) The District Scrutiny Committee shall forward the verified list of eligible teachers school-wise in accordance with the number of posts specified in the Schedule appended to this Act, to the concerned Director who shall, after making such further scrutiny as may be required, shall forward the same to the concerned Department of the State Government for consideration and for issuing Notification in respect of the eligible institutions and employees eligible for getting their services provincialised.
- (5) The District Scrutiny Committee shall have the powers to inspect all documents and records produced before it and call for such further records and documents as may be required for the purpose of causing verification and scrutiny and examine witnesses for the purpose, if considered necessary and while doing so it shall have the powers of a Civil Court for the purpose of compelling attendance of persons and production of documents.
- (6) The District Scrutiny Committee for Higher Education shall be constituted with the following members, namely:-
- (i) The Deputy Commissioner or his nominee not below the rank of Additional Deputy Commissioner of the concerned district --Chairman;
 - (ii) The Inspector of Schools-----Member-Secretary;
 - (iii) One Principal of College to be nominated by the Inspector of Schools---Member;

- (iv) One retired Principal of College to be nominated by the Inspector of Schools—Member;
 - (v) One eminent person in the field of education to be nominated by the Deputy Commissioner—Member.
- (7) The District Scrutiny Committee for Secondary Education shall be constituted with the following members, namely:-
- (i) The Deputy Commissioner or his nominee not below the rank of Additional Deputy Commissioner of the concerned district—Chairman;
 - (ii) The Inspector of Schools—Member-Secretary;
 - (iii) One Principal of Junior College to be nominated by the Inspector of Schools—Member;
 - (iv) One Principal of Provincialised Higher Secondary School to be nominated by the Inspector of Schools—Member;
 - (v) One Headmaster of Provincialised High School/High Madrassa to be nominated by the Inspector of Schools—Member;
 - (vi) One eminent person in the field of education to be nominated by the Deputy Commissioner—Member;
 - (vii) One retired Principal/Headmaster to be nominated by the Inspector of Schools—Member.
- (8) The District Scrutiny Committee for Elementary Education shall be constituted with the following members, namely:-
- (i) The Deputy Commissioner or his nominee not below the rank of Additional Deputy Commissioner of the concerned district—Chairman;
 - (ii) The District Elementary Education Officer—Member-Secretary;
 - (iii) The Deputy Inspectors of Schools of all Sub-divisions—Members;
 - (iv) The Block Elementary Education Officer of all Blocks—Members;
 - (v) One eminent person in the field of education to be nominated by the Deputy Commissioner—Member.
- (9) The State Government may, by an order re-constitute the District Scrutiny Committee or may change its composition, if the circumstances so warrant.

- | | | | |
|--|---------|--|---------------------------|
| Educational Institution not provisionalisied, to function as Private /Non-Government Institutions. | 11. (1) | The service of employees of the Venture Educational Institutions which have been established on or after 1-1-2006, shall not be provincialised and no such educational institution shall be allowed to remain functional unless it has obtained,- | |
| | | (i) affiliation from the affiliating University, if it is a Degree College; | |
| | | (ii) permission under the provisions of the Assam Non-Government Educational Institutions (Regulation and Management) Act, 2006, in case of all other educational institutions; and | Assam Act IV of 2007 |
| | | (iii) recognition from the authority notified under the provisions of section 18 of the Right of Children to Free and Compulsory Education Act, 2009. | Central Act No 35 of 2009 |
| | (2) | All such Venture Educational Institutions, which have obtained the required affiliation, permission or recognition as the case may be, shall be allowed to function as purely Private or Non-Government Educational Institution. | |
| Offences and Penalties | 12. (1) | Whoever provides misleading, incorrect or false information to and suppresses material information from or abets the providing or suppression of such information to the District Scrutiny Committee or to any other authority under this Act shall commit an offence under this Act which shall be punishable with imprisonment for a term which may extend to three years. | |
| | (2) | Offences committed under this Act shall be cognizable offences under the provisions of the Code of Criminal Procedure, 1973. | Central Act No 1 of 1974 |
| Suit and Proceedings | 13. | No suit, prosecution or other legal proceeding shall lie for anything in good faith done under this Act, except with the previous sanction of the State Government. | |
| Power of interpretation and removal of difficulties | 14. (1) | If any difficulty arises in interpretation of any provisions of this Act, the interpretation of the State Government shall be final. | |
| | (2) | If any difficulty arises in giving effect to the provisions of this Act, the State Government may, by order do anything not inconsistent with the provisions of this Act which appear to be necessary or expedient for the purpose of removing the difficulty. | |

- Delegation of powers 15. (1) The State Government may delegate all its powers, except the powers conferred under section 14 and 16 of the Act to concerned Director or to the Deputy Commissioner or to an Inspector of Schools or a District Elementary Education Officer of the District.
- (2) The Officer or Authority to whom the powers are delegated under sub-section (1) shall exercise the same subject to overall supervision and control of the State Government and subject to such limitations as may be specified by the State Government.
- Power to make rules 16. (1) The State Government may, by notification published in the Official Gazette, make rules for carrying out the provisions of this Act.
- (2) Without prejudice to the generality of the foregoing provisions, such rules may provide for all or any of the following matters, namely:-
- (i) prescribing service conditions and specifying the duties and responsibility of all employees whose services have been provincialised under this Act;
 - (ii) preparation and maintenance of service records of the employees whose services have been provincialised;
 - (iii) for management of the educational institutions;
 - (iv) specifying the powers, duties and responsibility of the Managing Committee or Governing Body of the educational institutions.
- (3) Every rule made under this section shall be laid as soon as may be after it is made, before the Assam Legislative Assembly while it is in session for a total period of fourteen days which may be comprised in one session or in two or more successive sessions and if, before the expiry of the session in which it is so laid or the session immediately following, the Assam Legislative Assembly agrees in making any modification in the rule or the Assam Legislative Assembly agrees that the rule should not be made, the rules shall thereafter have effect only in such modified form or be of no effect as the case may be, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

Schedule

[See Sections 4(2) and 10(4)]

Maximum number of employees per educational institution whose services shall be provincialised

Category of Institution	Category of Staff	Maximum number of posts
Degree College	Principal	1
	Lecturer 3 (for pass Course), 1 (for Major Course), 1 in each MIL Subject)	30
	Librarian	1
	Assistant Librarian	1
	Sr Asstt. / Jr. Asstt. / Lab. Asstt.	5
	Library Assistant	1
	Grade-IV	6
Additional stream for Degree College	Lecturer	15
	Junior Assistant	1
	Lab. bearer	1 in each subject having practical classes
	Grade-IV	3
Junior College	Principal	1
	Lecturer	8 for Arts, 7 for Science, 6 for Commerce stream
	Demonstrator	3 for Science stream
	Junior Assistant	2
	Library Assistant	1
	Laboratory Bearer (subject having practical classes)	3
	Grade-IV	3
Higher Secondary School	Subject Teacher	7 for Arts, 7 for Science, 6 for Commerce stream
	Demonstrator	3 for Science stream
	Senior Assistant	1
	Laboratory Bearer	3 for Science stream
	Grade-IV	1 for Arts, 1 for Sc, 1 for Commerce
High School/High Madrasa (2 Classes)	Headmaster/Superintendent	1
	Assistant Teacher (BA/BCom)	Single Section-2, Mixed medium-2, Three-sections-2, Four-sections-3 and Five- sections-4.
	Assistant Teacher (Science)	Single Section-2, Mixed medium -2, Three-sections-2, Four-sections-2 and Five- section-3.
	Sr. Hindi Teacher	1
	Classical Teacher	2(One for each classical language)
	Music Teacher	1 (Where teacher is in position since 01.01.06 or before)
	Craft Teacher	1 (Where teacher is in position since 01.01.06 or before)
	Junior Assistant	1
	Grade-IV	1

-14-		
High School/ High Madrassa (5 classes or more)	Headmaster/Superintendent	1
	Asstt. Headmaster/ Asstt. Supdt.	1
	Assistant Teacher (BA/B.Com)	Single Section-4, Mixed medium (Ass & Bodo)-2, Three-sections-3, Four-sections-4 and Five-section-4.
	Assistant Teacher (B.Sc)	Single Section-3, Mixed medium (Ass & Bodo)-2, Three-sections-2, Four-sections-2 and Five-section-3.
	Sr. Hindi Teacher	2
	Classical Teacher	2(One for each classical language)
	Junior Assistant	1
	Grade-IV	2
Upper Primary School (ME School/ME Madrassa)	Headmaster	1
	Assistant Teacher	2
	Graduate/Intermediate Teacher (Science & Mathematics)	1
	Hindi Teacher in the rank of Asst Teacher	1
	Arabic Teacher for (MEM)	1
	Assamese Language Teacher (For non-Assamese Medium School)	1
	Language Teacher (for bi-lingual School)	1
	Grade-IV staff	1
Primary School (L.P School)	Assistant Teacher	1 (Additional Teacher 1 if PTR exceeds 30)

- Note:-
- (1) For High School and High Madrassa, section would be counted on the basis of a minimum enrolment of 40 students per section appearing as regular students from the concerned High School/High Madrassa in the Final Examination conducted by SEBA.
 - (2) One additional Science Graduate with Mathematics if Advance Mathematics is introduced and one special subject teacher for elective subject like Sanskrit, Arabic etc. provided candidates have actually appeared in the Final Examination conducted by SEBA.

MOHD. A. HAQUE,
Secretary to the Government of Assam,
Legislative Department, Dispur.



২০/৯
৫-২০

THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃ অৰ্থাৎ দ্বাৰা প্ৰকাশিত

PUBLISHED BY THE AUTHORITY

নং ৩৯১ দিশপুৰ, বৃহস্পতিবাৰ, ২৩ আগষ্ট, ২০১২, ১ ভাদ্ৰ, ১৯৩৪ (শক)
No. 391 Dispur, Thursday, 23rd August, 2012, 1st Bhadra, 1934 (S.E.)

GOVERNMENT OF ASSAM

ORDERS BY THE GOVERNOR

LEGISLATIVE DEPARTMENT :: LEGISLATIVE BRANCH

NOTIFICATION

The 23rd August, 2012

No. LGL.98/2011/77.- The following Act of the Assam Legislative Assembly which received the assent of the Governor is hereby published for general information.

ASSAM ACT NO. XXI OF 2012

(Received the assent of the Governor on 16th August, 2012)

THE ASSAM VENTURE EDUCATIONAL INSTITUTIONS (PROVINCIALISATION OF SERVICES) (AMENDMENT) ACT, 2012

AN

ACT

to amend the Assam Venture Educational Institutions (Provincialisation of Services) Act, 2011.

Preamble Whereas it is expedient to amend the Assam Venture Educational Institutions (Provincialisation of Services) Act, 2011, hereinafter referred to as the principal Act, in the manner hereinafter appearing; Assam Act No. XVII of 2011

It is hereby enacted in the Sixty-third Year of the Republic of India as follows:-

- | | |
|---|--|
| Short title, extent and commencement | <p>1. (1) This Act may be called the Assam Venture Educational Institutions (Provincialisation of Services) (Amendment) Act, 2012.</p> <p>(2) It shall have the like extent as the principal Act.</p> <p>(3) It shall be deemed to have come into force with effect from the 15th day of November, 2011 save and except section 4 which shall come into force on such date as may be appointed by the State Government by notification in the Official Gazette under sub-section (3) of section 1 of the principal Act.</p> |
| Amendment of section 2 | <p>2. In the principal Act, in section 2, —</p> <p>(i) in clause (q), in the fourth line, for the words "prior to", the words "on or before" shall be substituted;</p> <p>(ii) for clause (r), the following shall be substituted, namely:-</p> <p>"(r) "Venture ME School" including "ME Madrasse" means an Upper Primary School imparting education upto Class VIII and established by the people of the locality prior to 1.1.2006 which has received recognition from the competent authority on or before 1.1.2006, captured in the District Information System for Education(DISE) Data upto 2009-10 of the Ministry of Human Resource Development, Government of India and not provincialised under any Act enacted by the State Legislature so far;"</p> <p>(iii) for clause (s), the following shall be substituted, namely :-</p> <p>"(s) "Venture Primary School" means a Primary School imparting education upto class V and established by the people of the locality prior to 1.1.2006 and captured in the District Information System for Education(DISE) Data upto 2009-10 of the Ministry of Human Resource Development, Government of India;"</p> <p>(iv) in clause (t), for the punctuation mark "." occurring at the end, the punctuation mark ";" shall be substituted;</p> <p>(v) after clause (t), the following new clause (u) shall be inserted, namely:-</p> |

“(u) “Mixed-Medium School” means a Primary School (both Upper Primary and Lower Primary) and a High School as defined in section 2(s), 2(r) and 2(p) respectively situated in the same campus imparting education in both Assamese and Bodo medium.”.

Amendment
of section 3

3. (i) In the principal Act, in section 3, in sub-section (1),

(a) in clause (i), for the word “before”, the words “on or before” shall be substituted;

(b) for the existing clause (ii), the following shall be substituted, namely :-

“(ii) it has a minimum total enrolment of 25 students if it is a Primary School (both Lower Primary and Upper Primary), 25 students in class X if it is a High School, 25 students in class XII if it is a Higher Secondary School or Junior College; 25 students in the Final Year of Three Year Degree Course, if it is a Degree College, as on the date of coming into force of this Act;” ;

(ii) in sub-section (3), after last line of the existing provision, the following shall be inserted, namely:-

“The concerned educational institution must have clear possession of land before 1.1.2006. In case of institutions situated in Forest area, Forest Possession Certificate from the competent Forest Authority certifying that the institution has been in possession of Forest Land prior to 1.1.2006 and in case of institutions situated in Tea Gardens, certificate from Tea Garden Authority certifying that the institution has been in possession of Tea Garden Land prior to 1.1.2006, shall have to be produced by the concerned educational institution before the District Scrutiny Committee constituted under section 10.”;

(iii) in sub-section (6), in between the words “assistance” and “from”, the words “except incentive for academic excellence” shall be inserted

Amendment
of section 4

4. In the principal Act, in section 4, —

(i) for sub-section (1), the following shall be substituted, namely:-

“(1) The services of the employees of all eligible Venture Educational Institutions under section 3 shall be deemed to have been provincialised on the date of coming into force of this Act and they shall become employees of the State Government with effect from that date, provided such institutions have completed at least 10 years of imparting education from the date of affiliation, recognition, concurrence or permission, as the case may be, as on the date of coming into force of this Act:

Provided that the services of those employees of the Venture Educational Institutions eligible for provincialisation under section 3 which have not completed 10 years of their imparting education from the date of their affiliation, recognition, concurrence or permission, as the case may be, as on the date of coming into force of this Act, shall be provincialised as and when the concerned educational institution

completes 10 years of imparting education from the date of such affiliation, recognition, concurrence or permission, as the case may be.”;

(ii) for sub-section (2), the following shall be substituted, namely :-

“(2) The numbers of employees in both teaching and non-teaching cadre in each of the Venture Educational Institution, services of whom are provincialised or to be provincialised under this Act, shall not exceed as specified in the Schedule appended to this Act :

Provided that where the number of such employees serving in such Venture Educational Institutions exceeds the number as specified in the Schedule, the provincialisation of the services of the employees shall be on the basis of seniority in the respective category in the concerned educational institution. The State Government shall not have any liability whatsoever in regard to such excess employees:

Provided further that the State Government shall have no liability whatsoever in respect of any past liability of the Venture Educational Institutions whose employees have been provincialised under this Act.”;

(iii) after sub-section (3), the following new sub-section (4) shall be inserted, namely:-

“(4) If any eligible Venture Educational Institution intends to remain outside the purview of provincialisation of services of their employees under this Act, such institution shall give their option in writing intimating their intention to remain outside the purview of this Act, before the District Scrutiny Committee within one year from date of coming into force of this Act.”.

Substitution
of section 6

5.

In the principal Act, for the existing section 6, the following shall be substituted, namely:-

“Superintendence and control of the educational institutions where services of employees are provincialised

6. With effect from the date of publication of the notification under sub-section (4) of section 10, the superintendence and control of all educational institutions coming within the purview of this Act shall vest in the State Government.”

Amendment
of section 10

6.

In the principal Act, in section 10, after sub-section (9), the following new sub-section shall be inserted, namely:-

“(10) the Deputy Commissioner in relation to Districts included in Sixth Schedule Areas shall mean the Principal Secretary of the respective Councils.”

Substitution
of Schedule

7.

In the principal Act, for the existing Schedule, the following Schedule shall be substituted, namely:-

Category of Institution	Category of Staff	Maximum number of posts (General)	For Mixed Medium Schools (total)
Degree College	Principal	1	
	Lecturer 3 (for pass Course), 1 (for Major Course), 1 (in each MIL Subject)	30	
	Librarian	1	
	Assistant Librarian	1	
	Senior Assistant/ Junior Assistant/ Laboratory Assistant	5	
	Library Assistant	1	
	Grade-IV	6	
Additional stream for Provincialised Degree College	Lecturer	15	
	Junior Assistant	1	
	Laboratory Bearer	1 in each subject having practical classes	
	Grade-IV	3	
Junior College	Principal	1	
	Lecturer	8 for Arts, 7 for Science, 6 for Commerce stream	
	Demonstrator	3 for Science stream	
	Junior Assistant	2	
	Library Assistant	1	
	Laboratory Bearer (subjects having practical classes)	3	
	Grade-IV	3	
Higher Secondary Streams in Secondary Schools	Subject Teacher	7 for Arts, 7 for Science, 6 for Commerce stream	
	Demonstrator	3 for Science stream	
	Senior Assistant	1	
	Laboratory Bearer	3 for Science stream	
	Grade-IV	1 for Arts, 1 for Sc., 1 for Commerce.	
High School/High Madrasa (2 Classes)	Headmaster / Superintendent	1	1
	Assistant Teacher (BA/B.Com)	Single Section-3, Three section-3, Four section -3 and Five section-4	Single Section-6, Three section-6, Four section -6 and Five section-8
	Assistant Teacher (Science)	Single section-2, Three section -2, Four section 2 and Five section-3	Single section-4, Three section -4, Four section -4 and Five section-6
	Senior Hindi Teacher	1	2 (total)
	Classical Teacher/Language Teacher (for non Assamese Medium Schools)	2 (one for Classical and one for language)	2 (one for Classical and one for language)
	Music Teacher	1 (where teacher is in position since 01-01-06 or before)	1 (where teacher is in position since 01-01-06 or before)
	Craft Teacher	1 (where teacher is in position since 01-01-06 or before)	1 (where teacher is in position since 1.1.2006)
	Junior Assistant	1	1
Grade-IV	1	1	

High School/ High Madrasa (5 classes or more)	Headmaster / Superintendent	1	1
	Assistant Headmaster / Assistant Superintendent	1	1
	Assistant Teacher (BA/B.Com)	Total -4 One Addl. Teacher if more than 4 sections are opened	Total -8 One Addl. Teacher if more than 4 Sections are opened
	Assistant Teacher (B.Sc.)	Total -3 One Addl. Teacher if more than 4 sections are opened	Total -6 One Addl. Teacher if more than 4 sections are opened.
	Senior Hindi Teacher	2	2
	Classical Teacher/Language Teacher(for non Assamese Medium Schools)	2 (One for classical language one for Assamese language)	2 (One for classical language one for Assamese language)
	Music Teacher	1 (where teacher is in position since 01-01-06 or before)	1 (where teacher is in position since 01-01-06 or before)
	Junior Assistant	1	1
	Grade-IV	2	2
Upper Primary School (ME School/ME Madrasa)	Headmaster	1	1
	Assistant Teacher	2	4
	Graduate /Intermediate Teacher (Science & Mathematics)	1	2
	Hindi Teacher in the rank of Assistant Teacher.	1	2
	Arabic Teacher for (MEM)	1	1
	Assamese Language Teacher (For non Assamese Medium School)	1	1
	Grade -IV staff	1	1
	Assistant Teacher	2	4
Primary School (L.P. School)	Assistant Teacher	2	4

Note:-

1. For High School and High Madrasa, section would be counted on the basis of a minimum enrolment of 40 students per section appearing as regular students from the concerned High School/ High Madrasa in the Final Examination conducted by SEBA.
2. One additional Science Graduate with Mathematics if Advance Mathematics is introduced.
3. High School /High Madrasa (two Classes) shall be read as High School/High Madrasa 3 Classes."

MOHD. ABDUL HAQUE,
Secretary to the Govt. of Assam,
Legislative Department, Dispur.

GOVERNMENT OF ASSAM
OFFICE OF THE DIRECTOR OF JHIGIB EDUCATION, ASSAM
KARBIAPARA.....CARBIMATI B
.....

O R D E R

No PC/A/EN/EDM/077/09/1411

Date: Karbiapara 20th January, 2014

In exercise of the authority conferred under provision 4(b) of the Assam Service Educational Institutions (Regulation of Services) Act, 2011 as Amended 2012 and its provisions of the Govt. order dated No.AH.134/2013/428, dated 4th January, 2014, the services of the following employees of Jyoti Bangor College, Karbi District (Carbi) have been provisionally fixed and they have been employed by the State Government with effect from 01-01-2013 with the following terms and conditions as mentioned below.

There are also attached to show the minimum of the first scale of pay and allowances as minimum order with effect from 01-01-2013.

Sl. No.	Name of employee(s)	Grade/Post	Department	Date of joining	REG/AD/ M.Phil/Ph.D.	Cont. sanctioned Pay & Date	Scale of pay	Date of effect
1.	Dr. Bili Goswami	Principal	Office	28.05.1994	Ph.D.	Rs.40,000/- 2015/428 dttd 04.01.14	Rs. 37,400 67,000 + AGP 10000/-	01-01-2013
2.	Ms. Himani Akhtri	Assistant Professor	Acadmic	24.11.2010	MET	-do-	Rs. 11,000/- 19,000 + AGP 6000	01-01-2013
3.	Madhusu Bhanan	Assistant Professor	English	24.11.2010	M.Phil/ B.A., 2007/MSU	-do-	-do-	01-01-2013
4.	Jyoti Choudhary	Assistant Professor	History	04.11.1997		-do-	-do-	01-01-2013
5.	Rita Barin Choudhary	Assistant Professor	Mathemat	24.11.2010	MET	-do-	-do-	01-01-2013
6.	Dr. Arjit Singh (JRC)	Assistant Professor	Mathemat.	21.02.1995	M.Phil/ B.A. (W/ VML)	-do-	-do-	01-01-2013
7.	Ancu Bhan Borphuia	Assistant Librarian	Library	26.12.2008		-do-	Rs.12000/- 20,200/- + GP Rs.13000/-	01-01-2013
8.	Sudesh Das	Library Assistant	Library	24.11.2010		-do-	Rs. 5000/- 20,200/- + GP Rs. 2500/-	01-01-2013
9.	Hem Ch. Das	Junior Assistant	Office	13.01.1993		-do-	Rs. 5200/- 20,200/- + GP Rs. 2500/-	01-01-2013
10.	Asit Chakravorty	Junior Assistant	Office	26.05.1994		-do-	-do-	01-01-2013
11.	Feroze Ahmed Khan	Junior Assistant	Office	27.12.1998		-do-	Rs. 5200/- 20,200/- + GP Rs. 2500/-	01-01-2013
12.	Indira Senar Das	Junior Assistant	Office	26.11.2010		-do-	-do-	01-01-2013
13.	Bimal Chakravorty	Junior Assistant	Office	26.11.2010		-do-	-do-	01-01-2013
14.	Rim Das	Library Beem	Library	27.08.2008		-do-	Rs.4500/- 18,000/- + GP Rs.1800/-	01-01-2013
15.	Gurabi Sekhar Das	Grade IV	Office	10.01.1994		-do-	Rs.4500/- 13,000/- + GP Rs.1500/-	01-01-2013
16.	Akhon Ak	Grade IV	Office	17.04.1995		-do-	-do-	01-01-2013
17.	Sat Malin Das (JC)	Grade IV	Office	30.08.1996		-do-	-do-	01-01-2013
18.	Sudesh Das	Grade IV	Office	24.11.2010		-do-	-do-	01-01-2013
19.	Akmal Islam	Grade IV	Office	26.11.2010		-do-	-do-	01-01-2013

Contd. 2x

This has the approval of Finance (B), Department letter No.FS/716/2013, dated 13-12-2013 and Finance (C,C,B) Department vide their U.O. No.714/2013, dated 15-12-2013.

Terms and conditions:-

1. If the resolution of the Governing Body of the college is found to be incorrect / defective or if any procedural lapse is detected regarding resolution of the committee, the appointment of the incumbent concerned will be cancelled without any prior notice.
2. Renewal of contract of the post along with the list of waiting incumbents will be submitted in every year shall permanent retention is sanctioned.
3. The appointed employees will have to furnish an undertaking as prescribed by the Finance (Budget) Department vide its letter No.FA/L/2003/19,1/15, dated 23-07-2003 respecting the policy of introduction of "New Pension Scheme" 2003 as per format given below:-

UNDERTAKING

"I understand and accept that Government recruits joining the service of the State Government on or after 1 February 2003 shall not be governed by the existing Assam Service (Pension) Rules 1952 and orders issued there under from time to time and that their pension and other retirement benefits will be governed by a set of New Pension Rules, which are being formulated in line with the Contributory Pension Scheme of Government of India and going to be notified in due course."

The expenditure is debit vide under the head of account "2202-General Education- (Higher Education) 01- Other State Plan & Non-Plan Schemes-03- University and Higher Education-103-Govt. College & Institutions-4556- Provisional teachers/ employees serving in Non-Govt. Colleges-01- salaries - General (Non-Plan) voted" during the year 2013-2014.

104- (P. Adang)

Director, Higher Education, Assam
Kohilpara-Gowalhati-19.

Dated Kohilpara the 20th January, 2014

Memo No.PJAVEG/EN/EDNL(77)/V/2014/1) -A
Copy to:-

1. The Accountant General (AG) Assam, Meltingpan, Siftaha, Gaalati-29 for information and necessary action.
2. The Commissioner and Secretary to the Govt. of Assam, Education (Higher) Department, Dispur, Gowalhati-6.
3. O.A.D. to the Minister, Education, Assam for kind approval of Hon'ble Minister, Education, Assam.
4. The Principal, Satya Ranjan College, Kalan District-Central. He/ she is directed to submit an undertaking after duly verifying and substantiating the relevant original documents, viz., educational certificate, mark sheets, professional qualification, etc. verifying that all the documents are correct, proper and in order, including the identity records, copies of undertaking along with the photocopies of post allotment orders of the employees for releasing their salaries, etc.
5. The Treasury Officer, New Itanar.
6. The person concerned () He/She is directed to submit an undertaking on the New Pension Policy alongwith the joining report to the Principal.
7. The Guard File.


Director, Higher Education, Assam
Kohilpara-Gowalhati-19.

GOVERNMENT OF ASSAM
OFFICE OF THE DIRECTOR OF HIGHER EDUCATION, ASSAM
KAILIPARA, GURWAHATI-78

O R D E R

No.PC/HE/Cd.16/2014/P/440

Dated Kailipara the 20th March, 2015

In exercise of the authority conferred under provision 4(i) of the Assam Venture Educational Institutions (Provisionalisation of Section) Act, 2011 as Amended 2012 and in pursuance of the Govt. sanctioned order No.AJE.265/2014/H, dated 27-02-2013, the services of the following employees of SATYA BANJAN COLLEGE, KALAIN, DISTRICT-CACHAR have been provisionally and they became the employees of the State Government with effect from the date shown against each incumbent with the following terms and conditions as mentioned below:

They are also entitled to draw the minimum of the time scale of pay and allowances as admissible under rules with effect from the date shown against each incumbent.

S. No.	Name of employee(s)	Name of post	Department	Date of joining	Date of obtained NET/ BLET Ph.D.	Govt. sanctioned No. & Date	Scale of pay	Date of effect
1.	Ms. Suparna Laibergita	Assistant Professor	Political Science	26-11-2010	BLET (26-02-2014)	No.AJE.265/2014/H, dated 27-02-2013	RL, 15,600 - 39,100 + AGP 6000	26-02-2014
2.	Shri Dipankar Das	Assistant Professor	Political Science	26-11-2010	BLET (26-02-2014)	DC	DC	26-02-2014

This has the approval of Finance (BU) Department letter U.O. No.FI.16U/2014, dated 20-12-2014 and Finance (FC. II) Department vide their U.O. No.1650/2014, dated 31-12-2014.

Terms and conditions:-

- If the resolution of the Governing Body of the college is found to be incorrect / defective or if any procedural lapse is detected regarding selection of the candidate, the appointment of the incumbent concerned will be cancelled without any prior notice.
- Renewal of retention of the post along with the list of existing incumbents will be submitted in every year until permanent retention is sanctioned.
- The appointed employees will have to furnish an undertaking as prescribed by the Finance (Budget) Department vide its letter No.BVCE2005/11/1, dated 25-01-2005 regarding the policy of introduction of "New Pension Scheme" 2005 as per terms given below:-

UNDERTAKING

"I understand and accept that Government servants joining the service of the State Government on or after February 2005 shall not be governed by the existing Assam Service (Pension) Rules 1969 and orders issued there under from time to time and that their pension and other retirement benefits will be governed by a set of New Pension Rules, which are being formulated in line with the Contributory Pension Scheme of Government of India and going to be notified in due course."

The expenditure is debitiable under the head of account "2202-Central Education- (Higher Education)- II- Other State Plan & Non-Plan Schemes- 03- University and Higher Education- 103- Govt. Colleges & Institutions- 4530- Provisionalised teachers' employees serving in Non-Govt. Colleges- 01- salaries - General (Non-Plan) voted" during the year 2014-2015.

(s/- P. Jijung)
Director, Higher Education, Assam
Kailipara, Gurwahati-78

Memo No.PC/HE/Cd.16/2014/P/ 440-ii
Copy to:-

Dated Kailipara the 20th March, 2015

- The Accountant General (AGF) Assam, Maidamgon, Beldiha, Guwahati-78 for information and necessary action.
- The Commissioner and Secretary to the Govt. of Assam, Education (Higher) Department, Dibrugarh, Guwahati-6.
- D.E.O. to the Minister, Education, Assam for kind appraisal of Hon'ble Minister, Education, Assam.
- The Principal, SATYA BANJAN COLLEGE, KALAIN, DISTRICT-CACHAR. He/she is directed to submit an undertaking after duly verifying and authenticating the relevant original documents, viz., educational certificates, mark sheets, professional qualification, etc. certifying that all the documents are correct, proper and in order, including the joining reports, copies of undertaking along with the photocopies of post allotment order of the employees for releasing their salaries, etc.
- The Treasury Officer, NEW SILCHAR.
- The person concerned (Ms. Suparna Laibergita, Assistant Professor, Department of Political Science, Sivi Dipankar Das, Assistant Professor, Department of Political Science of Satya Banjan College). They are directed to submit an undertaking on the New Pension Policy alongwith the joining report to the Principal.
- The Guard File.

Director, Higher Education, Assam
Kailipara, Gurwahati-78



THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃদ্বৰ দ্বাৰা প্ৰকাশিত

PUBLISHED BY THE AUTHORITY

নং 138 দিশপুৰ, মঙ্গলবাৰ, 11 এপ্ৰিল, 2017, 21 চ'ত, 1939 (শক)
No. 138 Dispur, Tuesday, 11th April, 2017, 21st Chaitra, 1939 (S.E.)

GOVERNMENT OF ASSAM
ORDERS BY THE GOVERNOR
LEGISLATIVE DEPARTMENT :: LEGISLATIVE BRANCH

NOTIFICATION

The 11th April, 2017

No. LGL. 68/2017/6.- The following Act of the Assam Legislative Assembly which received the assent of the Governor on 6th April, 2017 is hereby published for general information.

ASSAM ACT NO. XXV OF 2017

(Received the assent of the Governor on 6th April, 2017)

THE ASSAM EDUCATION (PROVINCIALISATION OF
SERVICES OF TEACHERS AND RE-ORGANISATION OF
EDUCATIONAL INSTITUTIONS) ACT, 2017

AN
ACT

to provincialise the services of the teachers of the Venture Educational Institutions and also to re-organise and streamline the Educational Institutions up to degree level in the State of Assam,

Preamble

Whereas it is expedient to provincialise the services of the teachers of the Venture Educational Institutions and also to re-organise and streamline the Educational Institutions up to Degree Level in Assam so as to conform to the prevailing statutory norms and standards with a further objective to restrict any further growth of such Venture Educational Institutions in the State of Assam;

It is hereby enacted in the Sixty-eighth Year of the Republic of India as follows:-

Short title,
extent and
commencement.

1. (1) This Act may be called The Assam Education (Provincialisation of Services of Teachers and Re-Organisation of Educational Institutions) Act, 2017.
- (2) It extends to the whole of Assam.
- (3) It shall come into force on such date as the State Government may, by notification in the Official Gazette, appoint and different dates may be appointed for different provisions of the Act or for different category of educational institutions.

Definitions

2. In this Act, unless the context otherwise requires,-
 - (a) "Assam Higher Secondary Education Council" or "AHSEC" means the Assam Higher Secondary Education Council constituted under the provisions of the Assam Higher Secondary Education Act, 1984;
 - (b) "Block Elementary Education Officer" means the Block Elementary Education Officer in the concerned Block;
 - (c) "Board of Secondary Education, Assam" or "SEBA" means the Board of Secondary Education, Assam constituted under the provisions of the Assam Secondary Education Act, 1961;
 - (d) "Base School" means either an existing provincialised or a Venture Educational Institution identified for the purpose of provincialisation of services of teachers and/or tutors, as the

Assam
Act No.
XVII of
1984

Assam
Act No.
XXV of
1961

case may be, within the radius of 1 km in case of Lower Primary schools, within the radius of 3 kms in case of Upper Primary schools, within the radius of 5 kms in case of High Schools or High Madrassas and within the radius of 7 kms in case of Higher Secondary schools or Junior Colleges and which possess satisfactory norms and standards in relation to enrollment of students, adequate infrastructure and having DISE Code for the year 2009-2010 or before;

(e) "Deputy Inspector of Schools" means the Deputy Inspector of Schools in the concerned Sub-division;

(f) "Director" means the Director of Elementary Education in case of a Primary or a Upper Primary School; Director of Secondary Education in case of a High School or High Madrasa or a Higher Secondary School or a Junior College; and Director of Higher Education in case of a Degree College :

Provided that in case of amalgamated High or Higher Secondary Schools, where primary or upper primary education is also imparted, the Director would mean the concerned Director in respect of the teachers and matters concerning their service conditions and emoluments but for the purpose of administration and all other purposes the Director would mean the Director of Secondary Education;

(g) "District Elementary Education Officer" means the District Elementary Education Officer of the concerned district:

Provided that in case of newly created districts, the concerned district shall mean the erstwhile district until the District Elementary Education Officer for the newly created district is appointed.

(h) "District Scrutiny Committee" means the District Scrutiny Committee constituted under section 12 for each District to recommend names of Venture Educational Institutions along with the names of teachers and tutors whose services are considered eligible for provincialisation under this Act;

(i) "DISE Code" means District Information System for Education Code prepared by the Sarba Sikhsa Abhijan, Assam and as available in the records of the National University of Educational Planning and Administration, New Delhi;

(j) "employee" means and includes all serving teachers and tutors as the case may be, of Venture Educational Institutions who have been appointed and joined in the concerned Venture Educational Institution before the 1st day of January, 2011 and

whose services are being or would be provincialised under this Act;

(k) "Governing Body" means the Governing Body of a College or a Junior College approved by the appropriate authority as notified by the State Government, for carrying out the management of the College or the Junior College, as the case may be;

(l) "Inspector of Schools" means the Inspector of Schools in the concerned district and unless the context otherwise requires, it includes an Assistant Inspector of Schools of the same district:

Provided that in case of newly created districts, the concerned district shall mean the erstwhile district, until the Inspector of Schools of the newly created district is appointed;

(m) "Managing Committee" means the Managing Committee constituted under the provisions of the Right of Children to Free and Compulsory Education Act, 2009 or the rules made thereunder in the case of a Primary or Upper Primary School and in case of High School, High Madrassa and Higher Secondary School, the Managing Committee approved by the appropriate authority as notified by the State Government for carrying out the management of the concerned educational institution;

Central
Act No.
35 of
2009

(n) "Mixed Medium School" means a Primary School (both Upper Primary and Lower Primary) and a High School as defined in section 2(za), 2(zb) and 2(x) respectively situated in the same campus imparting education in more than one medium like Assamese, Bodo etc;

(o) "newly created district" means district created by the State Government by Notification in the Official Gazette on or after 01.01.2013;

(p) "provincialisation" means taking over the liabilities for payment of salaries including dearness allowance, medical allowances and such other allowances to the teachers and/or tutors, as admissible to the Government servant of similar category and gratuity, pension, leave encashment etc. as admissible, under the existing rules to the Government servants serving under the Government of Assam;

(q) "Provincialised School" or "Provincialised College" means an existing provincialised school or college or a Venture Educational Institution wherein the services of teachers and tutors are provincialised under this Act;

(r) "State Government" means the State Government of Assam in the concerned Education Department i.e. Elementary Education Department in case of Primary and Upper-Primary Schools; Secondary Education Department in case of Secondary, Higher Secondary Schools and Junior Colleges; Higher Education Department in case of Degree Colleges;

(s) "State Level Scrutiny Committee" means the State Level Scrutiny Committee constituted under section 12 (10) to cause physical verification of the institutions as recommended by the District Scrutiny Committee for final recommendation in the matter of provincialisation;

(t) "teacher" means Teachers, Assistant Teachers, Classical Teachers and also includes Lecturers, Assistant Professors, Associate Professors, Professors, Principal, Vice-Principal, Demonstrator, Headmaster, Assistant Headmaster, Superintendent, Assistant Superintendent and any person of the teaching faculty working in the Venture Educational Institution having required educational and professional qualification as per norms and standards fixed by the Right of Children to Free and Compulsory Education Act, 2009, National Council for Teachers Education Act, 1993, University Grants Commission Act, 1956 and the relevant rules and regulations framed thereunder and any other Act as the case may be, as applicable on the day of provincialisation and whose services are provincialised under this Act in the post of teacher or in any other post in the teaching faculty but, not as tutor under this Act;

Central
Act No.
35 of
2009;
Central
Act No.
73 of
1993;
Central
Act No.3
of 1956.

(u) "tutor" means and includes Teachers, Assistant Teachers, Classical Teachers and also includes Lecturers, Assistant Professors, Associate Professors, Professors, Principal, Vice-Principal, Demonstrator, Headmaster, Assistant Headmaster, Superintendent, Assistant Superintendent in a provincialised educational institution under this Act who are not eligible for provincialisation of their services and whose services cannot be provincialised in the post of Teacher under this Act due to lack of his/her educational and professional qualifications required as per the Right of Children to Free and Compulsory Education Act, 2009, National Council for Teachers Education Act, 1993, University Grants Commission Act, 1956 and the relevant rules and regulations framed thereunder and any other Act, as the case may be, as applicable on the date of provincialisation,

Central
Act No.
35 of
2009;
Central
Act No.
73 of
1993,
Central
Act No.3
of 1956

however, his/her service is provincialised as tutor with separate terms and conditions of service, to be notified by the competent Administrative Department:

Provided that a tutor shall not be eligible to hold the post of Professors, Principal, Vice-Principal, Headmaster, Assistant Headmaster, Superintendent, Assistant Superintendent, as the case may be, in an educational institution provincialised under this Act;

(v) "University" means the Universities which have got the status of an affiliating University under the relevant Acts constituting such Universities;

(w) "Venture Degree College" means a Degree College imparting education beyond Higher Secondary stage established by the people of the locality prior to 1.1.2006 and which has also received affiliation up to the highest class from the concerned University and concurrence from the State Government on or before 1.1.2006 and whereof the services of teachers have not been provincialised under any Act enacted by the State legislature so far;

(x) "Venture High School" means High School imparting education up to class X and established by the people of the locality prior to 1.1.2006 which has received permission from the State Government and recognition from the Board of Secondary Education, Assam on or before 1.1.2006 and whereof the services of the teachers have not been provincialised under any Act enacted by the State legislature so far;

(y) "Venture Higher Secondary School" means a Higher Secondary School imparting education up to Class XII and established by the people of the locality prior to 1.1.2006 which has received permission from the State Government on or before 01.01.2006 and whereof the services of teachers have not been provincialised under any Act earlier enacted by the State legislature so far;

(z) "Venture Junior College" means a Venture Junior College established by the people of the locality prior to 1.1.2006 which has received concurrence from the Government and permission from the Assam Higher Secondary Education Council on or before 01.01.06 and whereof the services of teachers have not been provincialised under any Act earlier enacted by the State legislature so far;

(za) "Venture ME School" including "Venture ME Madrassa" means an Upper-Primary School imparting education from class VI up to class VIII and established by the people of the locality prior to 1.1.2006 which has received recognition from the competent authority on or before 01.01.2006 and captured in the DISE Code up to 2009-10 and whereof the services of the teachers have not been provincialised under any Act enacted by the State legislature so far;

Provided that the DISE Code shall have to be issued on or before 2009-10 and DISE Code issued thereafter shall not be considered for the purpose of provincialisation of services of any employee of the institution;

(zb) "Venture Lower Primary School" or "Venture LP School" means a School imparting education up to Class V and established by the people of the locality prior to 1.1.2006 whose name figure in the DISE Code up to 2009-10 and prior to that and whereof the services of the teachers have not been provincialised under any Act enacted by the State legislature so far;

Provided that the DISE Code shall have to be issued on or before 2009-10 and DISE Code issued thereafter shall not be considered for the purpose of provincialisation of services of any employee of the institution;

(zc) "Venture Upper Primary School" means a School imparting education from class VI up to class VIII and established by the people of the locality prior to 1.1.2006 which has received recognition from the competent authority on or before 01.01.2006 and captured in the DISE Code up to 2009-10 and whereof the services of the teachers have not been provincialised under any Act enacted by the State legislature so far;

(zd) "Venture Educational Institutions" means and includes Venture Degree College, Venture Higher Secondary School, Venture Junior College, Venture High School, Venture High Madrassa, Venture ME School, Venture ME Madrassa, Venture Upper Primary School and Venture Lower Primary School situated within the State of Assam excluding the areas covered under the Sixth Schedule of the Constitution of India unless a separate Notification for inclusion of the Venture Educational Institution in such areas is issued and published by the Government in the Official Gazette :

Provided that the educational institutions which are running professional courses and private institutions run with the fees received from the students shall not come within the purview of the definition of Venture Educational Institution under this clause.

Eligibility criteria for selection of educational institution for provincialisation of services of teachers/ tutors.

3. (1) Subject to the provisions of Article 30 of the Constitution of India, the following categories of Venture Educational Institutions shall be eligible for being considered for provincialisation of the services of their teachers and tutors:-

(i) The Venture Educational Institutions which have been established and had obtained the required permission, recognition, affiliation, concurrence, as the case may be, up to the last and highest class required for the concerned institution from the respective competent Authority or Authorities on or before 1.1.2006:

Provided that the order for such permission, recognition, affiliation, concurrence etc. shall have to be issued on or before 01.01.2006 and any order issued thereafter with any retrospective effect, shall not be considered for the purpose of provincialisation of services of any teacher and tutor, as the case may be, of the institution;

(ii) The land, building and other infrastructure of such Venture Educational Institutions in case of Venture Primary and Upper Primary Schools shall be as far as practicable at par with the provisions under the Right of Children to Free and Compulsory Education Act, 2009 and Rules framed there under; Venture Educational Institutions in the case of Venture Secondary and Higher Secondary Schools and Junior Colleges shall be as far as practicable at par with the provisions under Assam Non-Government Educational Institutions (Regulation and Management) Act, 2006 and Rules framed thereunder, and in case of Degree Colleges, same shall be as per norms set by University Grants Commission.

Central Act No. 35 of 2009;

Assam Act No. IV of 2007

(iii) The concerned Venture Educational Institution must have land in the name of the Institution with clear and exclusive title and possession over the land before 01.01.2006 and no lease or rent or donor agreement executed at any point of time, shall not be considered in any manner for this purpose.

Provided that in case of institutions situated in Forest area, Forest Possession Certificate from the competent Forest Authority certifying that the institution has been in possession of Forest Land prior to 01.01.2006 and in case of institutions situated in Tea Gardens, certificate from Tea Garden Authority certifying that the institution has been in possession of Tea Garden Land prior to 01.01.2006, shall have to be produced by the concerned educational institution before the District Scrutiny Committee constituted under section 13.

- (iv) Venture Educational Institutions has a minimum total enrolment of 30 students if it is a Venture Primary or Upper Primary School as on the date of coming into force of this Act;
- (v) The Venture Educational Institutions has a minimum total enrolment of 25 students in class-X, if it is a Venture High School; 25 students in Class-XII if it is a Venture Higher Secondary School or a Venture Junior College; 30 students in the Final year of Three Year Degree Course, if it is a Venture Degree College, as on the date of coming into force of this Act;
- (vi) In case of a Venture High School or a Venture Higher Secondary School or a Venture Junior College or a Venture Degree College, the concerned Venture Educational Institution must have a consistent good academic performance which would mean that at least 30% of the candidates appearing for the final examination as a whole must have passed in the last three consecutive examinations held during previous three consecutive years prior to the date of coming into force of this Act.
- (vii) In addition to the provision under clause (v) above, at least 10 students must have appeared in the last final examination in any subject in case of Venture High School, Venture High Madrassa, or Venture Higher Secondary School or Venture Junior College. At least 15 students in any subject must have appeared in case of Venture Degree College in the last final examination.
- (viii) In case of Venture ME School, there must be one Science teacher or tutor to teach Science and Mathematics subject. In case of Venture High School, there must be one

teacher or tutor to each core subject i.e. Mathematics, Science, English, MIL and Social Studies;

(ix) There shall be additional post in the same subject in Venture Higher School, High Madrassa, Venture Higher Secondary School, Venture Junior College and Venture Degree College, if the minimum students appearing in the last final examination of the highest class for that subject exceeds eighty in each class for the second post and exceeds 150 in each class for the third post;

(x) Two numbers of teachers and /or tutors of the Venture LP School shall be provincialised under this Act and their services shall be merged with the Base School identified in respect of the area wherein the said venture school was situated. After so merger in the Base School, the minimum number of teacher as specified in the schedule of the Right of Children to Free and Compulsory Education Act, 2009 shall be followed. The deficit in number of post of teacher in the Base School shall be filled up in accordance with the norms and standards of the said Act and following the provision of relevant Act and Rules in force for filling up of vacant post.

Central
Act No.
35 of
2009

✓ (xi) In case of Venture Upper Primary School there shall be minimum three teachers or tutors at least one teacher each for (a) Science and Mathematics (b) Social Studies and (c) Languages:

Provided that for additional posts it shall be considered in accordance with the norms and standard stipulated in the Schedule under sections 19 and 25 of the Right of Children to Free and Compulsory Education Act, 2009.

Central
Act No.
35 of
2009

(xii) The enrolment shall be verified with the data as per DISE Code 2009-10 or before as available in the records of the National University of Educational Planning and Administration, New Delhi. There shall be physical verification of students and checking of records of attendance of students of last three years.

(xiii) In case of mixed medium school for provincialisation of teacher and /or tutor each medium of instruction of such school shall be treated as a separate school except for the post of Head of the institution who shall be the Head of the Institution in respect of both the schools.

- (2) In case of a Venture Degree College and a Venture Higher Secondary School or a Venture Junior College the eligibility criteria specified in sub-section (1) above regarding date of recognition, affiliation or concurrence, minimum enrolment and performance would mean in respect of each of the subjects with or without 'Major' as the case may be, and the services of the teachers appointed or engaged in connection with such subject or subjects shall be considered for provincialisation under the provisions of this Act, only if the specified eligibility criteria as per University Grants Commission Act, 1956, National Council for Teachers Education Act, 1993 and relevant rules and regulations framed thereunder, as the case may be, as applicable on the date of provincialisation, are satisfied and having sufficient enrolment in the concerned School or Colleges including in the concerned subject. Central Act No.3 of 1956; Central Act No. 73 of 1993.
- (3) The concerned Venture Educational Institution must have the required infrastructure as specified by the concerned University to which the College is affiliated in case of Venture Degree Colleges; and as specified in the Schedule of the Right of Children to Free and Compulsory Education Act, 2009 as far as practicable and having DISE Code for the year 2009-2010 or prior to that in case of Venture Primary or Upper Primary School and in case of all other Educational Institutions, the concerned institution must have the required infrastructure as specified in section 10 of the Assam Non-Government Educational Institutions (Regulation and Management) Act, 2006 as far as practicable. Central Act No. 35 of 2009 Assam Act No. IV of 2007
- (4) Subject to the provisions of the Statutes, Ordinances and Regulations made by the concerned affiliating University, in case of a Venture Degree College ; subject to the provisions of the Right of Children to Free and Compulsory Education Act, 2009, in case of a Venture Primary or Venture Upper Primary School ; and, in case of all other institutions, subject to the provisions of the Assam Non-Government Educational Institutions (Regulation and Management) Act, 2006, if an educational institution which does not fulfill the eligibility criteria as stated herein above on the date of coming into force of this Act, such institution, shall not be eligible to be Central Act No. 35 of 2009 Assam Act No. IV of 2007

considered for provincialisation of the services of its teachers, but, may be allowed to run as a Private Institution or a Non-Government Educational Institution as before subject to fulfillment of other statutory norms in force.

- (5) If any Venture Educational Institution established and administered under Article 30 of the Constitution of India prefers to come under the ambit of this Act and if the services of teachers of such institutions are provincialised under this Act, such institutions shall not remain under the ambit of the provisions of Article 30 of the Constitution of India with effect from the date of such provincialisation.
- (6) (a) The Government of Assam shall identify Base School for the purpose of provincialisation of services of teachers of the Venture Educational Institutions so as to fulfill the norms and standards required for providing educational institutions within a specified area as follows:-
- (i) at least one Lower Primary School within a radius of 1 Km;
 - (ii) at least one Upper Primary School within a radius of 3 Kms;
 - (iii) at least one High School or High Madrassa within a radius of 5 Kms; and
 - (iv) at least one Higher Secondary School or Junior College within a radius of 7 Kms.
- (b) If any Provincialised School already exists within the aforesaid radius, the existing Provincialised School shall be identified as the Base School at the exclusion of a Venture Educational Institution within the said radius:
- Provided that in case of two or more existing provincialised Educational Institutions within the radius of the area as specified in clause (a), the District Scrutiny Committee shall identify only one of such educational institutions as the Base School, considering the existing infrastructure and other amenities and facilities available in such educational institution.
- (7) All the Teachers including Tutors and the students of an Educational Institution provincialised under this Act shall be merged with the Base School, to fulfill and maintain norms and standard of Educational Institution including Pupil Teacher

Ratio (PTR) and all other Statutory requirements for the purpose to re-organise in education sector in all levels. The Base School can be an existing provincialised School or it may be a Venture Educational Institution eligible for provincialisation under this Act having adequate infrastructure:

Provided that the existing provincialised School shall be preferred over a Venture Educational Institution for identification as a Base School.

- (8) Educational institution which are running professional courses and private institution run with the fees realised from the students shall not be considered for provincialisation of services of the teachers under this Act.
- (9) Save and except an institution covered under Article 30 of the Constitution of India which is already getting financial assistance or grants-in-aid from the Government, no other Private or Non-Government educational institution shall be entitled to get any aid or assistance from the State Government in any form with effect from the date of coming into force of this Act.
- (10) If any eligible Venture Educational Institution intends to remain outside the purview of provincialisation of services of their teachers and/ or tutors under this Act, such institution shall give their option in writing expressing their intention to remain outside the purview of this Act, before the District Scrutiny Committee within one year from the date of coming in to force of this Act.

Teachers and/ or
tutors to be
government
servants.

4. (1) Subject to fulfillment of all other provisions of this Act, the services of the teachers and/or tutors of all Venture Educational Institutions eligible under section 3 shall be deemed to have been provincialised on the date of publication of the provincialisation order by Notification in the Official Gazette and they shall become employees of the State Government with effect from such date.
- (2) The teachers and/or tutors to be provincialised under this Act,-
 - (i) must have been working as a teacher in the concerned Venture Educational Institution that have been fully recognized up to the last and highest class required for such Institution by the competent authority on or before 01.01.2006;

- (ii) must have minimum educational and professional qualifications as laid down under different Acts, Rules and Regulations as mentioned under section 6 or any other relevant statutory provisions, as the case may be;
- (iii) must have rendered at least six years continuous service as on 1.1.2017 from the date of joining in the concerned Venture Educational Institution which must be on 31.12.2010 or prior to that date.
- (iv) in case of teachers and/or tutors of the Schools for special subject like Sanskrit, Arabic, Hindi, Craft Teacher, Music Teacher and other Classical Teachers, the number of students appeared in the concerned final examination like HSLC and HS (10 + 2) conducted by the SEBA or the ASHEC, as the case may be, shall not be less than 10 students in each class per year during last three years.

Land, building etc to vest with the Government.

5. (1) With effect from the date of provincialisation of the services of the teachers and/or tutors of the Venture Educational Institutions under this Act, the land, building and other assets of the concerned educational institution shall vest with the Government.
- (2) In case of merger/or amalgamation of one educational institution with other educational institution, the land, building and other assets vacated by any such merged educational institution shall be used by the Government for other suitable purpose whatsoever.

Educational and Professional qualification of teachers.

6. (1) The services of teachers in a Venture Educational Institution from the Primary level up to the Degree Level, shall be considered for provincialisation in the post of teachers or relevant teaching faculty in appropriate nomenclature, as the case may be, subject to fulfillment of the eligibility criteria relating to educational and professional qualifications as laid down under the following Acts, Rules and Regulations :-
- (a) The Right of Children to Free and Compulsory Education Act, 2009 and its Rules;
 - (b) The National Council for Teachers Education Act, 1993 and its Regulations in force at the time of provincialisation of services.
 - (c) The Assam Secondary Education (Provincialised) Service Rules, 2003, as amended in 2012;

Central Act No. 35 of 2009;

Central Act No. 73 of 1993;

(d) The University Grants Commission Act, 1956 and University Grants Commission Regulations on Minimum Qualifications for Appointment of Teachers and other Academic Staff in Universities and Colleges and Measures for the Maintenance of Standards in Higher Education, 2010, framed thereunder, as the case may be. Central Act No. 3 of 1956

- (2) The services of a teaching employee in a Venture Educational Institution shall be considered for provincialisation as teacher only if they have the requisite academic and professional qualifications prescribed under the relevant Acts, Rules or Regulations as mentioned in sub-section (1) of this section which are applicable for the time being in force, otherwise their services shall be provincialized as tutor.
- (3) In case of teachers for special subjects like Sanskrit, Arabic, Hindi, Craft Teacher, Music Teacher, and any other Classical Teachers, the qualification should be as per the qualification prescribed by the relevant statutory Rules of the State Government in force.

Educational and Professional qualification of tutor.

7. (1) The tutor must acquire the prescribed educational and professional qualifications within a period of five years from the date of publication of the order of provincialisation of services of the teachers and or tutors of the concerned Venture Educational Institutions in the Official Gazette and after acquirement of required qualification, they shall be upgraded to the post of teacher in appropriate cadre.
- (2) If such tutor fail to acquire such prescribed qualifications within a period of five years from the date of publication of the order of provincialisation in the Official Gazette, their cases shall not be considered for up-gradation to the post of teacher after the lapse of a period of five years from the date of publication of provincialisation order in the Official Gazette and they shall continue to function as tutor as per same terms and conditions which were applicable to them before provincialisation of the concerned Venture Educational Institution.

Terms and conditions of service.

8. (1) Subject to the provisions of this Act and the Rules made hereunder all rules including service rules and rules of conduct and discipline which are applicable to State Government

- servant of corresponding ranks, shall be applicable to all teachers of educational institution whose services have been or to be provincialised under the provisions of this Act.
- (2) The teachers whose services have been provincialised under this Act shall get full scale of pay and such emoluments as salary and allowances as per norms of the State Government applicable to the employees of the corresponding rank with effect from the date of provincialisation of their services, as if they are fresh appointees and they cannot claim any benefit whatsoever in respect of past services rendered by them before provincialisation and in respect of pension, they shall be governed by the New Pension Scheme applicable to the State Government teachers of the corresponding rank.
- (3) For the tutors whose services are provincialised as tutors under this Act, their scope of work and other condition of service shall be notified by the concerned administrative department separately. The emoluments for tutor shall be paid at the rate as specified in the Schedule appended to this Act subject to the condition that the enhanced emoluments after 2(two) years as per schedule shall be admissible in respect of a tutor on submission of a satisfactory performance report by the head of the concerned educational institution to the Drawing and Disbursing Officer after completion of 2(two) years service from the date of provincialisation. In the event of subsequent acquirement of educational and professional qualification by such tutors within 5 years from the date of provincialisation of the services of teachers in the concerned Venture Educational Institution, they shall be eligible for upgrading their posts as teachers. In the event of failure in acquiring required qualification within five years from the date of provincialisation of the Venture Educational Institutions, he shall continue as a tutor only under the terms and conditions of service including their salary and allowances as may be notified by the Government under sub-section(4) of this section.
- (4) The scope of work and other terms and conditions of service of the tutors shall be notified by the respective administrative departments separately.
- (5) The teachers, who have completed sixty years of age as on the date of coming into force of this Act, shall be deemed to have retired with effect from that date and they shall have no claim whatsoever from the State Government as regards their pay,

6

allowances and retirement benefits for services already rendered by them in such educational institutions before the date of provincialisation.

- (6) The teachers and tutors provincialised under this Act shall hold personal posts to be created for provincialisation of their services. These posts shall be outside the cadre which shall stand abolished on cessation of services by the concerned teacher or tutor, as the case may be, due to retirement, death, resignation or any other reason whatsoever.

Management of
the educational
institution where
services of
teachers are
provincialised.

9. With effect from the date of publication of the notification under sub-section (1) of section 4, the administration, management and control of all provincialised educational institutions coming within the purview of this Act shall vest in the State Government.

Managing
committee in
respect of
primary/ upper
primary schools.

10. The constitution, composition, powers, functions and duties of the Managing Committee in respect of the Primary and Upper Primary Schools shall be governed by the provisions of the Right of Children to Free and Compulsory Education Act, 2009 and the rules made thereunder.

Central
Act No.
35 of
2009

Managing
committee
/governing body
in respect of
other
educational
institutions.

11. (1) The State Government or an officer authorized by the State Government not below the rank of a District Elementary Education Officer in case of Elementary Schools or the Inspector of schools of the District in case of High School, High Madrassa, Higher Secondary School by order passed in that behalf shall constitute a Managing Committee in respect of High School, High Madrassa or Higher Secondary School and a Governing Body in respect of a Junior College.
- (2) The State Government or an Officer authorized by the State Government not below the rank of the Director of Higher Education, in case of Degree College, shall constitute a Governing Body in respect of a Degree College.
- (3) The Governing Body and the Managing Committee, as the case may be, of such institutions shall exercise such powers and shall perform such functions as specified in the relevant Acts and rules prescribed thereunder.
- (4) The State Government or the officer so authorized by the State Government may, re-constitute the Managing Committee or the Governing Body, as the case may be, as may be required under the relevant statutory provision.

- (5) The composition of the Managing Committee or Governing Body, as the case may be, shall be such as provided in the relevant Act, rules or orders etc. in respect of the concerned Educational Institution.
- (6) Subject to overall control and supervision of the Director, all teachers and/tutors whose services are or would be provincialised under this Act, shall be accountable and remain subject to the control of the Managing Committee or the Governing Body, as the case may be.
- (7) All teachers, whose services have been provincialised under this Act, shall render their services under the control and supervision of the Head of the Institution and if so required their services may be utilized in the lower classes also, for smooth running of the concerned Educational Institution.

Amalgamation/
merger and
shifting or
expansion of
educational
institution.

12. (1) In appropriate cases, if there is already an existing educational institution nearby, and the enrolment of the students do not justify for more than one institution in the same locality, or there are other sufficient reasons so to do, the State Government, in the public interest and for reasons to be recorded in writing may, order for transfer or shifting of the institution and the incumbents of the institution from one place to another, or may order amalgamation or merger of two or more existing institutions as per Siksha Khetra Scheme.
- (2) In appropriate cases, if the State Government is of the view that an existing educational institution needs be expanded so as to have more classes, the State Government may, by order, make expansion of an existing educational institution from Primary to Upper-Primary and from Upper-Primary to Secondary and Secondary to Higher Secondary or reverse the said educational institutions to a lower level in the case of loss or absence of such necessity of more classes in any such Educational Institution.
- (3) All incumbents whose services have been provincialised under the provisions of this Act and who are working in one of the schools in respect of which an order under sub-sections (1) and (2) above has been passed, shall be liable to be transferred and posted in any other provincialised institution in the same rank and grade.
- (4) All teachers working in a higher grade in an institution in respect of which an order under sub-section (2) has been passed may be required to teach in the lower classes also.

District Scrutiny
Committee and
State Level
Scrutiny
Committee.

13. (1) There shall be District Scrutiny Committees in each district separately for Elementary, Secondary and for Higher Education to scrutinize service records and other related issues of the serving teachers of Venture Educational Institutions pertaining to provincialisation of their services.

(2) The Deputy Commissioner of the District, by an order, shall constitute the District Scrutiny Committee for the respective district under preceding sub-section:

Provided that in case of newly created districts, the Deputy Commissioner of the erstwhile district with the help of Deputy commissioner of the newly created district shall scrutinize all cases of entire erstwhile district.

(3) The District Scrutiny Committee for Higher Education shall be constituted with the following members, namely:-

(i) The Deputy Commissioner or his nominee not below the rank of Additional Deputy Commissioner of the concerned district ---Chairman;

(ii) The Inspector of Schools of the concerned district-----
Member-Secretary;

(iii) One nominee of the Deputy Commissioner of newly created district if the institution falls within the jurisdiction of the newly created district;
Member;

(iv) One Principal of College situated within the district to be nominated by the Inspector of Schools---Member;

(v) One retired Principal of College of the concerned district to be nominated by the Inspector of Schools ---Member;

(vi) One eminent person in the field of education who is an ordinary resident of the concerned district to be nominated by the Deputy Commissioner---Member.

(4) The District Scrutiny Committee for Secondary Education shall be constituted with the following members, namely:-

(i) The Deputy Commissioner or his nominee not below the rank of Additional Deputy Commissioner of the concerned district ---Chairman;

(ii) The Inspector of Schools of the concerned district-----
Member-Secretary;

(iii) One nominee of the Deputy Commissioner of newly created district if the institution falls within the

- jurisdiction of newly created district; Member;
- (iv) One Principal of Junior College situated within the district to be nominated by the Inspector of Schools---Member;
- (v) One Principal of Provincialised Higher Secondary School situated in the district to be nominated by the Inspector of Schools ---Member;
- (vi) One Headmaster of Provincialised High School/High Madrassa situated within the district to be nominated by the Inspector of Schools - Member;
- (vii) One eminent person in the field of education who is an ordinary resident of the District to be nominated by the Deputy Commissioner—Member;
- (viii) One retired Principal/Headmaster of an Educational Institution situated within the district to be nominated by the Inspector of Schools---Member.
- (5) The District Scrutiny Committee for Elementary Education shall be constituted with the following members, namely:-
- (i) The Deputy Commissioner or his nominee not below the rank of Additional Deputy Commissioner of the concerned district ---Chairman;
- (ii) The District Elementary Education Officer of the concerned district---Member-Secretary;
- (iii) One representative of the Deputy Commissioner of the newly created district if the institution falls within the jurisdiction of newly created district-----Member;
- (iv) The Deputy Inspectors of Schools of all Sub-divisions within the concerned district---Members;
- (v) The Block Elementary Education Officer of all Blocks within the concerned district-- --Members;
- (vi) One eminent person in the field of education who is an ordinary resident within the district to be nominated by the Deputy Commissioner----Member.
- (6) The District Scrutiny Committee shall first scrutinize and prepare a list of all Venture Educational Institutions within the district, which are eligible in terms of the provisions of this Act and shall thereafter proceed to scrutinize and verify the service records of all the serving teachers, who are eligible or would become eligible for being considered for provincialisation of

their services. The District Committee shall identify a Base School for each category of school and recommend the name of teacher/ tutor to be associated against each Base School.

- (7) The District Scrutiny Committee shall forward the verified list of eligible teachers Base school-wise in accordance with this Act, to the concerned Director who shall place the matter before the State Level Scrutiny Committee to be constituted under sub-section (10) of this section and after making such further scrutiny as may be required, shall forward the same to the concerned Department of the State Government for consideration and for issuing Notification in respect of the eligible institutions and teachers eligible for getting their services provincialised.
- (8) The District Scrutiny Committee shall have the powers to inspect physical existence of school and to inspect all documents and records produced before it and call for such further records and documents as may be required for the purpose of causing verification and scrutiny and examine witnesses for the purpose, if considered necessary and while doing so it shall have the powers of a Civil Court for the purpose of compelling attendance of persons and production of documents.
- (9) The State Government may, for reasons to be recorded in writing, by an order re-constitute the District Scrutiny Committee or may change in its composition, if the circumstances so warrant, from time to time.
- (10) There shall be one State Level Scrutiny Committee at State level for verification of recommendation received from the District Scrutiny Committees with the following member, namely :-
- (i) Director of the concerned Department of Education-
..... Chairman.
 - (ii) Joint Director/Deputy Director of the concerned Directorate-Member Secretary.
 - (iii) One representative nominated by the concerned Administrative Department-.....Member.
- (11) The State Level Scrutiny Committee shall have to cause physical verification of all institution and will also inspect all documents and records produced before it and call for such other records and documents as may be required for the purpose of causing verification.

- (12) When there arises difference in between the recommendation of the District Scrutiny Committee and the Physical verification report caused by the State Level Scrutiny Committee, the matter shall be placed before the State Level Scrutiny Committee and the decision of the State Level Scrutiny Committee shall be final.

Explanation:- for the purposes of this section the Deputy Commissioner in relation to Districts included in the areas covered under the Sixth Schedule of the Constitution of India shall mean the Principal Secretary of the respective council.

Appellate authority.

14. The State Level Scrutiny Committee shall be the appellate authority against any recommendation of the District Scrutiny Committee and the State Government in the concerned administrative department shall be the Appellate Authority against any recommendation of the State Level Scrutiny Committee.

Educational institution not provincialised to function as private / non-government institutions.

15. (1) The services of teachers of the Venture Educational Institutions which have been established on or after 1-1-2006, shall not be provincialised and no such educational institution shall be allowed to remain functional unless it has obtained,-
- (i) affiliation from the affiliating University, if it is a Degree College;
 - (ii) permission under the provisions of the Assam Non-Government Educational Institutions (Regulation and Management) Act, 2006, in case of all other educational institutions; and
 - (iii) certificate of recognition from the authority notified under the provisions of section 18 of the Right of Children to Free and Compulsory Education Act, 2009.
- (2) All such Venture Educational Institutions which have obtained the required affiliation, permission or recognition, as the case may be, shall be allowed to function as purely Private or Non-Government Educational Institution.

Assam Act No. IV of 2007

Central Act No. 35 of 2009

Offences and Penalties.

16. (1) Whoever provides misleading, incorrect or false information to and suppresses material information from or abets the providing or suppression of such information to the District Scrutiny Committee or to any other authority under this Act shall commit an offence under this Act which shall be punishable with imprisonment for a term which may extend to two years.

Offences to be cognizable and non-bailable.	17.	Offences committed under this Act shall be cognizable and non-bailable under the provisions of the Code of Criminal Procedure, 1973.	Central Act No. 2 of 1974
Trial of cases	18.	<p>(1) Offences under section 17 shall be triable by a Judicial Magistrate of the competent jurisdiction under the Code of Criminal Procedure, 1973.</p> <p>(2) Cases under this section shall be tried summarily under the Code of Criminal Procedure, 1973.</p>	Central Act No. 2 of 1974
Suit and proceedings.	19.	<p>(1) No suit, prosecution or other legal proceeding shall lie for anything in good faith done under this Act, except with the previous sanction of the State Government.</p> <p>(2) To adjudicate disputes for redressal of grievances relating to the teaching staff of the Non-Government Educational Institution as well as disputes concerning disciplinary action, genuineness of establishment of school and claim for provincialisation in respect of teaching staff of Venture Educational Institution, there shall be an Educational Tribunal for each district within their respective Territorial Jurisdiction. The District and Sessions Judges and the Additional District and Sessions Judges of each District are designated as Educational Tribunal.</p>	
Power of interpretation and removal of difficulties.	20.	<p>(1) If any difficulty arises in interpretation of any provisions of this Act, the interpretation of the State Government shall be final.</p> <p>(2) If any difficulty arises in giving effect to the provisions of this Act, the State Government may, by order do anything not inconsistent with the provisions of this Act and the rules framed thereunder, which appear to be necessary or expedient for the purpose of removing the difficulty.</p>	
Creation of personal post and maintenance of reservation policy.	21.	(1) For the purpose of provincialisation of services of the teachers and tutors under this Act, the Government shall create and sanction such number of ex-cadre posts which shall be personal to the incumbents. These personal posts shall stand abolished on cessation of the services of the teachers for any reason whatsoever including retirement, resignation, death etc. Since these are personal as well as ex-cadre posts, the present cadre strength of the concerned service shall not be impacted in any way due to creation of these posts.	

- (2) The Administrative Department may retain the posts of any Educational Institution provincialised under this Act, after cessation of the services of the teachers which may be deemed to be necessary to run the institution.
- (3) The posts so retained as per sub-section (2), shall be en-cadred in appropriate cadre and shall continue as permanent posts.
- (4) While making retention of posts under sub-section (2) and in creating additional posts as may be required under this Act, the prescribed percentage of reservation for Scheduled Castes and Scheduled Tribes and other reserved categories, as applicable under the relevant Acts and rules, shall be maintained.
- Creation of fund** 22. The State Government shall create a special pool of fund to facilitate implementation of the provisions of this Act in consultation with the Finance Department of the Government of Assam in due course of time.
- Power to make rules** 23. (1) The State Government may, by notification published in the Official Gazette, make rules for carrying out the provisions of this Act.
- (2) Without prejudice to the generality of the foregoing provisions, such rules may provide for all or any of the following matters, namely:-
- (i) prescribing service conditions and specifying the duties and responsibilities of all teachers whose services have been provincialised under this Act;
 - (ii) preparation and maintenance of service records of the teachers whose services have been provincialised;
 - (iii) for management of the educational institutions;
 - (iv) specifying the powers, duties and responsibilities of the Managing Committee or Governing Body of the educational institutions;
 - (v) prescribing the scope of work, emoluments and remuneration, and other terms and condition of service of tutors provincialised under this Act.
- (3) All rules made by the State Government under this Act shall, as soon as may be after they are made, be laid before the Assam Legislative Assembly while it is in session, for a total period of not less than fourteen days which may be comprised in one

session or two or more successive sessions and shall, unless some later date is appointed, take effect from the date of their publication in the Official Gazette subject to such modifications or annulments as the Legislative Assembly may, during the said period agree to make, so however, that any such modification or annulment shall be without prejudice to the validity of anything previously done thereunder.

Repeal and savings.

24.

The Assam Venture Educational Institutions (Provincialisation of Services) Act, 2011 as amended vide the Assam Venture Educational Institutions (Provincialisation of Services) (Amendment) Act, 2012 and the Assam Venture Educational Institutions (Provincialisation of Services) (Amendment) Act, 2013, which have been struck down by the Hon'ble Gauhati High Court vide order dated 23.09.2016 in WP(C) No. 3190/2012, and all rules, orders, notifications issued thereunder, shall stand repealed, however, all the teachers whose services were provincialised prior to 23.9.2016, shall continue and their cases shall be reviewed as per the eligibility norms set forth for provincialisation under this Act.

Assam Act No. XVII of 2011; Assam Act No. XXI of 2012; Assam Act No. XX of 2013

Schedule

[See section 8(3)]

Fixed salary admissible to a Tutor

Category of Institution	Category of post held by the employee in the institution prior to provincialisation	Fixed salary for 1 st to 2 nd year. (in Rs)	Fixed salary for 3 rd to 5 th year. (in Rs)
Degree College	Principal	36000	40000
	Assistant Professor	27000	30000
Junior College	Principal	20700	23000
	Lecturer	16200	18000
	Demonstrator	14400	16000
Higher Secondary School	Subject Teacher	16200	18000
	Demonstrator	14400	16000

High School/ High Madrassa	Headmaster/Superintendent	16200	18000
	Asstt. Headmaster/ Asstt. Superintendent	14400	16000
	Graduate Teacher (BA/B.Com/B.Sc)	12600	14000
	Sr. Hindi Teacher	12600	14000
	Music Teacher/ Classical Teacher	12600	14000
	Craft Teacher	9900	11000
Upper Primary School (ME School/ME Madrassa)	Headmaster	12150	13500
	Assistant Teacher	10800	12000
	Graduate (Science & Mathematics) Teacher	11700	13000
	Hindi Teacher /Arabic Teacher /Language Teacher	10800	12000
Primary School (L.P School)	Assistant Teacher	10800	12000

S. M. BUZAR BARUAH,
Commissioner & Secretary to the Govt. of Assam,
Legislative Department, Dispur, Guwahati-6.



THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃত্ব দ্বাৰা প্ৰকাশিত

PUBLISHED BY THE AUTHORITY

নং 255 দিশপুৰ, শুক্ৰবাৰ, 18 মে', 2018, 28 ব'হাগ, 1940 (শক)
No. 255 Dispur, Friday, 18th May, 2018, 28th Vaisakha, 1940 (S.E.)

GOVERNMENT OF ASSAM
ORDERS BY THE GOVERNOR
LEGISLATIVE DEPARTMENT ::: LEGISLATIVE BRANCH :: DISPUR

NOTIFICATION

The 16th May, 2018

No. LGL. 68/2017/42.— The following Act of the Assam Legislative Assembly which received the assent of the **Governor on 9th May, 2018** is hereby published for general information.

ASSAM ACT NO. XIX OF 2018

(Received the assent of the Governor on 9th May, 2018)

**THE ASSAM EDUCATION (PROVINCIALISATION OF SERVICES OF TEACHERS
AND RE- ORGANISATION OF EDUCATIONAL INSTITUTIONS
(AMENDMENT) ACT, 2018.**

**AN
ACT**

to amend the Assam Education (Provincialisation of Services of Teachers and Re-Organisation of Educational Institutions) Act, 2017.

Preamble

Whereas it is expedient to amend the Assam Education (Provincialisation of Services of Teachers and Re-Organisation of Educational Institutions) Act, 2017, hereinafter referred to as the principal Act, in the manner hereinafter appearing ;

Assam
Act No.
XXV of
2017

It is hereby enacted in the Sixty-ninth Year of the Republic of India as follows :-

Short title, extent and commencement

1. (1) This Act may be called the Assam Education (Provincialisation of Services of Teachers and Re-Organisation of Educational Institutions) (Amendment) Act, 2018.
- (2) It shall have the like extent as the principal Act.
- (3) It shall come into force at once.

Amendment of Section 2

2. In the principal Act, in Section 2, for clause (w), the following shall be substituted, namely:-
“(w)“Venture Degree College” means a Degree College imparting education beyond Higher Secondary stage established by the people of the locality prior to 1.1.2006 and which has also received affiliation from the concerned University, concurrence from the State Government on or before 01.01.2006 atleast for TDC Part-I and whereof the services of teachers have not been provincialised under any Act enacted by the State legislature so far;”

Amendment of Section 3

3. In the principal Act, in Section 3, in sub-section(1), for the existing clauses (i), (vii) and (ix), the following shall be substituted respectively, namely:-

“(i) The Venture Educational Institutions which have been established and had obtained the required permission, recognition, affiliation, concurrence, as the case may be, required for the

concerned institution from the respective competent Authority or Authorities on or before 01-01-2006:

Provided that the permission for 1st year HS classes in respect of Higher Secondary School, concurrence for 1st year HS classes in respect of Senior Secondary School (erstwhile Junior College), recognition from Board of Secondary Education, Assam for class-IX in respect of High School, concurrence for TDC Part-I in respect of Degree College received from the Government on or before 01-01-2006 shall be treated as the permission, concurrence or recognition as the case may be, for the purpose of provincialisation of services of teachers and/or tutors under this Act:

Provided further that the order for such permission, recognition and concurrence shall have to be issued on or before 01-01-2006 and any order issued thereafter with any retrospective effect, shall not be considered for the purpose of provincialisation of services of any teacher and tutor, as the case may be, of the institution;”;

“(vii) For provincialisation of services of one teacher or tutor, as the case may be, in each subject including the core subjects, in case of Venture High School or Venture High Madrassa or Venture Higher Secondary School or Venture Senior Secondary School, at least 10 students must have appeared in the last final examination in that particular subject from that institution. Further, for provincialisation of services of maximum limit of three teachers or tutors in a particular subject, as the case may be, in case of a Venture Degree College, at least 15 students in that particular subject, must have appeared in the last final examination from that college;”;

“(ix) For provincialisation of services of additional teacher or tutor, as the case may be, for a particular subject including the core subjects, in addition to the post mentioned in Section 3(1)(vii), in any Venture High School or Venture High Madrassa or Venture Higher Secondary School or Venture Senior Secondary School, the minimum students appearing in the last final examination of the highest class of the said school for that

particular subject must exceed eighty for one additional post and one hundred fifty for the second additional post. Further, for provincialisation of services of additional teacher or tutor, as the case may be, for a particular subject, in addition to the posts mentioned in Section 3(1)(vii), in a Venture Degree College, the minimum students appearing in the last final examination of the highest class for that particular subject must be more than one hundred fifty for one additional post;”;

Amendment of
Section 4

4. In the principal Act, in section 4, in sub-section (2), for the existing clause (i), the following shall be substituted, namely:-

“(i) must have been working as a teacher in the concerned Venture Educational Institution as mentioned in Section 3(1)(i) that have been recognized by the competent authority on or before 01.01.2006;”

5. In the principal Act, for the words “Junior College” and “Lecturer” wherever they occur, the words “Senior Secondary School” and “Post Graduate Teacher” respectively, shall be substituted.

S. M. BUZAR BARUAH,

Commissioner & Secretary to the Government of Assam,
Legislative Department, Dispur, Guwahati-6.

GOVERNMENT OF ASSAM
OFFICE OF THE DIRECTOR OF HIGHER EDUCATION, ASSAM
KAILIPARA.....GUWAHATI-19

No.PC/HE/Prov./2/2021/

Dated Kailipara, the 5th February, 2021.

D R D E R

In exercise of the authority conferred under provision 4(1) of the Assam Education (Provincialisation of services of Teachers and re-organisation of Educational Institutions) Act, 2017 & Amended Act, 2018 and in pursuance of the Govt. sanctioned order No AHE.1010/2019/Pi/49, dtd 01/02/2021 and No. AHE-490/2020/25 dtd. 01/02/2021 the services of the following employees of SATYA RANJAN COLLEGE, KALAIN district CACHAR have been provincialised and they are now employees of the State Government with effect from 01-01-2021 with the following terms and conditions as mentioned below:

The employees whose services have been provincialized under this Act, shall get pay and such emoluments as per norms of the State Govt. or as per provisions contained in this Act, w.e.f. 01.01.2021 and they will be treated as fresh appointee. They cannot claim any benefit whatsoever in respect of past services rendered by them before provincialization and in respect of pension, they shall be governed by the NPS applicable to the State Govt. employees of the corresponding rank.

They are also entitled to draw the minimum scale of pay and allowances/fixed salary mentioned against their name as admissible under rules and as per provision under section 8 (2 & 3) of the said Acts with effect from 01-01-2021.

Sl. No.	Name of employee(s)	Caste	Physically Handicapped with PC	Name of post	Department	Date of Brth	Date of joining	NET/SLET/ Ph. D	Scale of pay/ Fixed Salary
1	Dr. Purnima Das	SC	X	Asst. Professor	Bengali	03.05.1978	27-2-2004	Ph.D.	57,700/- - 1,82,400/-
2	Dr. Ramendu Das	SC	X	Asst. Professor	Bengali	30.06.1977	27-2-2010	Ph.D.	57,700/- - 1,82,400/-
3	Dr. Imdadur Rahman	Gen.	X	Asst. Professor	Bengali	31.03.1973	27-12-2009	Ph.D.	57,700/- - 1,82,400/-
4	Mihir Sinha	OBC	X	Asst. Professor	Economics	01.01.1971	28-3-2001	NET	57,700/- - 1,82,400/-
5	Abira Choudhury	Gen.	X	Asst. Professor	Philosophy	14.02.1985	2-3-2010	SLET	57,700/- - 1,82,400/-
6	Chayan Dhar	Gen.	X	Tutor Asst. Professor	Economics	20.10.1977	26-12-2009.	X	27,000/- (PM)
7	Happy Khan	Gen.	X	Tutor Asst. Professor	Philosophy	01.04.1982	24-11-2010.	X	27,000/- (PM)
8	Biraj Das	OBC	X	Tutor Asst. Professor	History	30.04.1974	18-10-2001	X	27,000/- (PM)
9	Hussain Ahmed	Gen.	X	Tutor Asst. Professor	History	02.04.1978	1-3-2010	X	27,000/- (PM)
10	Jakira Sultan Barbhuiya	Gen.	X	Tutor Asst. Professor	Pol. Science	01.01.1981	26-05-2008.	X	27,000/- (PM)
11	Dr. Abu Nazat Sayful Haque	Gen.	X	Asst. Professor	Arabic	01.01.1980	15-4-2010	NET	57,700/- - 1,82,400/-
12	Rashid Ahmed Barbhuiya	Gen.	X	Tutor Asst. Professor	Arabic	01.03.1971	22-12-1999.	X	27,000/- (PM)
13	Probir Das	SC	X	Asst. Professor	Bengali	13.04.1984	26-11-2010	SLET	57,700/- - 1,82,400/-

This has the approval of Finance (SIU) Department's No. FSI.52/2021 dtd. 28/01/2021 and No. FSI.34/2021 dtd. 28/01/2021, and Finance (EC.III) Department's U/O No.72/2021 dtd. 28/01/2021 and No.73/2021 dtd. 28/01/2021.

Terms and conditions-

- As per Rule 21(i) of Assam Education (Provincialisation of services of Teachers and re-organisation of Educational Institutions) Act, 2017 the post shall be personal to the incumbent and these posts shall stand abolished on cessation of the services of the teachers for any reason whatsoever including retirement, resignation, death etc.

- Original Governing Body will become non-existent and new Governing Body will be formed as per existing Govt. rules
- Before release of salary etc. of each incumbent Director of Higher Education, Assam will verify the following:
 - The name of each employee(s) must exist in the College Accountancy roll.
 - Authenticity about the genuineness of Academic and Professional qualification.
 - Whether the incumbent is in service or not. The incumbents who have already admitted Office (salary release) will not be entitled for any emolument. The post will stand abolished.
- Services of Tutor/Principal and Tutor Assistant/Professor shall be regularized as per provision of the section 14(3) (1) & (6)
- At any point of time, if any fraud document is detected, provincialisation of service of the incumbent will be cancelled.
- Any Tutor/Principal, Tutor Asst. Professor who has already acquired the qualification required as per UGC norms and Service Rules in force on the date of issue of his/her provincialisation order shall be entitled to pay and allowances of a Principal/Asst. Professor from the date of issue such provincialisation order, provided Tutor/Principal/Tutor Asst. Professor who acquires such qualification within 5(five) years from the date of issue of his/her provincialisation order shall also be entitled to pay and allowances equivalent to Principal/Asst. Professor with effect from the date of acquisition such qualification as per relevant rules for the time being in force.
- The Provincialised employees will have to furnish a self affidavit in Court Fee Stamp of Rs.20/- as per format given below:-

AFFIDAVIT

- "I, Mr/Ms/Ms do hereby declare that all the documents relating to my academic and professional qualifications furnished by me for provincialisation of my service is true and correct to the best of my knowledge. In case any wrong information is detected, I shall liable to face disciplinary action as per rules and departmental procedure."
- "The provincialised employees will have to furnish an undertaking as prescribed by the Finance (Budget) Department vide its letter No/BWC-2005/14/117, dated 24.01.2005 according the policy of introduction of "New Pension Scheme" 2005 as per format given below:-"

UNDERTAKING

"I understand and accept that Government servants joining the service of the State Government on or after 1st February 2005 shall not be governed by the existing Assam Service (Pension) Rules 1969 and orders issued there under from time to time and that their pension and other retirement benefits will be governed by a set of New Pension Rules, which are being formulated in line with the Contributory Pension Scheme of Government of India and going to be notified in due course."

The expenditure is debitable under the head shown below:-

- Salary with scale of pay:
 - 2202-General Education-(Higher Education)-II- Other State Plan & Non-Plan Schemes -03- University and Higher Education -103- Govt. Colleges & Institutions -4756-Provincialised teachers- employees serving in Non-Govt. Colleges -000-01- salaries -01-Pay-BE, voted" during the year 2020-21.
- (b) Fixed Salary:
 - 2202-General Education-(Higher Education)-II- Other State Plan & Non-Plan Schemes -03- University and Higher Education -103- Govt. Colleges & Institutions -4756-Provincialised teachers- employees serving in Non-Govt. Colleges -000-02-Wages-09-Other-JE, voted" during the year 2020-21."

Sd/- (Smt. G. Phukan) ACS
Director, Higher Education, Assam
Kahilpara---Gowahati-19.

Memo No.PC3IE/Priv/2/2021

Dated Kahilpara, the 27th February 2021.

Copy to:-

- The Accountant General (A&R) Assam, Maidamgaon, Beltola, Guahati-29 for information and necessary action.
- The Commissioner and Secretary to the GOVT. of Assam, Education (Higher) Department, Dispur, Gowahati-6.
- G.O. to the Minister, Education, Assam for kind appraisal of Hon'ble Minister, Education, Assam.
- The Principal, SATYA RAMJAN COLLEGE, KALAIN district CACHAR. He/ she is directed to submit the self affidavit of each provincialised employee in Court Fee Stamp of Rs. 20/- regarding authenticating of the relevant original documents, viz. educational certificates, mark sheets, professional qualification, etc. including the joining reports, copies of undertaking along with the photocopies of post allotment orders of the employees for releasing their salaries, etc.
- The Treasury Officer, NEW SILCHAR.
- The person concerned _____ He/She is directed to submit one self affidavit and an undertaking on the New Pension Policy, alongwith the joining report to the Principal within 7 days positively.
- The Guard File.

Director, Higher Education, Assam
Kahilpara---Gowahati-19

GOVERNMENT OF ASSAM
OFFICE OF THE DIRECTOR OF HIGHER EDUCATION, ASSAM
KAHILIPARA:.....GUWAHATI-781 019

No.G(B) UGC/API/1359/2014/ 16

Dated Kahilipara, the 13-10-2014

From:- Sri P. Jidung, ~~M.A.M.PHILIPARA~~
Director, Higher Education, Assam
Kahilipara, Guwahati-19.

To:- ✓ The Principal (all)
..... College/ Mahavidyalaya
P.O.-..... District-.....

Sub:- Placement in Senior Scale, Selection Grade Scale and Associate Professor Scale
i.e. stage promotion from one stage to another stage.

Ref.:- This office letter No.G(B)UGC.132/2010/PI/54, dated 06-01-2014.

Sir,

In continuation to this office letter mentioned under reference on the subject cited above. I would like to forward herewith a format for Assessment of API for necessary stage promotion in respect of Assistant Professors and Librarians of Colleges.

In this regards, it may be stated here that this format is applicable only for Assistant Professors and Librarians who are eligible to get stage promotion after 13-11-2013.

Yours faithfully



Director, Higher Education, Assam
Kahilipara, Guwahati - 19.

Memo No.G(B) UGC/API/1359/2014/
Copy to :

Dated Kahilipara, the 13-10-2014

- 1) The Commissioner and Secretary to the Govt. of Assam, Education (Higher) Department, Dispur, Guwahati-6 for favour of kind information.
- 2) Guard file.

Director, Higher Education, Assam
Kahilipara, Guwahati - 19.

Name of the Institution.....

PBAS Proforma for Promotion under CAS

PART A: GENERAL INFORMATION AND ACADEMIC BACKGROUND

1. Name (In Block Letters) :
2. Father's Name/Mother's Name:
3. Department :
4. Educational Qualification:
5. Current Designation & Grade Pay:
6. Date of last Promotion :
7. Which position and grade pay are you an applicant for under CAS?
8. Date of eligibility for promotion:
9. Date and Place of Birth:
10. Sex:
11. Marital Status:
12. Nationality :
13. Indicate whether belongs to SC/ST/OBC category:
14. Address for correspondence (with pin code)
15. Permanent Address (with pin code)

Telephone No:

Email:

16. Academic Qualifications (HSLC till Post Graduation):

Examination	Name of the Board/ University	Year of Passing	Division/ Class/ Grade	Subject
HSLC				
Intermediate (10+2)				
B.A/ B.Sc./ B.Com/ B.Mus/ Others				
M.A/M.Sc./M.Com/ M.Mus/ Others				
Other Examination If any.				

17. Research Degree (S)

Degrees	Title	Date of Award	University
M.Phil			
Ph.D./D.Phil.			
D.Sc/D.Litt			

18. Appointments held prior to joining this institution

Designation	Name of Employer	Date of Joining		Salary with Grade	Reason of leaving
		Joining	Leaving		

19. Posts held after appointment at this Institution

Designation	Department	Date of actual Joining		Grade
		From	To	

20. Period of teaching experience :

P.G. Classes (in years) : U.G. Classes (in years)

21. Research Experience excluding years agent in M.Phil/Ph.D. (In years)

22. Field of Specialization under the Subject/Discipline (If Any)

a)

b)

Academic Staff College Orientation/Refresher Course/ Summer School/any other course attended:

Name of the Course	Place	Duration	Sponsoring Agency

PART B: ACADEMIC PERFORMANCE INDICATORS

(Please see detail instructions of this PBAS proformas before filling out this section)

CATEGORY 1: TEACHING, LEARNING AND EVALUATION RELATED ACTIVITIES

(From to)

(i) Lectures, Seminars, Tutorials, Practical, Contact Hours (give semester-wise details, where necessary)

Sl.No.	Course	Level	Mode of teaching	Hours per week allotted	% of classes taken as per documented record

Lecture (L), Seminar (S), Tutorial,(T), practical (P), Contact Hours (C)

		API Score
(a)	Classes Taken (max 50 for 100% performance & proportionate score up to 80% performance, below which no score can be given)	
(b)	Teaching Load in excess of UGC norm (max score:10)	

(ii) Reading / Instructional materials consulted and additional knowledge resources provided to students.

Sl.No.	Course/paper	Consulted	Prescribed	Additional resource provided
API score based on Preparation and imparting of knowledge/instruction as per curriculum & syllabus enrichment by providing additional resources to students (max.score:20)				API Score

ii) Use of Participatory and innovative Teaching-Learning Methodologies/ Audio-visual teaching aid, Updating of subject Content, Course Improvement etc.

Sl.No	Short Description	API Score
	Total Score (Max Score:20)	

(iii) Examination Duties Assigned and Performed

Sl.No.	Type of Examination Duties	Duties Assigned	Extent to which carried out (%)	API Score
	Total Score (Max:25)			

†

This is to certify that Dr/Mr/Ms. Assistant/associate Prof of .
 College attended all the allotted classes . He/ She gives regular instructions as per curriculum with the prescribed material, syllabus enrichment by providing additional resources to the student He/She carried out Semester/Annual Examination work as per duties allotted.

Signature of HOD
 Department:

B (i) Articles/ Chapters published in Books

Sl.No.	Title with page nos.	Book Title, editor & publisher	ISSN/ISBN No.	Whether peer reviewed.	No. of co-authors	Whether you are the main author	API Score

ii) Full Papers in Conference Conferences Proceedings

Sl.No.	Title with page nos.	Details of conferences publication	ISSN/ISBN No.	No. of co-authors	Whether you are the main author	API Score

iii) Books published as single or as editor

Sl.No	Title with page nos.	Type of Book & authorship	Publisher & ISSN/ISBN No.	Whether peer reviewed	No. of co-authors	Whether you are the main author	API Score

iii) Ongoing and completed Research Project and Consultancies**(c) (I & II) Ongoing project /Consultancies**

Sl.No.	Title	Agency	Period	Grant/Amount Mobilized (Rs. Lakh)	API Score

(c) (iii & iv) Completed project/ Consultancies

Sl.No.	Title	Agency	Period	Grant/Amount Mobilized (Rs. Lakh)	Whether policy document/patent as outcome	API Score

(D) Research Guidance

Sl.No.	Number Enrolled	Thesis Submitted	Degree awarded	API Score
M.Phil or equivalent				
Ph. D. or equivalent				

(E) (i) Training Courses, Teaching-Learning-Evaluation technology programmes, Faculty Development Programmes (not less than one week duration)

Sl.No.	Programme	Duration	Organized by	API Score

(E) (ii) papers presented in Conferences, Seminars, Workshops, Symposia

Sl.No.	Title of the paper presented	Title of conference/ Seminar	Organized by	Whether international/national/state/regional/college or university	API Score

E. (iii) Invited Lectures and Chairmanships at national or international conference/seminar etc.

Sl.No.	Title of Lecture/Academic Session	Title of Conference/Seminar etc	Organized by	Whether international / national	API Score

E.(iv). SUMMARY OF API SCORES

Sl.No.	Criteria	Last academic Year	Total-API Score for assessment period	Annual Av. API Score for Assessment Period.
i.	Teaching, Learning and Evaluation related activities			
ii	Co-curricular, Extension, professional development etc			
	Total I +II			
iii	Research and Academic Contribution			

PART C: OTHER RELEVANT INFORMATION

Please give details of any other credential, significant contributions, awards received etc. not mentioned earlier.

Sl.No.	Details (Mention Year, value etc. where relevant)

LIST OF ENCLOSURES: (Please attach, copies of certificates, sanction orders, papers etc. wherever necessary)

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.
- 7.
- 8.
- 9.
- 10.
- 11.

I certify that the information provided is correct as per records available with the university and/or documents enclosed along with the duly filled PBAS proforma.

Signature of the Faculty with Designation
Place :
Date :

All the documents submitted by Dr/Mr/Ms/
Assistant/Associate Prof., College are verified and found
authentic. The API scores mentioned above are correct.

Signature of the Principal
..... College

Convener, IQAC Cell
.....College

N.B : The individual PBAS proformas for CAS promotion duly filled along with all enclosures, will be
duly verified by the DPC and shall be placed before the Screening cum Evaluation Committee or
selection Committee for Promotion.

Instructions for Filling up Part 8 of of the PBAS Proforma

Part B of the proforma is based on appendix-III, table-1 of the UGC Regulations 2010

B (I) is based on API scoring for Category I of the Table. Details information for 2013-14 or assessment year is to be provided.

B (II) is based on Category II of the Table. Details information for 2013-14 or assessment year is to be provided.

B (III) is based on Category III of the Table. Details information for the entire assessment period is to be provided. The proforma is to be filled as per these tables and self-assessment scores given. For each category, even though several avenues of activities and their API scores are given provide choice/opportunity to **the teacher, maximum limit of scores that can be given or carried forward under each category/area** is indicated in the table-1 of the UGC Regulations.

The self-assessment scores are further to be based on the indicators/activities given below:

CATEGORY: I **Teaching, Learning and Evaluation Related Activities**

(i) (a)

Lectures/Seminars/Practical's/Tutorials/Contact classes taken should be based on verifiable records. No. score should be assigned if a teacher has taken less than 80% of the assigned classes. University may give allowance for period of leave where alternative teaching arrangements have been made. Maximum score of 50 if there is 100% performance.	Max Score: 50
---	------------------

(b)

If teacher has taken classes exceeding UGC norm, then two points to be assigned for	Max. Score: 10
---	-------------------

(ii)

Imparting of knowledge/instruction as per curriculum with the prescribed material (Text Book/ Manual etc), syllabus enrichment by providing additional resources to students (100% Compliance=20 points)	Max Scores:20
--	---------------

(iii) Use of participatory and Innovative Teaching Learning Methodologies, Updating of Subject Content, Course Improvement etc.

Indicators /Activities	Maximum Score
Updating of course, design of curriculum, 95 per single course)	10

Participatory & Innovative T/L Process with materials for problem based learning, case studies, Group discussions etc, (a) Interactive Courses: 5 points/each (b) Participatory Learning modules:5 points/each (c) Case studies;5 points/each	10
Use of ICT in T/L process with computer-aided methods like PowerPoint/Multimedia/Simulation/software's etc, (Use of any one of these in addition to chalk & Board : 5points	10
Developing and imparting Remedial/Bridge Courses (each activity :5 points)	10
Developing and imparting soft skills/communications and creations in music, performing and visual arts and other traditional areas (each activity : 5points)	10
Developing and imparting specialized teaching-learning programmes in physical education, library; innovative compositions and creations in music performing and visual arts and other traditional areas (each activity :5Points)	10
Organizing and conduction of popularization programmes/training courses in computer assisted teaching/web-based learning and e-library skills to students (a) Workshop/Training course :10points each (b) Popularization program :5points each	10
Maximum Aggregate Limit	20

(i) Examination Related work

Indicators	Max. Score
College/University end semester/annual Examination work as per duties allotted. (Invigilation-10 points; Evaluation of answer scripe-5 points question paper setting – 5points. (100% compliance=20points)	20
College/University examination/Evaluation responsibilities for internal/continuous assessment work as allotted (100% compliance =10 points)	10
Examination work such as coordination, or flying squad duties etc. (maximum of 5 or 10 depending upon intensity of duty) (100% a compliance =10 points)	10
Maximum Aggregate Limit B (iv)	25

CATEGORY :II Co-curricular, Extension and professional Development Related Activities

(i) Extension and Co-Curricular & Field based Activities

(ii)

Institutional Co-curricular activities for students such as field studies/educational tours, industry-implant training and placement activity (5 point each)	10
Positions held/Leadership role played in organization linked with extension work and National service Scheme (NSS), NCC,NSO or any other similar activity (each activity 10 points)	10
Students and staff Related Cultural and Sports Programmes, campus	10
Publications (departmental level 2 points, institutional level 5 points)	
Community work such as value of national Integration, environment, Literacy, democracy, socialism, Human rights, Peace, Scientific temper, flood or, drought relief, small family norms etc (5 points each)	10
Maximum Aggregate Limit	20

(iii) Contribution to Corporate Life and Management of the Institution

Contribution to Corporate life in University/College through meeting, popular lectures, subject related events, articles in college magazine and University volumes (2 points each)	10
Institutional Governance responsibilities like, Vice principal, Dean director, Warden, Bursar, School Chairperson, IQAC Coordinator (10 point each)	10
Participation in committees concerned with any aspect of departmental or institutional management such as admission committee, campus development, library committee (5points each)	10
Responsibility for, or participation in committee for students welfare, Counseling and Discipline (5 each)	10
Organisation of Conference/Training as Chairman/Organization Secretary/Treasurer ; (a) International (10 points); national/regional (5 points) (b) As member of the organization committee (1 point each)	10
Maximum aggregate Limit	15

(iv) Professional Development related Activities

Indicators/Activities	Maximum Score
Membership in Profession related committee at state and national level a. At national level;3 points each b. At site level : 2 points each	10
Participation in subject associations, conferences, seminars without paper presentation (Each activity : 2 point)	10
Participation in short term training courses less than one week duration in educational technology, curriculum development, professional development, examination reforms, Institutional governance (each activity:5points)	10
Membership/Participation in State/ Central Bodies/Committees on Education, Research and national Development (5 each)	10
Publication of articles in newspapers, Magazines or other publications (not covered in category 3); radio talks; television programmes (1 point each)	10
Maximum Aggregate Limit	15

***** Teachers on Leave**

5. FIP holders shall have to produce an authentic certificate from appropriate authority certifying the candidates' uninterrupted and satisfactory progress of work for which he/ she has been duly engaged. In case the candidate avails earned leave/ maternity leave/ study leave/ any other leave during the period of assessment, he/ she shall have to produce necessary orders etc. from appropriate authority duly counter signed by the principal to get the benefit of API score for the period in leave. The



PBAS proforma for promotion under CAS must be filled up the college teachers in every year. The authority will verify and finalize the API scores and will keep ready for DPC, in due time.

Leave availed

Sl.No.	Type	From	To	Whether approved or not

NECESSARY INFORMATION

(1)

1) Assessment API

- (a) Assessment API for Less than 1 Year: The PBAS based on the API scores will be assessed for 1 year only with the minimum API scores. If a teacher is eligible for CAS Promotion from 14-11-2013 to 13-11-2014, API scores for one year will only be required for assessment.
- (b) Assessment API for 2 years: The PBAS based on the API scores will be assessed for 2 years only with the minimum API scales. If a teacher is eligible for CAS Promotion from 14-11-2013 to 13-11-2015, API scores for 2 years will only be required for assessment.
- (c) Assessment for full duration: The PBAS on API score will be required for assessment only with the minimum API scores category wise as mentioned in the Appendix Table.

2) Duration for Promotion:

From stage 1 to stage 2

- i) 4 years with Ph.D. (Awarded as per UGC guidelines)
- ii) 5 years with M.Phil Degree (Awarded as per UGC guideline)
- iii) 6 years regular service without Ph.D./M.Phil.
Teachers may score 10 points from either category I or category II to achieve the minimum score required under category I + II.
- iv) There must be a screening Committee for assessment of the API points in each Colleges as per UGC guideline.
- v) One OC and One RC/ Research methodology Course of 2/3 weeks duration without Ph.D.
- vi) With Ph.D. one OC.

From stage 2 to stage 3

- i) 5 years.
- ii) There must be a screening committee for assessment of the API points in each colleges as per UGC guidelines.
- iii) One Course/ Program from among the categories of Refresher Course, methodology workshops, Training- Learning Evaluation Programs, soft skills Development programs and faculty Development programs of 2/3 week duration.

From stage 3 to stage 4

- i) 3 years.
- ii) There must be a selection committee for final assessment of the marks for consideration for CAS promotion out of which the candidate must have obtained 50% of marks in the expert assessment, if, however on final assessment candidate do not either fulfill the minimum criteria under Rows III and IV of Table (A) and II (B) or obtain less than 50% in the

- expert assessment, they will be reassessed only after a minimum period of one year.
- iii) One Course/ Program from among the category methodology workshops, training, teaching-learning evaluation technology programs, soft skills development programs and faculty development programs of 1-week duration.
- iv) At least 3 publication in the entire period as Assistant Professor. However in the case of College teachers and exemption of 1 publication will be given to M.Phil holders and an exemption of 2 publications will be given to Ph.D. holder.
- v) Total marks = 100
- I) 20% - Contribution to research.
 - II) 60% - Assessment of domain knowledge and teaching practices.
 - III) 20% - Interview performance.

Minimum API scores required:

From stage 1 to stage 2

- I) Category I -75/ per year out of 125
- II) Category II-15/ per year out of 50
Minimum total average annual score under category I and II must not be less than 100 per year.
- III) Category III- average 5 point per year.
With Ph.D. (for assessment period) = 20
With M.Phil (for entire assessment period) = 25
Regular service without Ph.D., M.Phil (for entire assessment period) = 30

For stage 2 to stage 3

- I) Category I – 75/ per year out of 125.
- II) Category II – 75/ per year out of 50.
Minimum total average annual score under category I and II must not be less than 100 per year.
- III) Category III – average 10 point per assessment year.

For stage 3 to stage 4

- I) Category I : 75/ per year out of 125
- II) Category II : 15/ per year out of 50
Minimum total average annual score under category I and II must not be less than 100 per year.
- III) Category III : average 15 point per assessment year.

GOVERNMENT OF ASSAM
OFFICE OF THE **DIRECTOR OF HIGHER EDUCATION, ASSAM,**
KAHILIPARA, GUWAHATI-19.

No. DHE/CE/Misc/49/2021/113

Dated Kahilipara, the 29-01-2022

From:- Sri Dharma Kanta Mili, A.C.S.
Director of Higher Education, Assam
Kahilipara, Guwahati-19.

To, ✓
The Principal (All),
.....College

Sub: Forwarding of Govt. Office Memorandum regarding selection of Assistant Professor/Librarian.

Ref: Govt. O.M. No.AHE.239/2021/68, dated 24-01-2022.

Sir,

In inviting a reference to the subject cited above, I would like to forward herewith Govt. O.M. No. AHE.239/2021/68, dated 24-01-2022 which is self explanatory and to request you to follow the Govt. Office Memorandum while selecting new incumbent for the post of Assistant Professor and Librarian of your college.

The matter may be treated as **Most Urgent**.

Yours faithfully

✓
Director of Higher Education, Assam
Kahilipara, Guwahati-19.
Dated Kahilipara, the 29-01-2022

Memo No. DHE/CE/Misc/49/2021/113-A

Copy to:-

- 1) The Secretary to the Govt. of Assam, Higher Education Department, Dispur, Guwahati-6.
- 2) The P.S. to the Hon'ble Minister Education, Assam, Dispur, Guwahati-6, for kind appraisal of Hon'ble Minister Education, Assam.

✓
Director of Higher Education, Assam
Kahilipara, Guwahati-19.

College Establishment
29.1.2022

GOVERNMENT OF ASSAM
HIGHER EDUCATION DEPARTMENT
DISPUR:::GUWAHATI-6

No. AHE.239/2021/68

Dated Dispur, the 24th January 2022.

OFFICE MEMORANDUM

Subject : Guidelines for selection of Assistant Professor/Librarians in provincialised, Govt. and Govt. Model Colleges of Assam.

In partial modification of Govt. O.M vide No. AHE.407/2017/54, dated 25/11/2020 issued by Higher Education Department, the Government of Assam in Higher Education Department is pleased to notify the following guidelines for selection of Assistant Professors/Librarians in provincialised colleges and Govt. Model Colleges of Assam.

ELIGIBILITY QUALIFICATION :

Qualification for Direct Recruitment of Assistant Professor (Reference Clause 3.0.0/4.0.0/4.40/4.4.1 of the UGC Regulations 30th June 2010).

- (i) Good Academic record as defined by the concerned University with at least 55% marks or an equivalent grade in a point scale at the Master Degree level in a relevant subject from an Indian University or an equivalent degree from an accredited foreign University.
- (ii) Besides, the candidate must have cleared the National Eligibility Test (NET) conducted by the UGC, CSIR or similar test accredited by the UGC like SLET/SET.
- (iii) Notwithstanding, anything contained in sub clause (i) and (ii) to the clause 4.40.1, of the UGC Regulations 30th June, 2010 candidates who have a Ph.D Degree in accordance with the University Grant Commission (Minimum standards and procedure for award of Ph.D Degree Regulation, 2009) shall be exempted from the requirement of the minimum eligibility condition of NET/SLET/SET.
- (iv) NET/SLET/SET shall also not be required for such Master programmes in disciplines for which NET/SLET/SET is not conducted.
- (v) A relaxation of 5% may be provided at the graduate and Masters level for the Scheduled caste/Scheduled Tribe/ Differently-abled (Physically and visually differently-abled) categories for the purpose of eligibility. The 5% relaxation will not include any grace (clause-3.4.1)
- (vi) The period of time taken by Candidates to acquire M.Phil and /or Ph.D Degree shall not be considered as Teaching/research experience for appointment to the positions (clause-3.9.0).

SELECTION COMMITTEE (clause -5.1.0 and 5.1.4)

- (a) The selection committee for the post of Assistant Professor in Colleges including Private Colleges shall have the following composition :
 1. The Chairperson of the Governing Body of the College or his/her nominee from among the members of the Governing Body to be the Chairperson of the selection committee.
 2. The Principal of the College.
 3. Head of the Department of the concerned subject of the college.

- (11)
4. Two nominees of the Vice Chancellor of the affiliating University of whom one should be a subject expert. In case of College notified/declared as Minority Educational Institution, the Chairperson of the College will nominate two persons from a panel of five names, preferably from minority communities, recommended by the Vice Chancellor of the affiliating University from the list of subject experts suggested by the relevant statutory body of the College of whom one should be a subject expert.
 5. Two subject experts not connected with the college to be nominated by the Chairperson of the Governing Body of the college out of a panel of five names recommended by the Vice Chancellor from the list of subject experts approved by the relevant statutory body of the University concerned. In case of colleges notified/declared as minority educational institution, two subject experts not connected with the University to be nominated by the Chairperson of the Governing Body of the college out of panel of five names, preferably from minority communities, recommended by the Vice-Chancellor from the list of subject experts approved by the relevant statutory body of the College.
 6. If any of the candidates belongs to SC/ST/OBC/Minority/Women/Differently-abled categories and there is no member representing these communities in the Selection Committee, the Vice-Chancellor shall nominate an academician representing SC/ST/OBC/Minority/Women/Differently-abled categories.
- (b) To constitute the quorum for the meeting five members shall have to be present of which at least two experts from out of the three subject experts shall be present.

CONVERSION OF GRADE POINT INTO PERCENTAGE :

Conversion UGC's guidelines for standardized marking procedure of all Counts in terms of concrete marks against each item are as below:

It is hereby clarified that where the University/College/Institution declares result in grade points which are on a scale of seven, the following mechanism shall be applied by the Selection Committee for conversion of grade points to equivalent percentages.

Grade	Grade point	Percentage Equivalent
'O' Outstanding	5.50-6.00	75-100
'A'- Very good	4.50-5.49	65-74
'B'-Good	3.50-4.49	55-64
'C'- Average	2.50-3.49	45-54
'D'-Below Average	1.50-2.49	35-44
'E'-Poor	0.50-1.49	25-34
'F'-Fail	0.049	0,24

DISTRIBUTION OF MARKS: Total 100

I) Academic Record (72 marks)

i) HSLC or equivalent examination	Maximum 9 marks
ii) HSSLC or equivalent examination	Maximum 9 marks
iii) Degree	Maximum 24 marks

iv) Master Degree in the concerned subject	Maximum 30 marks
--	------------------

Marking for Academic records will be calculated as mentioned below:

Sl. No.		Candidates Score in qualifying examination				Column-5
		Column-1	Column-2	Column-3	Column-4	
1.	10 th	85% and above=9	75% to less than 85% = 8	65% to less than 75%=7	50% to less than 65%=5	Less than 50%=2
2.	12 th	85% and above=9	75% to less than 85%= 8	65% to less than 75%=7	50% to less than 65%=5	Less than 50%=2
3.	Graduation	90% and above=24	80% to less than 90%=22	65% to less than 80%=17	50% to less than 65%=12	Less than 50%=7
4.	Post Graduation	90% and above=30	80% to less than 90%=27	65% to less than 80%=22	55% (50% in case of SC/ ST/ OBC (non-creamy layer)/(PWD) to less than 65%=17	

In case of Graduation and Post-graduation, CGPA grade will be converted to marks by the formula adopted by respective University.

II. Research Contribution and Teaching Experience (22 marks)

5.	Ph.D. in the concerned subject from UGC recognized University (marks will be awarded only if a candidate has Ph.D. Degree in addition to eligibility requirement of NET/SLET/SET). Off-campus Ph.D. is not recognized as per Govt. of Assam OM No. AHE.293/2008/147 dated 09/07/2012	13 marks
6.	M.Phil./M.Tech. Degree in the concerned subject from UGC recognized university. Off campus M.Phil is not recognized.	2 marks
7.	(i) Research paper/ article in the concerned subject/domain published in journal/Research Book/Proceeding volume with ISSN/ISBN/ (0.5 marks for each publication in ISSN/ISBN documents published in UGC recognized journals subject to maximum of 2 marks.	2 marks (per paper 0.5)
	(ii) Research paper/article in concerned subject/domain published in impact factor journal existing in the database of scopus, Web of science/Web of knowledge (1 mark for each publication subject to maximum of 2 marks)	2 marks (Per paper-1)
	(iii) 0.5 marks for each chapter/article in the concerned subject published in research/textbook with ISBN subject to maximum of 1 mark (in case of textbook, the	1 mark (per article 0.5)

	relevant textbook must be approved by a competent academic authority such as University	
8.	Teaching /Library management experience in the concerned subject/domain (1 mark for each completed year of services after acquiring UGC norms in provincialised /Govt./Affiliated Degree College/Libraries of Govt. institute/Higher Secondary Classes of provincialised Schools. Subject to maximum of 2 marks). However, if the period of teaching experience is less than one year then the marks shall be reduced proportionately. In this case, a minimum of 3 (three) months teaching experience will be counted.	2 marks
EXTRA CURRICULAR ACTIVITY : 3 MARKS		
9.	NCC having 'C' certificates	1 mark
10.	Gold medal in any event of University/Youth festivals conducted by Universities having affiliated colleges (certificate must be submitted along with the application).	1 mark
11.	Representing Assam in any Olympic sports event at the National Level (certificate must be submitted along with the application).	1 mark

IV) Interaction with Selection Committee (Interview)- 3 marks.

All candidates must have proficiency in local Language.

Instruction contained in this O.M. will come into force from the date issue of the O.M.

Sd/-

(B. Nath, ACS)

Secretary to the Govt. of Assam
Higher Education Department.

Memo No. AHE.239/2021/68-A,

Dated Dispur, the 24th January.2022.

Copy to:

1. All Vice-Chancellors of Universities of Assam.
2. The Director of Higher Education, Assam, Kahilipara, Guwahati-19.
3. P.S. Hon'ble Minister, Education, Assam
4. P.S. to the Principal Secretary to the Govt. of Assam, Education Department, Dispur.
5. P.S. to Secretary to the Govt. of Assam, Higher Education Department.
6. All Registrars of Universities of Assam.

By Order etc..

W

Additional Secretary to the Govt. of Assam
Higher Education Department.

THE ASSAM NON-GOVERNMENT COLLEGE MANAGEMENT RULES

now called

The Assam Provincialised Colleges and Assam Non-Government College Management Rules, 2001

(as amended up-to-date)

To read along with the following Rules/OM/Letters: -

Govt. OM regarding constituting the structure of the Governing Body of the Colleges *vide* Govt. OM No. AHE 371/2017/22, dated **18/08/2017**

Govt. OM regarding the terms and condition that are added and modified regarding constituting the structure of the Governing Body of the Colleges *vide* Govt. OM No. AHE 331/2008/52, dated **05/11/2014**

Representative of non-teaching staff in GB: Govt. Order No. AHE 452/2013/6, dated **19/09/2013**

Public Representative as Special Invitee in GB: Govt. Order No. AHE 331/2008/51, dated **30/08/2013**

Changed structure of GB: OM No. AHE 331/2008/33, dated **09/07/2009**

Assam Non-Government College Management (Amendment) Rules, 2009, dated **18/06/2009**

Assam Non-Government College Management (Amendment) Rules, 2001, dated **16/10/2001**

Assam Non-Government College Management Rules, 2001, dated **15/06/2001**

Financial Transaction of Provincialised Colleges of Assam

DHE's Letter No. G(B)AC/95/2015/13, dated August 30, 2016

DHE's Letter No. G(B)AC/95/2015/6, dated September 17, 2015

DHE's Letter No. G(B)AC/95/2015/3, dated April 27, 2015

Compiled on: -

The 22nd August 2017

THE ASSAM NON-GOVERNMENT COLLEGE MANAGEMENT RULES
now called
**The Assam Provincialised Colleges and Assam Non-Government
College Management Rules, 2001**
(as amended up-to-date)

To read along with the following Rules/OM/Letters: -

Govt. OM regarding constituting the structure of the Governing Body of the Colleges *vide* Govt. OM No. AHE 371/2017/22; dated **18/08/2017**

Govt. OM regarding the terms and condition that are added and modified regarding constituting the structure of the Governing Body of the Colleges *vide* Govt. OM No. AHE 331/2008/52; dated **05/11/2014**

Representative of non-teaching staff in GB: Govt. Order No. AHE 452/2013/6; dated **19/09/2013**

Public Representative as Special Invitee in GB: Govt. Order No. AHE 331/2008/51; dated **30/08/2013**

Changed structure of GB: OM No. AHE 331/2008/33; dated **09/07/2009**

Assam Non-Government College Management (Amendment) Rules, 2009; dated **18/06/2009**

Assam Non-Government College Management (Amendment) Rules, 2001; dated **16/10/2001**

Assam Non-Government College Management Rules, 2001; dated **15/06/2001**

Financial Transaction of Provincialised Colleges of Assam

DHE's Letter No. G(B)AC/95/2015/13, dated August 30, 2016

DHE's Letter No. G(B)AC/95/2015/6, dated September 17, 2015

DHE's Letter No. G(B)AC/95/2015/3, dated April 27, 2015

In suppression of the Assam Aided College Management Rules 1976, except in respect of things done or omitted to be done before such suppression, the Governor of Assam is hereby pleased to make the following rules regulating the management of Non-Government Colleges in Assam, namely: -

1. Short title, application and commencement. —

- (1) These rules may be called the Assam Provincialised Colleges and¹ Assam Non-Government College Management Rules, 2001.
- (2) They shall come into force on the date of their publication in the Official Gazette.
- (3) They should be applicable to Assam Provincialised Colleges and² Non-Government Colleges in Assam affiliated by any Central or State University of Assam and in receipt of defines Grants-in-Aid or ad-hoc Grants-in-Aid, from the State Government.

2. Definitions. —

In these rules, unless there is anything repugnant³ in the subject or context,

¹ In Rule 1(1) in the title: after the words "be called the" the words "Assam Provincialised Colleges and" be added.

[Amended *vide* Rule 2(1) of the Assam Non-Government College Management (Amendment) Rules, 2009]

² In Rule 1(3) after the words "be applicable to" the words "Assam Provincialised Colleges and" be added.
[Amended *vide* Rule 2(2) of the Assam Non-Government College Management (Amendment) Rules, 2009]

³ In the first line, for the word "repugnant", word "repugnant" shall be substituted.

- (a) "College" means a Provincialised Colleges and⁴ Non-Government College;
- (b) "Constitution" means the Constitution of India;
- (c) "Director" means the Director of Higher Education, Assam;
- (d) "Governing Body" means the body constituted under Rule 3;
- (e) "Governor" means the Governor of Assam;
- (f) "Management" means the body or group of persons administering the affairs of a⁵ College including academic affairs as well as the affairs relating to the assets and liabilities of the⁶ College in fair manner within the framework of established financial and administrative principles of the State Government from time to time;
- (g) "⁷ Colleges" means colleges for imparting⁸ Higher education in the post senior Secondary⁹ courses, established and situated in Assam affiliated by any Central or State University of Assam and receive the concurrence of the State Government;
- (h) "President" means the President of the Governing Body;
- (i) "State Government" means the Government of Assam;
- (j) "Secretary" means the Secretary to the Governing Body;

3. Constitution of the Governing Body¹⁰. —

- (1)¹¹ Every¹² College affiliated to any Central or State University of Assam and duly concurred by the State Government, shall be governed by Governing Body¹³.
- (2)¹⁴ ¹⁵Composition of the Governing Body: -
 - (i) The Governing Body shall consist of: -
 - (a) One President - who shall be an eminent person from the field of

[Amended vide Rule 2 (i) of the Assam Non-Government College Management (Amendment) Rules, 2001]

⁴ In Rule 2(a) after the words "means a" the words "Provincialised Colleges and" be added.

[Amended vide Rule 3(1) of the Assam Non-Government College Management (Amendment) Rules, 2009]

⁵ In Rule 2(f) and Rule 2(g) the words "Non-Government" be deleted.

[Amended vide Rule 3(2) of the Assam Non-Government College Management (Amendment) Rules, 2009]

⁶ In Rule 2(f) and Rule 2(g) the words "Non-Government" be deleted.

[Amended vide Rule 3(2) of the Assam Non-Government College Management (Amendment) Rules, 2009]

⁷ In Rule 2(f) and Rule 2(g) the words "Non-Government" be deleted.

[Amended vide Rule 3(2) of the Assam Non-Government College Management (Amendment) Rules, 2009]

⁸ In clause (g) for the word "importing", the word "imparting" shall be substituted. [Rule: 2(ii)]

[Amended vide Rule 2(ii) of the Assam Non-Government College Management (Amendment) Rules, 2001]

⁹ In Rule 2(g) the words "Post secondary" be substituted by the words "post senior Secondary"

[Amended vide Rule 3(3) of the Assam Non-Government College Management (Amendment) Rules, 2009]

¹⁰ In the Principal Rules, in rule 3, in the heading for the word "Boy", the word "Body" shall be substituted.

[Amended vide Rule 3 of the Assam Non-Government College Management (Amendment) Rules, 2001]

¹¹ Rule 3 be numbered as 3(1).

[Amended vide Rule 4 of the Assam Non-Government College Management (Amendment) Rules, 2009]

¹² In Rule 3, the words "Non-Government" and the words "to be constituted by the Director" be deleted.

[Amended vide Rule 4 of the Assam Non-Government College Management (Amendment) Rules, 2009]

¹³ In Rule 3, the words "Non-Government" and the words "to be constituted by the Director" be deleted.

[Amended vide Rule 4 of the Assam Non-Government College Management (Amendment) Rules, 2009]

¹⁴ Rule 4 be amalgamated with Rule 3 and numbered as Rule 3(2). The number of all subsequent Rules be changed accordingly.

[Amended vide Rule 5(1) of the Assam Non-Government College Management (Amendment) Rules, 2009]

¹⁵ "Composition of the Governing Body - (1) The Governing Body shall consist of :-

(a) One President Governing Body'

[Amended vide Rule 4 of the Assam Non-Government College Management (Amendment) Rules, 2001]

Education. He shall be appointed by the Director of Higher Education and shall have a term of five years. He shall however continue beyond this period till his successor is appointed. The Director may however remove him before five years for reasons to be recorded in writing.¹⁶

- (b) One Secretary - the Principal of the college shall be the ex-officio Secretary of the Governing Body.

Provided that if circumstance so demands, the Director may nominate Vice-Principal or the senior most member from the teaching staff of the College to act as the Secretary in lieu of the Principal of the College, for a period of six months, and beyond that period with the State Government's prior approval,

- (c) The Vice-Principal - Member Ex-officio;
- (d) Two Members to be nominated by the affiliating University concerned - they shall have a term of 3 years. They shall however continue beyond this period till new persons are nominated by the University;¹⁷
- (e) Three guardians of students studying in the college as members. They shall be nominated by the Director, Higher Education. One of them shall be a lady. Their term shall be for three years or till their ward is a student of the college whichever is earlier.¹⁸
- (f) Two teachers to be elected annually by the teachers from amongst themselves for a period of one year from the date of constitution of the Governing Body.

Provided that the teachers so elected shall not be eligible for being re-elected for the third successive term.

- (g) One member from the non-teaching staff to be nominated by the Principal to be elected by the non-teaching employees of the College¹⁹ annually from the date of constitution of the Governing Body;
- (h) Except in cases where is a life member in Governing Body in pursuant to any agreement to the context, the donors providing Rs. 50,000/- or more shall elect one member among themselves to the Governing Body for a period of one year.
- (i) **Local MLA as a permanent special invitee²⁰.**

¹⁶ In Rule 4(i)(a), after the words, "one President" _____, to be recorded in writing"
[Amended vide Rule 5(2)(a) of the Assam Non-Government College Management (Amendment) Rules, 2009]

¹⁷ In Rule 4 (i) (d), after the words "the affiliating University concerned" the following words be added "they shall have a term of 3 years. They shall however continue beyond this period till new persons are nominated by the University".
[Amended vide Rule 5(2)(b) of the Assam Non-Government College Management (Amendment) Rules, 2009]

¹⁸ Rule 4(i)(e) and 4(i)(f) be deleted. They may be substituted with the following rule, numbered as Rule 4(i)(e) with changes in the numbers of the subsequent clauses. "Three guardians of students studying in the college as members. They shall be nominated by the Director, Higher Education. One of them shall be a lady. Their term shall be for three years or till their ward is a student of the college whichever is earlier".
[Amended vide Rule 5(2)(c) of the Assam Non-Government College Management (Amendment) Rules, 2009]

¹⁹ As per the existing rules in Provincialised colleges, the Principals have been empowered to nominate member of non-teaching employees to the Governing Bodies. In order to make the above process more democratic the state Govt. has decided to allow the non-teaching Employees of a particular college to elect their representative to the respective G.Bs. doing away with the existing provision of nomination by the Principal.
[Govt. letter No. AHE. 452/2013/8, dated 19/09/2013]

²⁰ State Govt. has decided that the Director of Higher Education should request all the president of the Governing Bodies of the Provincialised Colleges to invite the local MLA to participate in the Governing Body meetings as a permanent special invitee.
[Govt. letter No. AHE. 331/2000/51, dated 30/08/2013]

- (2) The minimum number of members of the Governing Body shall be ten and shall not exceed twelve thirteen²¹.
- (3) *deleted*²².
- (3) The President of Governing Bodies of Colleges shall be an eminent person from the field of Education. He shall be a non-political person. He should not have contested any election including panchayat /municipality/local bodies election or should not be an office bearer of any political party or should not have any affiliation /membership to any political party.²³
- (4) He shall be appointed by the Director of Higher Education and shall have a term of five years. He shall however continue beyond this period till his successor is appointed. The Director may however remove him any time during the term of five years for reasons to be recorded in writing.²⁴

4.²⁵ Tenure of the Governing Body. —

The Governing Body shall be a permanent authority. Its members would have tenures as provided. This would, however, not affect the permanent nature of the said body.²⁶

Provided that if the Director is satisfied at any time that a particular Governing Body is not functioning in the best public interest, the Director may suspend a Governing Body and appoint an Administrator, who shall exercise the powers of the Governing Body during the period. The Director shall record²⁷ his views with reason thereof through a speaking order for the purpose.

5. Taking over the management of a²⁸ College. —

In the event of *miss management** of the affairs of a²⁹ College, the State Government may take over the control and management of the College for a period not exceeding six months, and make arrangement for the management of the college in such manner as may be considered necessary and the arrangement so made may be extended for such further period by the State Government as may be deemed necessary.

*[to read as mismanagement]

²¹ With the inclusion of Local MLA as a permanent special invitee the maximum number of members becomes 13. [Govt. letter No. AHE. 331/2000/51, dated 30/08/2013]

²² Rule 4(3) be deleted.

[Amended vide Rule 5(2)(d) of the Assam Non-Government College Management (Amendment) Rules, 2009]

²³ In partial modification of this Deptt.'s earlier OM vide No.AHE 331/2000/33 dated 09-07-2009 and No.AHE 331/2000/52 dated 05-11-2014 the following terms and condition i.e. (3) and (4) are added with the approval of State Cabinet regarding constituting the structure of the Governing Bodies of Colleges.

[Govt. letter No. AHE. 371/2017/22, dated 18/08/2017]

²⁴ In partial modification of this Deptt.'s earlier OM vide No.AHE 331/2000/33 dated 09-07-2009 and No.AHE 331/2000/52 dated 05-11-2014 the following terms and condition i.e. (3) and (4) are added with the approval of State Cabinet regarding constituting the structure of the Governing Bodies of Colleges.

[Govt. letter No. AHE. 371/2017/22, dated 18/08/2017]

²⁵ Rule 4 be amalgamated with Rule 3 and numbered as Rule 3(2). The number of all subsequent Rules be changed accordingly.

[Amended vide Rule 5(1) of the Assam Non-Government College Management (Amendment) Rules, 2009]

²⁶ In Rule 5 the words "The term of the Governing Body shall be for a period of three years from the date of its constitution. The term may, however, be extended for another period of two years by the Director with prior approval of the State Government" be deleted. They be substituted by the words "The Governing Body shall be a permanent authority. Its members would have tenures as provided. This would, however, not affect the permanent nature of the said body".

[Amended vide Rule 6 (1) of the Assam Non-Government College Management (Amendment) Rules, 2009]

²⁷ In Rule 5 the words "dissolve the Governing Body and constitute a fresh Governing Body thereafter recortting" be deleted. They be substituted by the words "suspend a Governing Body and appoint an Administrator, who shall exercise the powers of the Governing Body during the period. The Director shall record".

[Amended vide Rule 6(2) of the Assam Non-Government College Management (Amendment) Rules, 2009]

²⁸ In Rules 6 & Rule 7 the words "non Government" be deleted.

[Amended vide Rule 7 of the Assam Non-Government College Management (Amendment) Rules, 2009]

²⁹ In Rules 6 & Rule 7 the words "non Government" be deleted.

[Amended vide Rule 7 of the Assam Non-Government College Management (Amendment) Rules, 2009]

6. Accountability of the Governing Body. —

The Governing Body, constituted under Rule 3 shall be responsible for the proper financial management, including the *upkeepment** of the assets of the³⁰ College and management of its academic affairs. The Governing Body shall see that the teachers perform their duties in classes and examination and attend the college as per norms of the University Grants Commission. A self-appraisal report regarding performance from every teacher shall be obtained annually by the Governing Body and forward the same to the Director, Higher Education for perusal.³¹ *[to read as upkeep]

7. Secretary of the Governing Body or report to the Director. —

The Secretary of the Governing Body shall be responsible to report to the Director about any deviation of financial norms and procedures or any loss of assets of the College immediately whenever it comes to his notice.

8. Restriction of some members to attend the Governing Body. —

No member of the Governing Body, being an employee of the College, shall attend any meeting of the Governing Body at which any matter relating to his pay, promotion or conduct is under discussion. But it shall be open to the President to call him for making any statement or representation on the subject but shall have to leave the meeting after doing so, when decision is to be taken.

09. Restriction of some members to enter into contract for works of the College. —

No member of a Governing Body shall enter into any contract for work, supply of materials or for any sale or purchase with the Governing Body.

10. Disqualifications. —

Any member, who absents himself for more than 4(four) consecutive meeting of the Governing Body, without informing the President, shall cease to be a member of the Governing Body and the Secretary shall report the fact to the Director for record. Further, the nomination of member of the Governing Body shall be void owing to any of the following grounds: -

- (i) if he becomes insolvent;
- (ii) if by reasons of physical or moral turpitude he *becomes** incapable of acting as such; *[to read as becomes]
- (iii) on death or resignation;
- (iv) on his being convicted of a criminal offence involving moral turpitude.

11. Vacancy in the Governing Body. —

- (i) Any occurrence of vacancy in the Governing Body shall be reported by the

³⁰ In Rules 6 & Rule 7 the words "non Government" be deleted
[Amended vide Rule 7 of the Assam Non-Government College Management (Amendment) Rules, 2009]

³¹ In the Principal Rules, in rule 7, after the existing provisions, the following shall be inserted, namely: -
"The Governing Body shall see that the teachers perform their duties in classes and examination and attend the college as per norms of the University Grants Commission. A self-appraisal report regarding performance from every teacher shall be obtained annually by the Governing Body and forward the same to the Director, Higher Education for perusal"
[Amended vide Rule 5 of the Assam Non-Government College Management (Amendment) Rules, 2001]

Secretary forthwith to the appropriate authority as stated in Rule 3³² who shall thereupon take steps to fill up such vacancy in the manner in which it was originally filled up.

- (ii) No act or proceedings of the Governing Body shall be invalid merely because of any vacancy of its members.

12. Meeting of the Governing Body. —

- (1) The Governing Body shall meet at least once in every four³³ months, but it may meet at shorter interval also, if circumstance so demands and the President of the Governing Body is satisfied that such meeting is necessary.
- (2) A meeting of the Governing Body shall be called by the Secretary with prior³⁴ consent of the President, if it is not a requisitioned meeting by the 2/3 (two-third) members of the Governing Body, with not less than 7 (seven) days³ notice.
- (3) The notice of a meeting shall set forth the business to be transacted at the meeting and no business other than so stated shall be transacted, except with the consent of *three-fourth*** of the members present. **[to read as three-fourth]*
- (4) Except any emergency meeting, which shall be so notified, all meetings of Governing Body shall be held in the College premises.

13. Proceedings of the meeting of the Governing Body. —

- (1) The minutes of the proceedings of the meeting shall be recorded in the 'Proceedings Book' by the Secretary and signed by all the members present.
- (2) If any note of dissent is given by any member it shall be recorded in the Proceedings-Book.
- (3) All records of the Governing Body shall be kept in the College Office and the Head of the College shall be responsible to preserve all such records properly and safely.

14. Presiding over the meeting. —

The meeting of the Governing Body shall be presided over by the President and in the absence of the President, the other members present may select or elect one of them to *presided*** over the meeting.³⁵ **[to read as preside]*

³² In Rule 12(i) the word "Director" be deleted. It shall be substituted by the following words "appropriate authority as stated in Rule 3"

[Amended vide Rule 8 of the Assam Non-Government College Management (Amendment) Rules, 2009]

³³ In the Principal Rules, in rule 13, in sub - rule (1), in the first line, for the word "Six", the word "four" shall be substituted; [Amended vide Rule 6(i) of the Assam Non-Government College Management (Amendment) Rules, 2001]

³⁴ In the Principal Rules, in rule 13, in sub-rule (2), in the second line, for the word "the" occurs between the word "with" and "consent", the word "Prior" shall be substituted.

[Amended vide Rule 6(ii) of the Assam Non-Government College Management (Amendment) Rules, 2001]

³⁵ In the Principal Rules, in rule 15, for the existing provision, the following shall be substituted, namely: -

'15. Presiding over the meeting: - The meeting of the Governing Body shall be presided over by the President and in the absence of the President, the other members present may select or elect one of them to presided over the meeting'.

[Amended vide Rule 7(ii) of the Assam Non-Government College Management (Amendment) Rules, 2001]

15. Quorum. —

At least seven members of the Governing Body shall form a quorum of the meeting.³⁶

16. Secretary to make correspondence. —

Under the direction of the Governing Body, the Secretary shall make all correspondence with the appropriate authority on behalf of the Governing Body.

Provided that no correspondence shall be made direct to the State Government, but it, however, can be addressed through the Director.

17. Governing Body to obtain prior approval of the Director in certain matters. —

The minutes of the proceeding of the Governing Body meeting shall be sent to the Director and the concerned affiliating University. Government shall be the Appellate Authority/Forum in case of grievances^{37 38}.

Provided that so far as Non-Government Colleges are concerned, who are not brought under deficit system of grants-in-aid,³⁹ the Governing Bodies are not required to send the proceeding of the meeting to the Director but it will be open for the Director to call for the proceedings if any complaint is received against the Governing Body and any direction given by the Director on it shall be final and binding on the Governing Body of the College.

18. Duties of the Governing Body. —

In general, the following are earmarked as duties of a Governing Body in respect of Colleges: -⁴⁰

- (i) to undertake financial management of the College, to utilise the Grants-in-Aid received from the State Government, University Grants Commission and any fund collected as authorised subscriptions and fund received as fees from the students for the academic purpose of the Colleges, including payment of salary etc. to the Teaching and non-teaching staff of the College;
- (ii) to arrange for the maintenance of the College building, furniture and equipment as required, including playground, auditorium, libraries etc.;
- (iii) to grant leave to the teaching and non-teaching staff subject to the existing leave rules to grant leave, other than casual leave and arrangement made to fill up the vacancies, should be reported to Director and to concerned affiliating University;
- (iv) to appoint persons in connection with the affairs of the College against the post

³⁶ In the Principal Rules, in rule 16, for the existing provisions, the following shall be substituted, namely: -
"16. Quorum - At least seven members of the Governing Body shall form a quorum of the meeting."

[Amended vide Rule 8 of the Assam Non-Government College Management (Amendment) Rules, 2001]

³⁷ In the Principal Rules, in rule 18- In the first paragraph, for the letters, words, figure and brackets "Rs. 50,000/- (Fifty thousand)", the following letters, words, figure and brackets shall be substituted, namely: - "Rs. 1,00,000/- (One lakh)".
[Amended vide Rule 9(i) of the Assam Non-Government College Management (Amendment) Rules, 2001]

³⁸ In Rule 18 the words "No final decision regarding appointment, promotion, suspension, termination, removal or dismissal of teaching & non-teaching staff including that of the Principal or any construction works involving Rs. 1,00,000/- (Rupees One Lakh) or more shall be undertaken by the Governing Body without prior approval of the Director" be deleted and "Government shall be the Appellate Authority/Forum in case of grievances" be added.
[Amended vide Rule 9 of the Assam Non-Government College Management (Amendment) Rules, 2009]

³⁹ In the Principal Rules, in rule 18- In the Provision, in the first line, after the word "Concerned" and before the words "the Governing Bodies" the following shall be instead, namely: - "Who are not brought under deficit system of grants-in-aid".
[Amended vide Rule 9(ii) of the Assam Non-Government College Management (Amendment) Rules, 2001]

⁴⁰ In the first line of Rule 19 the words "Non-Governing" and the words "receiving deficit Grants-in-aid" be deleted.
[Amended vide Rule 10(1) of the Assam Non-Government College Management (Amendment) Rules, 2009]

or posts so sanctioned by the State Govt, with scrupulous compliance of the University Grants Commission guidelines and State Government instructions and policies.⁴¹

- (v) to arrange for half-yearly internal audit for all College funds and verification of stocks, furniture and other assets;
- (vi) to submit annual audited accounts preferably audited by a Chartered Accountant latest by thirtieth June of every year, in respect of the proceeding financial year;
- (vii) to reply to audit objections or inspection notes on the Accounts of the College audited or inspected by the Inspector / Auditor of the Education Department / Director of Local Audit, Assam and the Accountant General, Assam;
- (viii) to submit annual report with statistics in respect of the enrolment of students stream-wise, subject-wise, result, teaching days held, performance of Lecturers in an academic session, to the Director and to the affiliating University concerned;
- (ix) to oversee the functioning of the disbursing officer in disbursing the stipend / scholarship sanctioned to the students in time, as well as to strive for preservation of an excellent academic standard of the College;
- (x) except scholarship money and students* union fund all other funds of the College shall be jointly operated by the Secretary and the President, where the President is not willing to operate the funds jointly, the Governing Body may appoint one Treasurer from amongst the members for the purpose of joint operation of the College funds.⁴² *[to read as student's]
- (xi) with the approval of the Governing Body, the Secretary shall utilise the grants for the purpose for which it is sanctioned and submit the Utilisation Certificate to the concerned sanctioning authority in time, with intimation to the Director;
- (xii) the Secretary shall disburse the deficit Grants-in-Aid sanctioned by the Director towards the salary of teaching and non-teaching sanctioned staff of the College within a week from the date of the receipt of the grants;
- (xiii) if any excess amount of Grants-in-Aid sanctioned towards the salary the excess amount shall be refunded to the Director by the Secretary immediately.
- (xiv) To decide on the quantum of tuition fee and any other fund to be charged from the students.⁴³

19. Grounds of suspension of Grants-in-Aid. —

Failure of submission of annual accounts, report duly signed by the President and the Secretary of Governing Body in respect of preceding financial year, may attract

⁴¹ In the Principal rules, in rule 19, in clause (iv), for the existing provisions, the following shall be substituted, namely: - "(iv) to appoint persons in connection with the affairs of the College against the post or posts so sanctioned by the State Govt, with scrupulous compliance of the University Grants Commission guidelines and State Government instructions and policies." [Amended vide Rule 10(i) of the Assam Non-Government College Management (Amendment) Rules, 2001]

⁴² In the Principal rules, in rule 19, for clause (x), the following shall be substituted, namely: - "(x) except scholarship money and students union fund all other funds of the College shall be jointly operated by the Secretary and the President, where the President is not willing to operate the funds jointly, the Governing Body may appoint one Treasurer from amongst the members for the purpose of joint operation of the College funds" [Amended vide Rule 10(ii) of the Assam Non-Government College Management (Amendment) Rules, 2001]

⁴³ The following new clause in Rule 19 be inserted as Rule 19 (xiv) - "(xiv) To decide on the quantum of tuition fee and any other fund to be charged from the students" [Amended vide Rule 10(2) of the Assam Non-Government College Management (Amendment) Rules, 2009]

stoppage of Grants-in-Aid by Director *suo-moto*, after the expiry of 30th June, every year:

Provided that on failure in respect of maintenance of a consistent academic achievement by a particular Non-Government College as a whole or a failure to abide by the Government guidelines issued from time to time, the State Government may instruct the Director to suspend Grants-in-Aid with 30 days prior notice.

20. Other functions of the Governing Body. —

The Governing Body is authorised: -

- (i) to determine the general scheme of the studies of the College, subject to approval of the affiliating University concerned provided that there is no financial liability for Government; ⁴⁴
- (ii) to consider and initiate projects for improvement of the College, including prohibitions of taking private tuition by the teaching staff;
- (iii) to deal with the discipline and conduct of the teaching and non-teaching staff of the College;
- (iv) to grant fee remission under rules; ⁴⁵
- (v) to deal with the academic calendar within the norms of University Grants Commission and to compel scrupulous compliance of the guidelines in respect of working days and holding of Classes, Examination ⁴⁶ etc. and
- (vi) to ensure that all the duties regarding teaching and examination, co-curricular and extra - curricular activities are duly performed by the teachers of the college. ⁴⁷

21. Submission of Annual Account: -

The Secretary of the Government Body shall ensure submission of Audited Annual Accounts and Annual Administration Report to the Director.

22. Interpretation: -

If any question arises relating to the interpretation of these Rules the decision of the State Government shall be final.

@@@@@

⁴⁴ In rule 21 (i) the words "as well as the State Government to be obtained through the Director with regards to the inclusion of additional subjects, introduction of major course and any existing subject or opening of new faculty and creation of additional post" be deleted and the following words be added after the words "affiliating University concerned" "provided that there is no financial liability for Government".
[Amended vide Rule 11(1) of the Assam Non-Government College Management (Amendment) Rules, 2009]

⁴⁵ In Rule (iv) the words "Prescribed by the State Government or with the approval of Director" be deleted.
[Amended vide Rule 11(2) of the Assam Non-Government College Management (Amendment) Rules, 2009]

⁴⁶ In the principal Rules, in rule 21, in clause (v) in the last line, after the words "Classes" the word "Examination" shall be inserted.
[Amended vide Rule 11(i) of the Assam Non-Government College Management (Amendment) Rules, 2001]

⁴⁷ In the principal Rules, in rule 21, after clause (v) the following new clause (vi) shall be inserted, namely - "(vi) to ensure that all the duties regarding teaching and examination, co-curricular and extra - curricular activities are duly performed by the teachers of the college".
[Amended vide Rule 11(ii) of the Assam Non-Government College Management (Amendment) Rules, 2001]

অসম



ৰাজপত্ৰ

सत्यमेव जयते

THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃত্বৰ দ্বাৰা প্ৰকাশিত

PUBLISHED BY AUTHORITY

নং 118 দিশপুৰ, শনিবাৰ, 16 জুন, 2001, 26 জ্যৈষ্ঠ 1923 (শক)
No. 118 Dispur, Saturday, 16th June, 2001, 26th Jyaistha, 1923 (S.E.)

GOVERNMENT OF ASSAM

ORDERS BY THE GOVERNOR

EDUCATION (HIGHER) DEPARTMENT

NOTIFICATION

The 15th June, 2001

No.B(2)H-94/2001/4.--In suppression of the Assam Aided College Management Rules 1976, except in respect of things done or omitted to be done before such suppression, the Governor of Assam is hereby pleased to make the following rules regulating the management of Non-Government Colleges in Assam, namely :-

1. Short title, application and commencement :-

- (1) These rules may be called the Assam Non-Government College Management Rules, 2001.
- (2) They shall come into force on the date of their publication in the Official Gazette.
- (3) They shall be applicable to Non-Government Colleges in Assam affiliated by any Central or State University of Assam and in receipt of defines Grants-in-Aid or ad-hoc Grants-in- Aid, from the State Government.

2. Definitions.— In these rules, unless there is anything repugnant in the subject or context :

- (a) "College" means a Non-Government College ;
- (b) "Constitution" means the Constitution of India ;
- (c) "Director" means the Director of Higher Education, Assam ;
- (d) "Governing Body" means the body constituted under rule 3 ;
- (e) "Governor" means the Governor of Assam ;
- (f) "Management" means the body or group of persons administering the affairs of a Non-Government College including academic affairs as well as the affairs relating to the assets and liabilities of the Non-Government College in fair manner within the framework of established financial and administrative principles of the State Government from time to time ;
- (g) "Non-Government Colleges" means colleges for importing Higher education in the Post-secondary courses, established and situated in Assam affiliated by any Central or State University of Assam and receive the concurrence of the State Government ;
- (h) "President" means the President of the Governing Body ;
- (i) "State Government" means the Government of Assam ;
- (j) "Secretary" means the Secretary to the Governing Body ;

3. Constitution of the Governing Body :-

Every Non-Government College affiliated to any Central or State University of Assam and duly concurred by the State Government, shall be governed by Governing Body to be constituted by the Director.

4. Composition of the Governing Body :-

(1) The Governing Body shall consist of :-

(a) One President ;

(b) One Secretary, the Principal of the College shall be the ex-officio Secretary of the Governing Body ;

Provided that if circumstance so demands, the Director may nominate any person from the teaching staff of the college to act as the Secretary in lieu of the Principal of the College, for a period of six months and beyond that period with the State Government's prior approval.

(c) The Vice-Principal-Member-Ex-Officio ;

(d) Two members to be nominated by the affiliating University concerned ;

(e) One member to be nominated by the Director from the field of Education ;

(f) One woman member to be nominated by the Director ;

(g) One member to be nominated by the Director from the Backward Classes ;

(h) Local Deputy Commissioner or his representative may be included as a member ;

(i) Other members as may be nominated by the Director in which the local member of the Legislative Assembly and the Chairman, Zila Parishad may be included ;

(j) The Governing Body shall co-opt one member from amongst the Teaching and Non-Teaching Staff of the College on the submission of three persons panel by the Principal. However, they shall have no voting right during discussion of service matters which concern them.

(2) The minimum number of members of the Governing Body shall be ten and shall not exceed twelve.

(3) Whenever the Governing Body is constituted, the Director of Higher Education shall nominate one member to be the President of the Governing Body.

5. Tenure of the Governing Body :-

The tenure of the Governing Body shall be for a period of three years

from the date of its constitution. The term may, however, be extended for another period of two years by the Director with the prior approval of the State Government :

Provided that if the Director is satisfied at any time that a particular Governing Body is not functioning in the best public interest, the Director may dissolve the Governing Body and constitute a fresh Governing Body thereafter recording his views with reason thereof through a speaking order for the purpose.

6. Taking over the management of a Non-Government College.--In the event of mismanagement of the affairs of a Non-Government College, the State Government may take over the control and management of the College for a period not exceeding six months, and make arrangement for the management of the college in such manner as may be considered necessary and the arrangement so made may be extended for such further period by the State Government as may be deemed necessary.

7. Accountability of the Governing Body -- The Governing Body, constituted under Rule 3 shall be responsible for the proper financial management, including the upkeepment of the assets of the Non-Government College and management of its academic affairs.

8. Secretary of the Governing Body or report to the Director -- The Secretary of the Governing Body shall be responsible to report to the Director about any deviation of financial norms and procedures or any loss of assets of the College immediately whenever it comes to his notice.

9. Restriction of some members to attend the Governing Body -- No member of the Governing Body, being an employee of the College, shall attend any meeting of the Governing Body at which any matter relating to his pay, promotion or conduct is under discussion. But it shall be open to the President to call him for making any statement or representation on the subject but shall have to leave the meeting after doing so, when decision is to be taken.

10. Restriction of some members to enter into contract for works of the College -- No member of a Governing Body shall enter into any contract for work, supply of materials or for any sale or purchase with the Governing Body.

11. Disqualifications -- Any member, who absents himself for more than 4(four) consecutive meeting of the Governing Body, without informing the President, shall cease to be a member of the Governing Body and the Secretary shall report the fact to the Director for record. Further, the nomination of member of the Governing Body shall be void owing to any of the following grounds :-

- (i) if he becomes insolvent;
- (ii) if by reasons of physical or moral turpitude he becomes incapable of acting as such;
- (iii) on death or resignation;
- (iv) on his being convicted of a criminal offence involving moral turpitude.

12. Vacancy in the Governing Body :-

- (1) Any occurrence of vacancy in the Governing Body shall be reported by the Secretary forthwith to the Director who shall thereupon take steps to fill up such vacancy in the manner in which it was originally filled up.
- (2) No act or proceedings of the Governing Body shall be invalid merely because of any vacancy of its members.

13. Meeting of the Governing Body :-

- (1) The Governing Body shall meet at least once in every six months, but it may meet at shorter interval also, if circumstance so demands and the President of the Governing Body is satisfied that such meeting is necessary.
- (2) A meeting of the Governing Body shall be called by the Secretary with the consent of the President, if it is not a requisitioned meeting by the $\frac{2}{3}$ (two-third) members of the Governing Body, with not less than 7 (seven) days' notice.
- (3) The notice of a meeting shall set forth the business to be transacted at the meeting and no business other than so stated shall be transacted, except with the consent of three-fourth of the members present.
- (4) Except any emergency meeting, which shall be so notified, all meetings of Governing Body shall be held in the College premises.

14. Proceedings of the meeting of the Governing Body :-

- (1) The minutes of the proceedings of the meeting shall be recorded in the 'Proceedings Book' by the Secretary and signed by all the members present.
- (2) If any note of dissent is given by any member it shall be recorded in the Proceedings-Book.
- (3) All records of the Governing Body shall be kept in the College Office and the Head of the College shall be responsible to preserve all such records properly and safely.

15. Presiding over the meeting.-- All the meeting of the Governing Body shall be presided over by the President and in the absence of the President, the other members present may select or elect one of them to preside over the meeting already notified and approved before-hand by the President.

16. Quorum.-- At least six members of the Governing Body, excluding the Co-opted member, shall form a quorum of the meeting.

17. Secretary to make correspondence.-- Under the direction of the Governing Body, the Secretary shall make all correspondence with the appropriate authority on behalf of the Governing Body :

Provided that no correspondence shall be made direct to the State Government, but it, however, can be addressed through the Director.

18. Governing Body to obtain prior approval of the Director in certain matters.-- The minutes of the proceeding of the Governing Body meeting shall be sent to the Director and the concerned affiliating University. No final decision regarding appointment, promotion, suspension, termination, removal or dismissal of teaching or non-teaching staff including that of the Principal of any construction works involving Rs.50,000/- (Fifty thousand) or more shall be undertaken by the Governing Body without the prior approved of the Director :

Provided that so far as Non-Government Colleges are concerned, the Governing Bodies are not required to send the proceedings of the meeting to the Director but it will be open for the Director to call for the proceedings if any complaint is received against the Governing Body and any direction given by the Director on it shall be final and binding on the Governing Body of the College.

19. Duties of the Governing Body :-

In general the following are earmarked as duties of a Governing Body in respect of Non-Governing Colleges receiving deficit Grants-in-Aid :-

- (i) to undertake financial management of the College, to utilise the Grants-in-Aid received from the State Government, University Grants Commission and any fund collected as authorised subscriptions and fund received as fees from the students for the academic purpose of the Colleges, including payment of salary etc.

to the Teaching and non-teaching staff of the College ;

- (ii) to arrange for the maintenance of the College building, furniture and equipment as required, including playground, auditorium, libraries etc. ;
- (iii) to grant leave to the teaching and non-teaching staff subject to the existing leave rules to grant leave, other than casual leave and arrangement made to fill up the vacancies, should be reported to Director and to concerned affiliating University ;
- (iv) to appoint persons in connection with the affairs of the College against the post or posts so sanctioned by the State Government with scrupulous compliance of the Reservation Policy under 20 points Roster of the State Government ;
- (v) to arrange for half-yearly internal audit for all college funds and verification of stocks, furniture and other assets ;
- (vi) to submit annual audited accounts preferably audited by a Chartered Accountant latest by thirtieth June of every year, in respect of the proceeding financial year ;
- (vii) to reply to audit objections or inspection notes on the Accounts of the College audited or inspected by the Inspector/Auditor of the Education Department/Director of Local Audit, Assam and the Accountant General, Assam ;
- (viii) to submit annual report with statistics in respect of the enrolment of students stream-wise, subject-wise, result, teaching days held, performance of Lecturers in an academic session, to the Director and to the affiliating University concerned ;
- (ix) to oversee the functioning of the disbursing officer in disbursing the stipend/scholarship sanctioned to the students in time, as well as to strive for preservation of an excellent academic standard of the College ;
- (x) on behalf of the Governing Body the Secretary shall receive and grow the grants sanctioned by the State Government and by the Government of India and University Grants Commission from

time to time ;

- (xi) with the approval of the Governing Body, the Secretary shall utilise the grants for the purpose for which it is sanctioned and submit the Utilisation Certificate to the concerned sanctioning authority in time, with intimation to the Director ;
- (xii) the Secretary shall disburse the deficit Grants-in-Aid sanctioned by the Director towards the salary of teaching and non-teaching sanctioned staff of the College within a week from the date of the receipt of the grants;
- (xiii) if any excess amount of Grants-in-Aid sanctioned towards the salary the excess amount shall be refunded to the Director by the Secretary immediately.

20. Grounds of suspension of Grants-in-Aid.-- Failure of submission of annual accounts, report duly signed by the President and the secretary of Governing Body in respect of preceeding financial year, may attract stoppage of Grants-in-Aid by Director suomoto, after the expiry of 30th June, every year :

Provided that on failure in respect of maintenance of a consistent academic achievements by a particular Non-Government College as a whole or a failure to abide by the Government guidelines issued from time to time, the State Government may instruct the Director to suspend Grants-in-Aid with 30 days prior notice.

21. Other functions of the Governing Body.-- The Governing Body is authorised :-

- (i) to determine the general scheme of the studies of the College, subject to approval of the affiliating University concerned as well as the State Government, to be obtained through the Director with regards to the inclusion of additional subjects, introduction of Major Course in any existing subject or opening of new faculty and creation of additional posts ;
- (ii) to consider and initiate projects for improvement of the College, including prohibitions of taking private tuition by the teaching staff ;

- (iii) to deal with the discipline and conduct of the teaching and non-teaching staff of the College;
- (iv) to grant fee remission under rules prescribed by the State Government or with the approval of the Director; and
- (v) to deal with the academic calendar within the norms of University Grants Commission and to compel scrupulous compliance of the guidelines in respect of working days and holding of Classes etc.

22. Submission of Annual Account.— The Secretary of the Government Body shall ensure submission of Audited Annual Accounts and Annual Administration Report to the Director.

23. Interpretation.— If any question arises relating to the interpretation of these Rules, the decision of the State Government shall be final.

ANURAG BHATNAGAR,
Commissioner & Secretary to the Govt. of Assam,
Education (Higher) Department.

GOVT. OF ASSAM
EDUCATION (HIGHER) DEPARTMENT: DISPUR

ORDERS BY THE GOVERNOR OF ASSAM
NOTIFICATION

Dated Dispur, the 16th Oct/2001.

NO. B(2)H 294/2000/39 The Governor of Assam is hereby pleased to make the following rules to amend the Assam Non-Government College Management Rules, 2001, hereinafter referred to as the Principal Rules, namely :-

- | | |
|-------------------------------------|---|
| Short title extent and Commencement | 1.(1) These rules may be called the Assam Non-Government College Management (Amendment) Rules, 2001.
(2) It shall have the like extent as the Principal Rules.
(3) They shall come into force on the date of their publication in the official Gazette. |
| Amendment of Rule 2 | 2. In the Principal Rules, in Rule 2
i) In the first line, for the word "repugnant", word "repugnant" shall be substituted;
ii) In clause (g) for the word "imparting", the word "imparting" shall be substituted. |
| Amendment of Rule 3 | 3. In the Principal Rules, in rule 3, in the heading for the word "Boy", the word "Body" shall be substituted. |
| Substitution of rule 4 | 4. In the Principal Rules, in rule 4, for the existing provisions, the following shall be substituted, namely :-
" 4. Composition of the Governing Body :-
(1) The Governing Body shall consist of :-
a) One President ;
b) One Secretary, the Principal of the College shall be the ex-officio Secretary of the Governing Body.
Provided that if circumstance so demands, the Director may nominate Vice-Principal or the seniormost member from the teaching staff of the College to act as the Secretary in lieu of the Principal of the College, for a period of six months, and beyond that period with the State Government's prior approval ; |

contd. 2/-

- c) The Vice-Principal - Member- Ex-officio;
- d) Two members to be nominated by the affiliating University concerned ;
- e) Two members to be nominated by the Director from the field of education, out of which one should be from the guardians;
- f) One woman member to be nominated by the Director, provided that there is no woman member in the Governing Body;
- g) Two teachers to be elected annually by the teachers from amongst themselves for a period of one year from the date of constitution of the Governing Body :

Provided that the teachers so elected shall not be eligible for being re-elected for the third successive term.

- h) One member from the non-teaching staff to be nominated by the Principal annually from the date of constitution of the Governing Body ;

1) Except in cases where there is a life member in Governing Body in pursuant to any agreement to the context, the donors providing a. 50,000/- or more shall elect one member among themselves to the Governing Body for a period of one year.

2) The minimum number of members of the Governing Body shall be ten and shall not exceed twelve.

3) Whenever the Governing Body is constituted the Director of Higher Education shall nominate one member to be the President of the Governing Body" .

Insertion in rule 7 5. In the Principal Rules, in rule 7 ,after the existing provisions, the following shall be inserted, namely :-

" The Governing Body shall see that the teachers perform their duties in classes and examination and attend the college as per norms of the University Grants Commission. A self appraisal report regarding performance from every teacher shall be obtained annually by the Governing Body and forward the same to the Director, Higher Education for perusal ".

Amendment to § Rule 13

6. In the Principal Rules, in rule 13,
1) in sub- rule (1), in the first line, for the word "six" ,the word " four" shall be substituted;
ii) In sub-rule (2), in the second line, for the word "the" occur between the word "With" and "consent" ,the word " prior" shall be substituted.

Substitution
of Rule 15

7. In the principal Rules, in rule 15, for the existing provision, the following shall be substituted, namely :-

" 15. Presiding over the meeting - The next meeting of the Governing Body shall be presided over by the President and in the absence of the President, the other members present may select or elect one of them to preside over the meeting".

Substitution
of Rule 16

8. In the principal Rules, in rule 16, for the existing provisions, the following shall be substituted, namely :-

"16. Quorum. - At least seven members of the Governing Body shall form a quorum of the meeting."

Amendment
of rule 18

9. In the principal Rules, in rule 18, -

i) in the first paragraph, for the letters, words, figure and brackets " Rs. 50,000/- (Fifty thousand)", the following letters, words, figure and brackets shall be substituted, namely :-

" Rs. 1,00000/- (one lakh)";

ii) in the proviso, in the first line, after the word " concerned" and before the words " the Governing Bodies", the following shall be inserted, namely :-

" who are not brought under deficit system of grants-in-aid".

Amendment
of Rule 19

10. In the principal rules, in rule 19, -

i) in clause (iv), for the existing provisions, the following shall be substituted, namely :-

"(iv) to appoint persons in connection with the affairs of the College against the post or posts as sanctioned by the State Govt. with scrupulous compliance of the University Grants Commission guidelines and State Government instructions and policies;"

ii) For clause (x), the following shall be substituted, namely :-

x) except scholarship money and students' union fund all other funds of the College shall be jointly operated by the Secretary and the President, where the President is not willing to operate the funds jointly, the

"Governing Body may appoint one Treasurer from amongst the members for the purpose of joint operation of the College funds".

Amendment
of Rule 21

11. In the Principal Rules, in rule 21,
i) In clause (v) In the last line, after the words " classes " the word " Examination " shall be inserted ;
ii) After clause (v) the following new clause vi) Shall be inserted, namely -
"(iv) to ensure that all the duties regarding teaching and examination, co-curricular and extra-curricular activities are duly performed by the teachers of the College".

Sd/-(P.C.Sharma),

Commissioner & Secy. to the Govt.
of Assam, Education Department-

Memo NO B(2)H 294/2000/39 A Dated Kakhilpara Dispur, the 16th Oct/2001.

Copy to :-

1. The Director, Assam, Govt. Press, Bamunimaidam, Guwahati -21. He is requested to publish the above notification in the next issue of Assam Gazette and to send 500 (five hundred) copies to this Deptt. after publication.
2. The Director, Higher Education, Assam, Kakhilpara, Guwahati -19.
for necessary action.

By order etc.

Sd/- illegible.

Dy. Secretary to the Govt. of Assam,
Education (H) Deptt.



THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃত্বৰ দ্বাৰা প্ৰকাশিত

PUBLISHED BY THE AUTHORITY

নং 179 দিশপুৰ, বৃহস্পতিবাৰ, 18 জুন, 2009, 28 জ্যৈষ্ঠ, 1931 (শক)

No.179 Dispur, Thursday, 18th June, 2009, 28th Jyaishta, 1931 (S.F.)

GOVERNMENT OF ASSAM
ORDERS BY THE GOVERNOR
EDUCATION (HIGHER) DEPARTMENT

NOTIFICATION

The 18th June, 2009

No.AHE.331/2008/26.— In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Assam is hereby pleased to make the following rules further to amend the "Assam Non-Government College Management Rule, 2001" hereinafter referred to as the Principal Rules, namely:

- | | |
|--|---|
| 1. Short title, extent and Commencement. | 1. (1) These Rules may be called the Assam Non-Government College Management (Amendment) Rules, 2009.
(2) They shall come into force on the date of their publication in the Official Gazette.
(3) They shall have extent as the Principal Rules. |
| 2. Amendment of Rule 1. | 1. In Rule 1(i) in the title, after the words "be called the" the words "Assam Provincialised Colleges and" be added.
2. In Rule 1(3) after the words "be applicable to" the words "Assam Provincialised Colleges and" be added. |
| 3. Amendment of Rule 2. | 1. In Rule 2(a) after the words "means a" the words "Provincialised College and" be added.
2. In Rule 2(f) and Rule 2(g) the words "Non-Government" be deleted.
3. In Rule 2(g) the words "Post secondary" be substituted by the words "post senior Secondary". |

4. Amendment of Rule 3. In Rule 3, the words "Non-Government" and the words "to be constituted by the Director" be deleted, Rule 3 be numbered as 3 (1).
5. Amendment of Rule 4.
1. Rule 4 be amalgamated with Rule 3 and numbered as Rule 3 (2). The number of all subsequent Rules be changed accordingly.
 2. (a) In Rule 4(i) (a), after the words "one President" the following words be added "who shall be an eminent person from the field of Education. He shall be appointed by the Director of Higher Education and shall have a term of five years. He shall however continue beyond this period till his successor is appointed. The Director may however remove him before five years for reasons to be recorded in writing".
 - (b) In Rule 4 (i) (d), after the words "the affiliating University concerned" the following words be added "they shall have a term of 3 years. They shall however continue beyond this period till new persons are nominated by the University".
 - (c) Rule 4 (i) (e) and 4 (i) (f) be deleted. They may be substituted with the following rule, numbered as Rule 4 (i) (e) with changes in the numbers of the subsequent clauses "Three guardians of students studying in the college as members. They shall be nominated by the Director, Higher Education. One of them shall be a lady. Their term shall be for three years or till their ward is a student of the college whichever is earlier".
 - (d) Rule 4(3) be deleted.
6. Amendment of Rule 5.
1. In Rule 5 the words "The term of the Governing Body shall be for a period of three years from the date of its constitution. The term may, however, be extended for another period of two years by the Director with prior approval of the State Government" be deleted. They be substituted by the words "The Governing Body shall be a permanent authority. Its members would have tenures as provided. This would, however, not affect the permanent nature of the said body".
 2. In Rule 5 the words "dissolve the Governing Body and constitute a fresh Governing Body thereafter recording" be deleted. They be substituted by the words "suspend a Governing Body and appoint an Administrator, who shall exercise the powers of the Governing Body during the period. The Director shall record".
7. Amendment of Rule 6 & 7.
- In Rules 6 & Rule 7 the words "non Government" be deleted.
8. Amendment of Rule 12.
- In Rule 12 (i) the word "Director" be deleted. It shall be substituted by the following words " appropriate authority as stated in Rule 3".
9. Amendment of Rule 18.
- In Rule 18 the words "No final decision regarding appointment, promotion, suspension, termination, removal or dismissal of teaching & non-teaching staff including that of the Principal or any construction works involving Rs. 1,00,000/- (Rupees One Lakh) or more shall be undertaken by the Governing Body without the prior approval of the Director" be deleted and "Government shall be the Appellate Authority/Forum in case of grievances" be added.

10. Amendment of Rule 19.
1. In the first line of Rule 19 the words "Non Governing" and the words "receiving deficit Grants-in-aid" be deleted.
 2. The following new clause in Rule 19 be inserted as Rule 19 (xiv) :-
" (xiv). To decide on the quantum of tuition fee and any other fund to be charged from the students".
11. Amendment of Rule 21.
1. In rule 21 (i) the words "as well as the State Government to be obtained through the Director with regards to the inclusion of additional subjects, introduction of major course and any existing subject or opening of new faculty and creation of additional post" be deleted and the following words be added after the words "affiliating University concerned" "provided that there is no financial liability for Government."
 2. In Rule 21 (iv) the words "Prescribed by the State Government or with the approval of Director" be deleted.

H. M. CAIRAE,

Principal Secretary to the Government of Assam,
Education (Higher) Department.

GOVT. OF ASSAM
HIGHER EDUCATION DEPARTMENT

No. AHE 331/2008/33

Dated 9th July, 2009

OFFICE MEMORANDUM

The Assam Non-Government College Management Rules, 2001 have been amended by the Assam Non-Government College Management (Amendment) Rules 2009 which have been notified by the Notification No. AHE 331/2008/26 dated 18.06.2009. Apart from other things, this amendment has changed the structure of the Governing Body of Colleges. The Governing Body will no longer have a tenure but would be a permanent body, only its members would have a tenure as laid down. The composition of the Governing Body has also been changed. The Governing Body will now consists of the following:

- (a) One President - who shall be a eminent person from the field of Education, to be appointed by the Director, Higher Education for a term of 5 (five) years.
- (b) One Secretary, the Principal of the College shall be the ex-officio Secretary of the Governing Body, provided that if circumstances so demand, the Director may nominate the Vice-Principal or the senior most members from the teaching staff of the college to act as the Secretary in lieu of the Principal of the College, for a period of six months, and beyond that period with the State Government's prior approval.
- (c) Vice-Principal – Ex-Officio Members.
- (d) Two Members to be nominated by the affiliating University concerned who shall have a tenure of 3 (three) years but would continue beyond this period till new persons are nominated by the University.
- (e) Three Members who are the guardians of the students studying in the College, one of whom shall be a lady. They shall be nominated by the Director, Higher Education and shall have a term of three years or till their ward is a student of the College, whichever is earlier.
- (f) Two teachers to be elected annually by the teachers from amongst themselves for a period of one year. Provided that the teachers so elected shall not be eligible for being re-elected for the third successive term.
- (g) One member from the non-teaching staff to be nominated by the Principal annually from the date of constitution of the Governing Body.
- (h) Except in cases where there is a life member in Governing Body in pursuant to any agreement to the context, the donors providing Rs. 50,000/- or more shall elect one member among themselves to the Governing Body for a period of one year.

In view of these amendments the Governing Body of all Provincialised and Non-Government Colleges to which these Rules apply, are dissolved with immediate effect. They shall, however, continue to discharge their functions till a new President of the Governing Body is appointed or for three months, whichever is earlier.

The members nominated by the University, elected by the teachers and non-teaching staff nominated, would continue to remain in the new Governing Body till their term is over as per these Rules.

This order will not be applicable to Colleges where there is a judicial order or contrary.

Sd./- Illegible

(H. M. Cairae)
Principal Secretary, Higher Education
Department.

No. AHE 331/2008/33 – A

Date 9th July, 2009.

Copy to :

1. Principal Secretary to Hon'ble Chief Minister, Assam
2. P.S. to Minister, Higher Education.
3. S.O. to Chief Secretary, Assam.
4. The Director, Higher Education Assam Kahilipara 200 copies of Gazette Notification are enclosed for immediate circulation amongst the Principals of Provincialised Colleges of Assam.
5. P. S. to Parliamentary Secretary, Education Deptt.

By orders etc.,

Sd./- Illegible

Deputy Secretary to the Govt. of Assam
Higher Education Department

GOVERNMENT OF ASSAM
HIGHER EDUCATION DEPARTMENT
DISPUR GUWAHATI-6

No.AHE.331/2008/51

Dated Dispur the 30th August, 2013.

From : Shri R. Hazarika, ACS,
Deputy Secretary to the Govt. of Assam,
Higher Education Department

To : ✓ The Director of Higher Education, Assam,
Kahilipara, Guwahati-19.

Sub : Strengthening of Governing Body of Provincialised College by inclusion of Public
representative as special invitee.

Sir,

You are aware that infrastructure in the Provincialised Colleges of the State have to be strengthened and augmented. You are also aware that academic environment and general administration of a College including maintenance of proper social responsibilities is a mandatory requirement of the College.

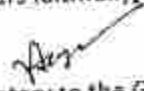
With a view to achieve these objectives, it is felt that public representatives that is the MLAs can play a very important role in this regard. The MLAs can also provide lot of financial and other assistance to the College authority from many other available and untapped sources.


In view of the above, the State Govt. has decided that the Director of Higher Education should request all the president of the Governing Bodies of the Provincialised Colleges to invite the local MLA to participate in the Governing Body meetings as a permanent special invitee.

The Governing Bodies' presidents may also be requested to seek all possible assistance including financial aids wherever necessary from untapped sources and other resources within the discretion of the MLAs.

Further, a proposal to be sent at the earliest for amendment of the relevant rules (Assam Non-Govt. College Management Rules, 2009) for effecting the modifications in the formation of the Governing Bodies with induction of public representatives as full time member.

Yours faithfully,


Deputy Secretary to the Govt. of Assam,
Higher Education Department



**GOVERNMENT OF ASSAM
HIGHER EDUCATION DEPARTMENT
DISPUR::GUWAHATI-6**

NO.AHE 452/2013/6

Dated Dispur the 19th Sept. 2013.

From : Shri R. Hazarika, ACS,
Deputy Secretary to the Govt. of Assam,
Higher Education Department

To : The Director of Higher Education, Assam,
Kahilipara, Guwahati-19.

Sub : Representation of Non teaching staffs in Governing Bodies.

Sir,

You are aware that proper representation of all stake holders in college G.Bs are highly essential. You are also aware that academic environment and general administration of a college including maintenance of proper social responsibilities are mandatory requirements of the college.

With a view to achieve these objectives, there is a provision for nomination of Non teaching employee's representative in the college G.B.

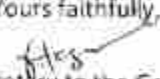
As per the existing rules in Provincialised colleges, the Principals have been empowered to nominate member of non teaching employees to the Governing Bodies.

In order to make the above process more democratic the state Govt. has decided to allow the non teaching Employees of a particular college to elect their representative to the respective G.Bs doing away with the existing provision of nomination by the principal.

You are, therefore, requested to take necessary action for an administrative order accordingly.

Further, a proposal to be sent at the earliest for amendment of the relevant rules (Assam Non- Govt. College Management Rules, 2009) for effecting the modifications in the formation of the Governing Bodies as per the above process.

Yours faithfully,


Deputy Secretary to the Govt. of Assam,
Higher Education Department

GOVERNMENT OF ASSAM
OFFICE OF THE DIRECTOR OF HIGHER EDUCATION, ASSAM
KAHILIPARA.....GUWAHATI-781 019

Dated Kahilipara, the 29-11-2014

No.C(B) Misc.147/2014/18

From:- Sri P. Jidung, MA, M.Phil., M.Ed.
Director, Higher Education, Assam
Kahilipara, Guwahati-19.

To:- ✓ The Principal (all)
„College/ Mahavidyalaya
P.O., District—


Sub:- Office Memorandum.

Ref:- Govt. O.M. No.AHE.331/2008/52. dated 05-11-2014.

Sir,

In inviting a reference to the subject cited above, I would like to forward herewith a Govt. O.M. No.AHE.311/2008/52. dated 05-11-2014 regarding constituting the structure of the Governing Bodies of colleges for taking necessary action from your end.

Yours faithfully


Director, Higher Education, Assam
Kahilipara, Guwahati-19.

Dated Kahilipara, the 29-11-2014

Memo No.C(B) Misc.147/2014/18-A
Copy to :

- 1) The Commissioner and Secretary to the Govt. of Assam, Education (Higher) Department, Dispur, Guwahati-6 for favour of kind information.
- 2) Guard file.

✓
Director, Higher Education, Assam
Kahilipara, Guwahati-19.

GOVERNMENT OF ASSAM
HIGHER EDUCATION DEPARTMENT
DISPUR : GUWAHATI-6

No.AHE.331/2008/52

Dated Dispur the 5th November 2014.

OFFICE MEMORANDUM

In partial modification of the earlier O.M. No.AHE.331/2008/33 dated 09-07-2009, the following terms and condition are added and modified regarding constituting the structure of the Governing Bodies of Colleges.

Henceforth, (1) (i) Retired Principal from a College shall not be considered for appointment as a President of Governing Body in the same College, unless a minimum of 5 (five) years have elapsed since his/her date of retirement.

(ii) No faculty member either retired or in service shall be considered for appointment as a President of Governing Body in the same College, unless a minimum of 5(five) years have elapsed from the date of retirement.

(2) President of Governing Body of a College who have completed a term of 5 years shall not be considered to be nominated as President of Governing Body for the second continuous term.

However, for any valid reason or if, circumstances demand otherwise, the Director of Higher Education, Assam shall submit a proposal for relaxation of above conditions with the details to the State Govt. i.e. the Higher Education Department may consider such cases on special ground if considered necessary in interest of the College.

All other terms and conditions as laid down in the earlier Govt. O.M. No.AHE.331/2008/33 dated 09-07-2009 will remain same.

Sd/-(H. K. Sharma, IAS)
Commissioner & Secretary to the Govt. of Assam,
Higher Education Department

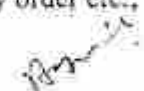
Memo No.AHE.331/2008/52-A

Dated Dispur the 5th November 2014.

Copy to :

1. Principal Secretary to Hon'ble Chief Minister, Assam, Dispur, Guwahati-6.
2. P.S. To the Hon'ble Education Minister, Assam, Dispur, Guwahati-6.
3. Addl. Chief Secretary to the Govt. of Assam, Education Department, Dispur, Guwahati-6.
4. The Director of Higher Education, Assam, Kahilipara, Guwahati-19. He is directed to circulate amongst the Principal of Provincialised Colleges of Assam immediately.

By order etc.;


Deputy Secretary to the Govt. of Assam,
Higher Education Department

GOVERNMENT OF ASSAM
OFFICE OF THE **DIRECTOR OF HIGHER EDUCATION, ASSAM**
KAHILIPARA, GUWAHATI-19.

No. G(B)AC/95/2015/13

Dated Kahilipara, the 30-08-2016

From:- Sri P. Jidung, M.A., M.Phil, L.L.B., AES
Director of Higher Education, Assam
Kahilipara, Guwahati-19.

To,
The Principal (All),
..... College.

Sub: Regarding financial transaction of Provincialized Colleges of Assam.

Ref: This office letter No. G(B)AC/95/2015/6, dated 17-09-2015.

Sir,

In partial modification of this office letter cited under reference, I would like to state that the Presidents of the Governing Body of Colleges are respected and leading citizens for which it would be unfair to give them signing of the Checkbook etc.

Therefore, all the Presidents of the Governing Body of Provincialized Colleges are hereby relieved from the burden of financial transaction of Colleges.

Henceforth, the matter of financial transaction would be solely operated by the Principals of all Colleges in the capacity as D.D.O.

In case of newly provincialized Colleges wherein the post of Principal is not yet to be sanctioned/ provincialized but the senior most Assistant Professor is allowed to act as D.D.O., they are allowed to act as single signatory for all proposes relating to their College.

The matter may be treated as **"Most Urgent"**.

Yours faithfully



Director of Higher Education, Assam
Kahilipara, Guwahati-19.

Dated Kahilipara, the 30-08-2016

Memo No. G(B)AC/95/2015/13 -A

Copy to:

- 1) The Secretary to the Govt. of Assam, Education (Higher) Department, Dispur, Guwahati-6.
- 2) The P.S. to the Hon'ble Minister Education, Assam, Dispur, Guwahati-6, for kind appraisal of the Hon'ble Minister Education, Assam.
- 3) The Treasury officer (all).
- 4) The President, Governing Body (all) Provincialized Colleges.
- 5) The ACB Branch of this Directorate.
- 6) Guard file.



Director of Higher Education, Assam
Kahilipara, Guwahati-19

GOVERNMENT OF ASSAM
OFFICE OF THE DIRECTOR OF HIGHER EDUCATION, ASSAM,
KAHILIPARA, GUWAHATI-19.

No.G(B)AC/95/2015/6

Dated Kahilipara, the 17th September,2015

From:- Sri P. Jidung, M.A., M.M.A., LL.B., AB.
Director of Higher Education, Assam
Kahilipara, Guwahati-19.

To,

- ✓ 1) The President of Governing Body..... College.
2) The Principal Assam
P.O. District

Sub: Financial Transaction of Provincialized Colleges of Assam.

Ref.:- This office Letter No.G(B)AC/95/2015/3, dated 27-04-2015,
Govt. Letter No.AHE.185/2015/2, dated 23-04-2015 and
Govt. letter No.AHE.185/2015/5, dated 11-08-2015.

Sir/Madam,

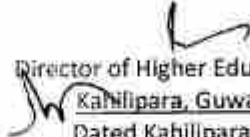
With reference to the subject cited above and in continuation to this office letter G(B)AC/95/2015/3, dated 27-04-2015 and Govt. letters No. AHE.185/2015/2, dated 23-04-2015, it is clarified that in respect of those provincialized Colleges where the post of Principal is lying vacant and the Senior most Faculty member is acting as the D.D.O., financial transaction on behalf of the Principal may be carried on by the said authorized D.D.O.

It is further clarified that where the Principal of the College and Governing Body President are co-signatories in the financial matters both the President and the Principal (the DDO, where the Principal is not there) will be jointly and severally responsible and accountable for all cases of financial dealings so conducted.

You are, therefore, directed to follow the aforesaid instructions strictly with immediate effect. Otherwise, strict disciplinary actions will be initiated.

This issues on the strength of the Govt. Instruction vide letter No.AHE.185/2015/5, dated 11-08-2015.

Yours faithfully



Director of Higher Education, Assam
Kahilipara, Guwahati-19.

Dated Kahilipara, the 17th September,2015

Memo No.G(B)AC/95/2015/6-A

Copy to:-

1. The Commissioner and Secretary to the Govt. of Assam, Higher Education Department, Dispur, Guwahati-06.
2. P.S. to the Hon'ble Minister, Education, Assam, for the kind appraisal of the Hon'ble Minister, Education, Assam.
3. The Sr. F.A.O., O/O the Director, Higher Education, Assam, Kahilipara, Guwahati-19 for information.
4. All officers of this Directorate.
5. The Registrar of this Directorate.
6. All Branch Superintendents of this Directorate.
7. The Guard file.


Inspector of Colleges, Assam
O/O the Director of Higher Education, Assam
Kahilipara, Guwahati-781019.

G(B) 5
PL
14/8

**GOVERNMENT OF ASSAM
HIGHER EDUCATION DEPARTMENT
DISPUR :::: GUWAHATI-6**

No. AHE.185/2015/5

Dated August 11, 2015

From : Shri P.K. Borthakur, IAS
Principal Secretary, Higher Education
Govt. of Assam, Dispur.

To : ✓ Shri P. Jidung
Director of Higher Education, Assam
Kahilipatra, Guwahati-19

Sub : **Financial transactions of the provincialized colleges of Assam**

Ref : 1) Your letter No. G(B)AC/95/2015/4, dated 29th April, 2015
2) Petition submitted by Assam College Principals' Council to
Hon'ble Minister, Education - dated 9-5-2015.

Sir,

In inviting a reference to the above, it is clarified that in respect of those provincialized colleges where the post of Principal is lying vacant and the senior most qualified faculty member is acting as the DDO, financial transactions on behalf of the Principal may be carried on by the said authorised DDO.

It is further clarified that where the Principal of the college and GB President are co-signatories in the financial matters of the colleges, both the President and the Principal (The DDO, where the Principal is not there) will be jointly and severally responsible and accountable for all cases of financial dealings so conducted. You may take further necessary actions on the matter accordingly.

Yours faithfully,

Principal Secretary,
Higher Education Department
Govt. of Assam

Dated August 11, 2015

Memo No. AHE.185/2015/5-A

Copy to :

- 1) PS to Hon'ble Minister, Education for kind information of Hon'ble Minister
- 2) Dr. Balendra Kr. Das, President, Assam College Principals' Council, Paschim Guwahati Mahavidyalaya, Dharapur, Guwahati -- 781017

Principal Secretary,
Higher Education Department
Govt. of Assam

GOVERNMENT OF ASSAM
OFFICE OF THE DIRECTOR OF HIGHER EDUCATION, ASSAM,
KAHILPARA, GUWAHATI-19.

No. G(B)AC/95/2015/3

Dated Kahilpara, the 27th Apr./2015

From :- Shri P. Jidung, M.A. M. Phil., LL.B., A.E.S.
Director of Higher Education, Assam,
Kahilpara, Guwahati-19.

To,
1. President of Governing Body.....College.
2. The Principal.....College, Assam
P.ODist:.....

Sub :- Financial Transaction of Provincialised colleges of Assam.

Ref :- Govt. letter No. AHE.185/2015/2 Dtd:- 23rd April/2015.


Sir/Madam,

With reference to the subject cited above, I would like to say that all Financial Transactions of Provincialised colleges will jointly be operated by the President of Governing Body and the Principal of respected colleges.

You are therefore directed to follow the aforesaid instruction strictly with immediate effect.

This issues on the strength of the Govt. instruction vide letter No. AHE.185/2015/2 Dtd:- 23rd April/2015 under reference.

Yours Faithfully



Director, Higher Education, Assam,
Kahilpara, Guwahati-19.

Memo No. G(B)AC/95/2015-A

Dated Kahilpara, the 27th April/2015.

Copy to :-

1. The P.S to Hon'ble Minister, Education, Assam for kind appraisal of the Hon'ble Minister.
2. The Commissioner & Secretary to the Govt. of Assam, Education (Higher) Department, Dispur, Guwahati-6 for information with reference to Govt. letter No. AHE.185/2015/2 Dtd:- 23/4/2015.
3. The Sr. FAO, O/o the D.H.E., Assam.
4. The Registrar, O/o the D.H.E., Assam.
5. The Asstt. Director I/C of Planning Branch, O/o the D.H.E., Assam


Director, Higher Education, Assam,
Kahilpara, Guwahati-19.

GOVERNMENT OF ASSAM
HIGHER EDUCATION DEPARTMENT
DISPUR : GUWAHATI-6

No.AHE.371/2017/22

Dated Dispur, the 18th August, 2017.

OFFICE MEMORANDUM

In partial modification of this Dept.'s earlier OM vide No.AHE.331/2008/33 dated 09-07-2009 and No.AHE.331/2008/52 dated 05-11-2014 the following terms and condition i.e. (3) and (4) are added with the approval of State Cabinet regarding constituting the structure of the Governing Bodies of Colleges:

- (3) the President of Governing Bodies of Colleges shall be an eminent person from the field of Education. He shall be a non-political person. He should not have contested any election including panchayat/municipality/local bodies election or should not be an office bearer of any political party or should not have any affiliation /membership to any political party.
- (4) He shall be appointed by the Director of Higher Education and shall have a term of five years. He shall however continue beyond this period till his successor is appointed. The Director may however remove him anytime during the term of five years for reasons to be recorded in writing.

All other terms and condition as laid down in the OM vide No.AHE.331/2008/33 dated 09-07-2007 & No.AHE.331/2008/52 dated 05-11-2014 will remain same.

Sd/- (Ajay Tewari)
Principal Secretary to the Govt. of Assam
Higher Education Department.

Memo No.AHE.371/2017/22-A

Dated Dispur, the 18th August, 2017.

Copy to :-

1. P. S. to Hon'ble Minister Education, Assam, Dispur, Guwahati-6.
2. P. S. to Principal Secretary, Higher Education Department, Dispur, Guwahati-6.
3. P.S. to Secretary, Higher Education Department, Dispur, Guwahati-6.
4. The Director of Higher Education, Assam, Kahilipara, Guwahati-19. He is directed to circulate amongst the Principal of Provincialised Colleges of Assam immediately.

By Order etc.


Deputy Secretary to the Govt. of Assam
Higher Education Department


18/8/17

*AB
upload on
in website
ABP*