

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF EDUCATION: PRIVATE SCHOOL BRANCH (PSB)
OLD SECRETARIAT: DELHI - 110054

No. DE.15(305)/PSB/2020/Pt.File-III/ 4399-4406

Dated: 02/08/24

CIRCULAR

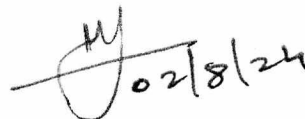
Sub:- Recommendation given by NCPCR on implementation of Section 29 of the RTE Act, 2009-reg.”

Reference is invited towards the Letter No. 25019/14/2019-20/NCPCR/RTE/DD2020 dated 09.04.2024 issued by National Commission for Protection of Child Rights (NCPCR) regarding issuing directions to the schools related to recommendation on implementation of section 29 of the RTE Act, 2009.

NCPCR has recommended the following necessary directions for all the Schools defined under Section 2(n) of the RTE Act, 2009 Recognized Private Schools (Aided/Unaided), GNCT of Delhi:

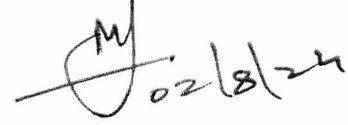
- i. If any school follows and/or forces the children to study textbooks for elementary classes other than that prescribed by NCERT or respective SCERT, it shall amount to violation of RTE Act, 2009.
- ii. No child shall be discriminated and/or harassed and/ or neglected by the school for carrying books published/prescribed by the Academic Authority (NCERT/SCERT) causing 'mental or physical suffering'. Any action taken against the child and hence, may attract the provisions of Juvenile Justice Act, 2015
- iii. The Schools be directed to display the directions on schools' website and notice board. A copy of directions be circulated and disseminated by the school among parents for information

Therefore, all the Head of the Schools of Recognized Private


02/8/24

(Aided/Unaided) Schools of Delhi are directed to adhere to the directions given above. Further, Head of the schools are also directed to disseminate this information to all the students, parents and members of Managing Committee of the school.

This issues with the prior approval of the Competent Authority.



(MANISH JAIN)
DEPUTY DIRECTOR EDUCATION (PSB)

Heads of All Private Recognized (Aided/Unaided) Schools through DEL-E.

No. DE.15(305)/PSB/2020/Pt.File-III/ 4399- 4406

Dated: 02/08/24

Copy to:-

1. PS to Secretary (Education), Deptt. of Education, GNCTD, Old Secretariat, Delhi-110054
2. PA to Director (Education), Dte. of Education, GNCTD, Old Secretariat, Delhi-110054
3. PA to Additional Director (Education), Dte. of Education, GNCTD, Old Secretariat, Delhi-110054
4. All RDEs/DDEs (Districts/Zones) with the request to ensure the dissemination of the above circular to all the Recognised Private (Aided/Unaided) School under their jurisdiction.
5. DDE (RTE), Dte. of Education, GNCTD, Old Secretariat, Delhi-110054
6. DDE (ASB), Dte. of Education, GNCTD, Old Secretariat, Delhi-110054.
7. System Analyst (MIS) to upload the circular on MIS.
8. Guard file.



(SARIKA MADAN)
SECTION OFFICER (PSB)



सत्यमेव जयते

प्रियंक कानूनगो
Priyank Kanoongo
अध्यक्ष
Chairperson

भारत सरकार
GOVERNMENT OF INDIA
राष्ट्रीय बाल अधिकार संरक्षण आयोग
NATIONAL COMMISSION FOR PROTECTION OF CHILD RIGHTS
नई दिल्ली-110 001
NEW DELHI-110 001



1/19

F. No. 25019/14/2019-20/NCPCR/RTE/DDR 2020

Date: 09.04.2024

To,

Principal Secretaries/Secretaries (School Education) of all States/UTs

Subject: Recommendation on implementation of section 29 of the RTE Act, 2009

Ma'am/Sir,

Your kind attention is drawn towards the letter dated 09.05.2019 and 13.04.2023 (copies enclosed) on the above mentioned subject wherein the following steps were recommended u/s 13 (1) (a) of the Commissions for Protection of Child Rights (CPCR) Act, 2005-

i. To ensure that the State academic authority has laid-down the curriculum (syllabus, textbooks) and evaluation procedure for elementary classes in the State.

Also ensure that all schools defined under section 2 (n) of the RTE Act, 2009 including Central schools/ schools affiliated to Central Board follow the curriculum (syllabus, textbooks) and evaluation procedure given by NCERT/SCERT, as the case may be.

2. However, the repeated recurrence of the issue surrounding schools prescribing books published by private publishers suggests a clear disregard for children's right to quality education and the RTE Act, 2009. It is important to highlight that as per section 29 (1) of the RTE Act, 2009 the curriculum and the evaluation procedure for elementary education shall be laid down by an academic authority to be specified by the appropriate Government, by notification. The Central Government notified National Council of Educational Research and Training (NCERT) as academic authority vide notification dated 31.03.2010. Similarly, States have notified their respective academic authorities under RTE Rules, 2010.

The implementation of section 29 of the RTE Act, 2009 shall have following implications in extending children's right to equal quality education;

Uniformity in curriculum in all schools under RTE Act, 2009 and quality education for all children.

Reduction in cost of education in private schools to an extent that only prescribed books by NCERT/SCERT will be followed at elementary level.

Reducing the weight of school bags.

Diary No. 486
24 APR 2024
S.O.E.M.T.
Defence Colony, New Delhi

M 19.4.24
506/DDSE/CH
7/5/24

DE
DIA (SCERT)

Disseminated
ASSENTED

33/SE/GOI
19/04/24

3220/DE
19/4/24

HO
26/4/24

Add DE (RTE)
146/RTE
26/4/2024

29.4.24
S/O RTE

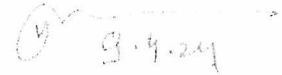
SAN KAN

4. Hence, if any school follows and/or forces the children to study textbooks for elementary classes other than that prescribed by NCERT or respective SCERT, it shall amount to violation of RTE Act, 2009. For this, it is once again recommended to issue necessary direction to the concerned schools in your State to ensure that –

- a) No child shall be discriminated and/or harassed and/or neglected by the school for carrying books published/prescribed by the academic authority (NCERT/SCERT) causing 'mental or physical suffering'. Any action taken against the child and hence, may attract the provisions of Juvenile Justice Act, 2015.
- b) Such directions issued by the State shall be displayed on their department website. Also, the schools be directed to display the directions on schools' website and notice board. A copy of directions be circulated and disseminated by the schools among parents for information.

The compliance of the above recommendations may be send to the Commission within 30 days of issue of the letter. Hope these steps will facilitate in extending the benefit of the Act true to its letter and spirit.

Yours sincerely,



(Priyank Kanoongo)

Encl. As above