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PART I—Orders and Notifications by the Governor of West Bengal, the High Court, Government Treasury, etc.

GOVERNMENT OF WEST BENGAL

School Education Department

Primary Branch

NOTIFICATION

No. 111-SE(PRY)/10M-6/2009 dt. 16.02.2009.— The following draft of amendments, which the Governor, in exercise of the power conferred by sub-section (1) and clause (k) of sub-section (2) of section 106, read with clause (k) of sub-section (1) of section 60, of the West Bengal Primary Education Act, 1973 (West Ben. Act XLIII of 1973) (hereinafter referred to as the said Act), proposes to make in the West Bengal Primary School Teacher Recruitment Rules, 2001, as subsequently amended (hereinafter referred to as the said rules), is hereby published for the information of persons likely to be affected thereby.

The draft will be taken into consideration on or after the expiry of a period of thirty days from the date of its publication in the *Official Gazette* and any objection or suggestion with respect thereto, which may be received by the undersigned before the said date, shall be duly considered:—

Draft amendments

In the said rules —

(1) in rule 2 —

(a) omit clause (f);

(b) omit clause (p);

(2) for rule 6, substitute the following rule:—

“6. Qualification.— (1) No person shall be appointed by the Council as a teacher unless he —

(a) is a citizen of india;

(b) has completed the age of 18 years and has not completed the age of 40 years on the 1st January of the year of publication of employment notification:

Provided that the maximum age limit of the candidates, whose name have been sponsored by the employment exchanges between the periods of 1st January, 2003 to 31st December, 2008 by virtue of the requisition made by the respective Councils against the vacancies notified during that period but could not be considered for the reasons of non completion of the recruitment by the Councils due to pendency of court cases with respect to such recruitment, shall be relaxed for such period by which such recruitment process have been kept pending.

- (c) possess the pass certificate in the School Final/Madhyamik examination, or erstwhile Higher Secondary Pass (XI class) examination, under the West Bengal Board of Secondary Education or its equivalent qualification.

(2) The Government shall have power to decide the equivalence of the qualification referred to in clause (c) of sub-rule (1) and its decision thereon shall be final.

(3) For removal of doubt it is hereby declared that no extra marks shall be given for higher academic qualification at the time of selection of a teacher.

- (3) omit sub-rule (6) of rule 7;

- (4) for rule 8, substitute the following rule:-

“8. Publication of employment notification. – (1) The Council shall publish the number of vacancies as determined under rule 4, except the vacancies mentioned in rule 14 and the vacancies to be filled up by inter-council transfer under the provisions of sub-section (k) of section 19 of the Act, together with other particulars with respect to such vacancies in the Employment Exchange and two leading daily news papers, of which one should have adequate circulation in the State and other should have adequate circulation in the district of which such vacancies relates, inviting the application from the eligible persons.

Provided that the candidates, as referred to in the proviso to clause (b) of sub-rule (1) of rule 6, need not apply again, but such candidate shall requires to submit all particulars as may be called for by the Council.

Provided further that the Government may, if it considers necessary to do so, notify the vacancies through such electronic media as it may considered necessary:

Provided also that the Government may direct to notify the vacancies centrally taking together all the vacancies in such manner as it may consider necessary.

(2) The Council, with the prior approval of the Government, shall, while notifying the vacancies under sub-rule (1), also notify the detailed particulars which may, *inter alia*, consist of the following:-

- (a) the date, place and time for collection of application form;
- (b) the manner of submission of application form;
- (c) date and time of written examination;
- (d) quota for reservation with due consideration of the reservation policy of the Government of West Bengal
- (e) the manner of payment of application fee;
- (f) any other particulars as may be approved by the State Government.

(3) The Board shall have power to –

- (a) lay down, with the prior approval of the Government, the modalities, procedure or guidelines, as
- (b) the case may be, for selection of candidates for appointment;
- (c) co-ordinate the entire procedural formalities relating to the recruitment;
- (d) engage any specialised agency for the purpose of written examination.

“8A. Fee for application. – (1) A candidate shall be required to pay a non-refundable application fee of rupees two hundred in the manner as may be notified under sub-rule (2) of rule 8:

Provided that the candidates belonging to Scheduled Castes and Scheduled Tribes are required to pay the application fee of rupees fifty only:

(2) Notwithstanding anything contained in sub-rule (1), the candidates referred to in the proviso to clause (b) of sub-rule (1) of rule 6, are not required to pay any fee specified in sub-rule (1).”;

(5) in rule 9,—

(a) for sub-rule (1), *substitute* the following sub-rule:—

“(1) The Selection Committee shall, on completion of the application procedure, prepare a category wise list of the candidates in descending order on the basis of the total marks scored by them in academic results and extra curricular activities, as mentioned in sub-rule (2), and prepare a score-sheet thereof.

Explanation.— For the purpose of this sub-rule, “category wise list” means the list of the candidates belonging to General, Scheduled Castes, Scheduled Tribes, Other Backward Classes, Ex-serviceman, Physically Handicapped and other exempted category as may be specified.”;

(b) for sub-rule (2), *substitute* the following sub-rule:—

“(2) Total marks for assessment of a candidate shall be of 50 marks as under:—

(i)	Academic results	25 marks
(ii)	Extra Curricular activity	03 marks
(iii)	Written examination	11 marks
(iv)	Aptitude test/Interview	11 marks.”;

(c) *omit* sub-rule (3);

(d) for sub-rule (4), *substitute* the following sub-rule:—

“(4) The Selection Committee shall thereafter prepare a merit list of the candidates to be called for the written test in the ratio of 1:10 of the total number of vacancies to be filled up.”;

(e) for sub-rule (7), *substitute* the following sub-rules:—

“(7) The candidate declared successful in the written examination shall be eligible for aptitude test/ interview on the basis of merit, which shall be determined on the basis of the mark obtained by him in the written examination:

Provided that the number of candidates called for aptitude test/interview shall be restricted to five times the number of vacancies to be filled up:

Provided further that if no sufficient numbers of candidates are available for the aptitude test/ interview, the Selection Committee may vary the number of candidates called for aptitude test/interview, but in no case such number should exceed five times the number of vacancies.

(7a) The aptitude test and interview shall be conducted by the Selection Committee for determining the suitability of a candidate to the post, taking into consideration personality, address, tact, behaviour, training, aptitude for the post, judgement, leadership and knowledge of teaching, etc....

(7b) The Selection Committee shall, after conducting the aptitude test and interview, award marks to each candidate and the marks so awarded shall be added to the marks obtained in the academic results, extra curricular activities and written test by each such candidate, and thereafter the Selection Committee shall prepare a list of successful candidates in descending order in accordance with the total marks obtained by them in the competition.”;

(g) in sub-rule (8), for the words, figure and brackets “sub-rule (7)”, *substitute* the words, letter, figure and brackets “sub-rule (7a)”;

(6) for sub-rule (1) of rule 11, *substitute* the following sub-rule:-

“(1) On approval of the panel by the Director under rule 10, the Council shall, after verifying the antecedents and original documents of the candidates selected for the appointment, issue the appointment letter under the signature of the Chairman or by an officer, not below the rank of the Secretary of the Council, duly authorised in this behalf and any appointment made otherwise shall be invalid:

Provided that in case of non-joining of a candidate within stipulated time from out of the normal panel, the Council may issue appointment letter from the additional panel of 5% referred to in sub-rule (1) of rule 9.”;

(7) after rule 16, *insert* the following rule:-

“**16A. Training on deputation.** – (1) The Government may, by order, identify any training necessary for a teacher.

(2) The Council may, by an order, send a teacher for such training on deputation basis.”.

By order of the Governor,

Dr. N. CHATTERJEE,
Principal Secretary to the Govt. of West Bengal
School Education Department.