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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

Elementary Education Branch

Bikash Bhavan, Salt Lake, Kolkata - 700 091

NOTIFICATION

No. 812-SE/RTE-147/2017

Date: 01/11/2019

In exercise of the power conferred by sub-section (1) of section 38 read with the clause (fa) of sub-section (2) section 38 of the Right of Children to Free and Compulsory Education Act, 2009 (35 of 2009), the Governor is pleased hereby to make the following amendments in the West Bengal Right of Children to Free and Compulsory Education Rules, 2012 as published in Kolkata Gazette Extraordinary, Part-I dated the 16th March, 2012 (hereinafter referred as "the said rules") with effect from 1st January, 2020:

Amendment

In the said rules, after rule 8, the following rule shall be inserted:—

"8A. Provision relating to held back of child under sub-section (3) of section 16 of the Act. – (1) There shall be an assessment based on the total score obtained in the three Summative Evaluation of Continuous Comprehensive Evaluation in the fifth class and in the eighth class of every academic year.

(2) If a child fails in the assessment referred in sub-rule (1), he shall be given enough support by the school authority in the form of "Special Teaching" and additional support as deemed necessary by the school authority to bring the child at the desired level and opportunity be given for re-assessment in the manner as may be notified, within a period of two months from the date of declaration of the result of the assessment referred above.

Note : The School Authority shall identify students who have lagged behind the desired level of learning ability in the first two Summative Evaluations of Continuous Comprehensive Evaluation and shall arrange special support for them from that time period without waiting for the outcome of final assessment mentioned in the sub-rule(1).

(3) A child, who will fail in re-assessment, shall be held back for one academic year in the same class.

(4) No Child shall be expelled from a school till the completion of elementary education."

By order of the Governor,

MANISH JAIN

Principal Secretary to the Government of West Bengal