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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. 331.—SE(P)/10M-06/2009, dated 26.06.2009.—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), the Governor is pleased hereby to make, after previous publication as required by sub-section (1) of the said section, the following amendments in the West Bengal Primary School Teacher Recruitment Rules, 2001, as subsequently amended (hereinafter referred to as the said rules) :—

Amendments

In the said rules,—

1) in rule 2, after clause (j), *insert* the following clause :—

(jj) “non-teaching staff” shall mean the Librarian, or clerk, or peon, or Laboratory attendant, as the case may be;”;

(2) rule 14 shall be renumbered as sub-rule (1) of that rule and in sub-rule (1), so renumbered,—

(a) for the word “teacher”, wherever it occurs, *substitute* the words “teacher or non-teaching staff”;

(b) in the *Explanation*, for the words and figures “and 20% of family pension of the first seven years or upon the attainment of sixty-five years of age of the deceased teacher had he been alive”

(c) after sub-section (4), *insert* the following sub-section :-

“(5) Notwithstanding anything contained in this rule, the benefit of appointment of a member of the family of the deceased teacher or non-teaching staff on compassionate ground shall only be applicable to the in-service teacher or non-teaching staff, i.e. up to his attaining the age of superannuation and shall not be applicable for those person who is serving as teacher or non-teaching staff under extension beyond the age of superannuation.”

(3) after rule 14, *insert* the following rule.—

“14A. Provisions of rule 14 to apply with modifications to compassionate appointment of family of teacher or non-teaching staff of aided non-Government Secondary Schools.— (1) The Council may, subject to other provisions of this rule, appoint a member of the family of the teacher or non-teaching staff of aided non-Government Secondary Schools as primary teacher on compassionate ground.

(2) The provisions of rule 14 shall apply *mutatis mutandis* in the cases of appointment under sub-rule (1) of this rule and shall have effect subject to the following modifications in sub-rules (1), (2) and (5) of rule 14, namely :-

- (a) references to the teacher or non-teaching staff shall be construed as references to the teacher or non-teaching staff of aided non-Government Secondary Schools;
- (b) references to the Council shall be construed as references to the District Inspector of Schools (Secondary Education);

(3) The concerned District Inspector (Secondary Education) shall process the application and forward the same with its recommendation in deserving cases to the Council for disposing of the application in accordance with sub-rule (3) of rule 14.”;

By order of the Governor,

K JOHN KOSHY,
Additional Chief Secretary to the Govt. of West Bengal.