

NCTE RULES, 1997

z0.o-33004/97 REGD. NO. D.L.-33004/97 482] No. 482 | Che Gazette of •tidia EXTRAORDINARY 11—uU-s 3— - (i) PART 11—Section 3— Sub- Section (i) PUBLISHED BY AUTHORITY 1997/3arq@'OT 18, 1919 NEW DELHI, TUESDAY, DECEMBER 9, 1997/AGRAHAYANA 18, 1919 (@TQTT) 689() 1993 (1993 73) 31 2

3. VitN,-- (1) 1997t 1993 (1993 73) (q) 3119 GI/ 97 (l) 2 THE GAZETTE OF : EXTRAORDINARY [PART 11—SEC. 3(i)] (u) (a) 4. (2) t fift q, fizgi, +k), 3 7. 8. (4) (5) (4) a.fr((6) (2) (4) fig) (q) fitQTOT 4 THE GAZETTE OF INDIA : EXTRAORDINARY [PART 11—SEC. 3(i)] 14 Gi) 1,000/-FR I 5,000/- FAR I 10. 14, 17 11. (4) (5) 12. (4) (O 19 (2) afr I 13. 30 I (2) 14. 1) 3 I (210<0)] [•m 1.1--•trs 3(i)] 5 11 W) 1993 18 19 'fiq, Æto 1993 18 1. 1993 (341*) 2. 3. 6 2. 3. 4. 5. 6. (i) (iii) (iv) (v) (vi) (vii) (viii) 7. 1 1. 2. 3. 4. 5. 6. 7. 8. 9. 10

11. THE GAZETTE OF INDIA : EXTRAORDINARY 1,000/•.I Ämq-- 13 16, qr. fifi [PART II—SEC. 3(i)] 12. 2 3 1. 4 4 (v) (*llt "T) 5 1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 13. 6 1. 4. 1. 2. 3. 4. 7 MINISTRY OF HUMAN RESOURCE DEVELOPMENT (Department of Education) NOTIFICATION New Delhi, the 3rd December, 1997 G.S.R. 689(E).—In exercise of powers conferred by section 31 of the National Council for Teacher Education Act, 1993 (73 of 1993). the Central Government hereby makes the following rules, namely : 8 2 6 7 8 Members representing States and Unlon Territories :— The manner of representation of the States and Union THE GAZETTE OF INDIA : EXTRAORDINARY 14 Qi) [PART 11 —SEC. 3(i)] 1

2. Short title and commencement.—(1) These rules may be called the National Council for Teacher Education Rules, 1997. (2) They shall come into force on the date of their publication in the Official Gazette. Denition.—(1) In these rules, unless the context otherwise requires,— (b) (d) (2) "Act " means the National Council for Teacher Education Act, 1993 (73 of 1993); "Council" means the National Council for Teacher Education established under sub-section (I) of section 3; "Executive Committee" means the Committee constituted by the Council under section 19; "section" means a section of the Act. All other words and expressions used herein and not defined but defined in the Act shall have the same meanings respectively assigned to them in the Act. 3

4. Certain Expert Members of the Council—(1) The expert members shall be appointed under sub-clause (v) of clause (m) of sub-section (4) of section 3 alternatively from the first cycle and the second cycle as specified in sub- rules (2) and (3). (2) The fint cycle of expert members shall be one each belonging to the following fields, namely : (a) natural sciences; (b) social sciences; (c) educational technology. (3) The second cycle of expert members shall be one each belonging to the following fields, narnely :— (a) linguistics ; (b) vocational education and work experience ; (c) special education. 9 Terötories by the mérnberg appointed under clause (n) of gub-section (4) of section 3, shall be ag under (a) one representative each ofeight Stgte Governments from the different pa.rts of India identified by keeping in view die strength of teaching community in each State, subject to the condition at least one State from of the regions Which is covered by the Regional Conimittees shall be included. (b) one representa.five of the Union Territory keeping in view the of the teaching community, the need for regional represent@tion such other factors relating to ,teEher d.' may be deemed Qpro- pfiate by the Cerml Government. (c) term of office ofrnmembers appointed undqr clause (n) cf sub-8Etion (4) of section 3 shatl,be two yeau from the date of their or fresh appointnrnts are made, whichever is later

5. Conditions of "Nice of 010 Chairpenon, the Vice-Chairperson and me Mernber-Sooretary,—— (1) The Chairperson, the Vice-Chairpergon and ffe Member-Secretary shall be entitled to draw pay as approved by the Central Oovernment from time to Etime. (2) lhe Chairperson, the Vice-Chüpersorr and the Mömber-Sa:retnry shall be entitled to, in addition to pay, Dearness Allowance, House Rent Alloi*ance, City Cornpengøtory Allowance, and such other allowances appropriate their pay as admissible to the Cenü•al-Oavernment officers of equivalent gadå. The Chairperon may be provided, in lieu of House RentIAllowance, Rent free unfirnished accMnmodation wiå.in the ceiling prescribed by the Govern- ment of India, fr,omfme (3) The Chairperson, the "Vice-Chair#rgon and the Member-Secretary shall be entitled to such terminal benefits as may be specified by the Cental Government in respect of omctrs Of die

Central Government Of equivalent grade: Provided that an employee of any or institution maintained by Central Government, if appointed as the Chairperson, the Vice-Chairperson or the Member-Secretary shall be allowed to continue to contribute to any Provident Fund of which person was a member and the Council shall contribute to the contribution of such person in that Provident fund at the same rate at which such person had been receiving employees immediately before his or her appointment as the, Chairperson, the or the- as the case may be. (4) The Chairperson, the and Member-Secretary shall be entitled to leave, medical (for self and family), allowance on transfer for joining the post as well on joining the Present Department on repatriation from the Council, as per rules, regulations, orders and instructions issued by Central Government from time to time in respect of its own officials in the corresponding scales of pay. (5) (a) The Vice-Chairperson and the Member-Secretary shall be entitled to use the Council's staff car for official purposes. (b) The Chairperson, the Vice-Chairperson and the Member-Secretary shall also be entitled to use staff car of the Council, for private purposes on payment basis on the conditions laid down by the Government under the Staff Car Rules for use of Government staff cars for private purposes by members of the Central Government. (6) The Council shall make payment towards leave salary, pension or contributory Provident fund, as the case may be, as well as the transfer allowance as provided under the general orders of the Government of India governing deputation/foreign service from time to time in respect of the Chairperson, the Vice-Chairperson and the Member-Secretary



6. Travelling and Daily Allowances to The Chairperson, the Vice-Chairperson and the Member-Secretary shall be entitled to travelling allowance and daily allowance for official tours and journeys at the rates as applicable to most Central Government Officers of their equivalent grades.(2) 'The non-official members of the Council including the members appointed under clauses (1), (m) and (p)' of sub-section (4) of section 3, shall be entitled to travelling allowance and daily allowance for official tours and journeys in accordance with the orders issued by the Central Government in relation to the non-official members of the Committees and Commission and such like categories of persons. (3) Members appointed under clauses (d), (D), (g), (h), (i), (j), (k) and (n) of sub-section (4) of section 3 shall be entitled to receive reimbursement of travelling allowance and daily allowance, if so desired, at the rate applicable to them in their respective organisation. (4) 'The Chairperson under clause (e) of sub-section (4) of section 3 shall be entitled to travelling allowance and daily allowance as per orders applicable to the Members of the respective House for attending such meetings. Powers and duties of the Chairperson.—(1) The Chairperson shall be the Principal Executive Officer of the Council and shall be responsible for the proper administration of the affairs of the Council and its Regional Committees, The Chairperson shall determine the duties of all officers and staff of the Council and its Regional Committees and shall also exercise such supervision and control over them as may be necessary to carry out the functions of the Council. It shall be the duty of the Chairperson to ensure that the Council and the bodies constituted under the Council carry out the objectives of the Act. The Chairperson shall, except in cases in which approval of Government of India is required, issue such orders and directions as may be considered necessary in anticipation of approval of the Council or of the constituted bodies of it, if the matter cannot be delayed and shall place the orders and directions before the Council at its next meeting. The Chairperson shall have the power to approve schemes for research, studies, development activities, publications and allied matters for the furtherance of objects of the Act, subject to such conditions and guidelines as may be laid down by the Council in this behalf and availability of funds as may be earmarked for such purposes. The Chairperson shall have the power to engage eminent persons for a period not exceeding six months at a time for the work of the Council as Consultants or Advisers on contractual basis, on the same terms and conditions and remuneration as specified by the Government of India in case of appointment of Consultants by it. Inspection* 1) The Council may appoint one or more Committees to be called the Inspection Committees to inspect recognised institutions on its behalf, Every Inspection Committee shall consist of at least one member of the Council and two other persons who shall be experts either in teacher education or educational administration. Every Inspection Committee shall inspect such recognised institutions as may be assigned to it by the Council. The Inspection Committee may, after giving at least fifteen days notice of its intention to inspect the recognised institution, visit such institution for examining the maintenance of norms and standards of teaching, examination and research undertaken by such institution. Before an Inspection Committee inspects a recognised institution, the Committee shall send to the Head of the institution, a questionnaire seeking information on all relevant matters relating to the institution to be inspected. After receipt of the reply to the questionnaire, the Inspection Committee shall fix the date of inspection by it and communicate the same to the institution concerned. The recognised institution which may be inspected by the Inspection Committee shall be associated with the inspection in the following manner, namely: (a) The recognised institution shall nominate not more than three representatives and their names shall be communicated to the concerned Inspection Committee. (b) The representation of the recognised institution shall be associated with the inspection for such time and in such a manner as may be determined by the Inspection Committee- (c) In carrying out the inspection, the Inspection Committee may have discussions with such officers, teachers and other members of the faculties of the institution to be inspected as may be considered necessary by the Committee. As soon as possible after the inspection, the Inspection Committee shall report its finding to the Council. Fees.—(1) Every application made under sub-section (1) of section 14 to the concerned Regional Committee for obtaining grant of recognition under the Act by any institution offering or intending to offer a course or training in teacher education on or after the appointed day, shall be accompanied by a fee to be deposited at the rates specified in sub-rule The fee payable under sub-rule Q)

shall be as under (a) Rs. 1,000 for existing institutions recognised by affiliating bodies. (b) Rs. 5,000 for setting up new institution. Every application made under sub-section (1) of section 15 to the concerned Regional Committee for starting any 11—uUZ 3(i)] 11 new course or training in teacher education by the recognised institution shall be accompanied by a fee of rupees five thousand. IO. Appeals.—Any person aggrieved by an order made under section 14, section 15 or section 17 may prefer an appeal in



Form I appended to these rules, to the Council within sixty days of issue of such orders, along with a fee of Rs. 1000 payable with the memorandum of appeal in the form of crossed demand draft drawn in favour of the Council: Provided that an appeal may be admitted after the expiry of the said period of Sixty days, if the appellant satisfies the Council that he had sufficient cause for not preferring the appeal within the period of limitation of sixty days. I I. Procedure for disposal of On receipt of memorandum of appeal, the Council shall call for the records of the case from the Regional Committee concerned which passed the order appealed against and after giving the appellant a reasonable opportunity of being heard pass such Orders as it may deem fit. (2) The appellant shall be entitled to be represented by an employee or officer of the appellant institution. (3) The Council shall decide every appeal as expeditiously as possible and ordinarily every appeal shall be decided on a perusal of documents, memorandum of appeal, written arguments, if any, affidavits and after hearing such oral arguments as may be advanced. (4) The Council shall endeavour to dispose of every memorandum of appeal within a period of three months from the date of its filing. (5) The Council shall not ordinarily allow more than three adjournments in any appeal

12. Membership of the Executive Committee Member representing States Four State representatives as members of the Executive Committee of the Council under clause (i) of sub-section (2) of section 19 shall be nominated by the Central Government in the following manner :—(a) One representative of 8 State from each of the Region which is covered by the four Regional Committees. (b) States which are already represented on the Council in terms of clause (n) of sub-section (4) of section 3 shall not be included while considering nominations under clause (i) of sub-section (2) of section 19. (2) The members of the Executive Committee appointed under clause (i) of sub-section (2) of section 19 shall hold office for a period of two years and 8 State once represented shall be eligible for further representation only after a gap of two years subject to adherence of clause (b) of sub-rule (1)

13. Budget.—(1) The Council shall prepare the budget in respect of the financial year next ensuing, in Form I appended to these rules and submit the same for its consideration not later than 30th September of every calendar year. (2) A copy of the budget shall be forwarded to the Central Government with the approval of the Chairperson in anticipation of approval of Executive Committee of the Council if it is found not possible to obtain approval of Executive Committee in time

14. Annual Report.— (1) The Council shall prepare once in every year its annual report in Form III appended to these (2) The Council shall submit its annual report in respect of its activities in a previous financial year to the Central Government within nine months of the end of the financial year. [F.NO. 61-24/94-Desk (TE)] ABHINAV SINGH, Jt. secy. 3119 GI / 97—3 12 [PART II—SEC. 30)] THE GAZETTE OF : EXTRAORDINARY

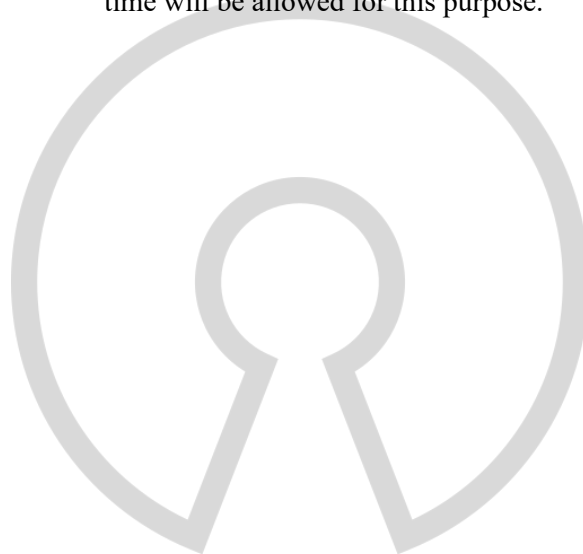


FORM 1 MEMORANDUM OF APPEAL [See rule 11] APPEAL BEFORE THE NATIONAL COUNCIL FOR TEACHER EDUCATION SECTION 18 OF NCTE ACT, 1993 ABC (here furnish complete postal address) DEF To The Member Secretary, Appeal No.—of 19 versus Appellant Respondent National Council for Teacher Education, New Delhi. Sir, The appellant named above begs to prefer this Memorandum of appeal under section 18 of the National Council for Teacher Education Act, 1993 on the following facts and grounds: FACTS I, Your above-mentioned appellant had applied to the Regional Committee under section National Council for Teacher Education Act, 1993 (73 of 1993) for 2. The Regional Committee refused to grant such dated — a copy of which is attached. vide its order ought to have been granted by For the reasons set out below, your appellant(s) submit(s) that the the Regional Committee. The Regional Committee erred in deciding the matter on the following grounds. GROUNDS OF APPEAL 1. 2

3. PRAYER The appellant therefore prays that the order appealed against may be set aside and appropriate relief granted to the appellant. Date: the appellant(s) above named do hereby declare that what is stated herein is true to the best of my/our information and belief and nothing material has been suppressed or concealed. Date: Signature of the appellant or his authorised signatory 11—uo-s 3(i)] Address of the appellant(s) 13 Notes. 7. 1. 2. 3. 4. 5



6. Delete inappropriate words or letters. The memorandum of appeal should be accompanied by a fee of Rs. 1,000 paid by way of crossed demand draft in favour of the National Council for Teacher Education, New Delhi payable New Delhi. The fee is non-refundable and non-transferable. Memorandum of appeal received without the prescribed fee shall not be entertained. A copy of the order appealed against should invariably be enclosed to the memorandum of appeal. The appeal should be submitted in duplicate, both copies complete with all enclosures. Copies of the documents relied upon should be appended to the memorandum of appeal. All documents enclosed to the appeal should be duly authenticated by the appellant. The Memorandum of Appeal— (i) should be on plain paper neatly typed in double space. (ii) should be addressed to the Member-Secretary, National Council for Teacher Education by designation only. (iii) should contain an index for list of documents indicating page numbers consecutively given. (iv) should be complete in all respects and contain all material statements and arguments on which reliance are placed. The statements contained in the appeal should be duly supported by documentary evidence, wherever necessary. (v) should not contain any extraneous or irrelevant points. (vi) should be divided into suitable paragraphs, each paragraph containing a specific point or issue. (vii) should not contain any disrespectful or improper language. (viii) should be signed on the left hand side bottom of every page by an authorised person giving his/her official position with the office seal of the institution on whose behalf the appeal is being preferred. Corrections, if any, should be duly initialled. If there are any deficiencies in the form or content of the appeal or any other shortcomings, the appellant shall be given an opportunity to cure them within 15 days of the issue of a communication in this regard from the Council. No extension of time will be allowed for this purpose.



FORM 11 (See rule 13) NATIONAL COUNCIL FOR TEACHER EDUCATION 16, I. P. Estate, New Delhi - 110002 BUDGET AND ACCOUNT HEADS Head of Accounts (Expenditure) 1. 11 Personnel Services 1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11

12. Wages Salaries of officers and Establishment Tuition fee/Children Education Allowance Honorarium Over time Allowance Leave Travel Concession Medical Reimbursement Leave Salary and Pension Contribution Contributory Provident Fund and Interest thereon Retirement benefits/Gratuity Bonus Consultants Fee Other Allowances 14 [PART 11—SEC. 3(i)] THE GAZETIE OF INDIA : EXTRAORDINARY Rent for Accommodation m Residential Building (1) (2) omcial Building Travel Expen•es Domestic Travel Expenses (1) (2) Local Conveyance Foreign Travel Expen•es Proces•ing of applications of Institutions for recognition by Regional Committees Travel Allowance/l)earness Allowance"-lononrlum to non-omcInl omce Expenaes VI 1. 2. 3. 4. 5. 6. 8. 9. 10. 11. 12

13. Audit Fees Advertisement charges Electricity/Water charges Staff Carrraxi (a) Petol/OiVLubricant (b) Repair and Maintenance (c) Hiring charges for Taxies Hospitality and Entertainment Legal Charges Liveries Postage and Telegrams Printing and Stationery Books and Periodicals Telephone Charges Bank Charges Miscellaneous office expenses Meetings of the Council and its Committees ProJect5/Programm" Non-RöcurrIng 1.2. 3. 4. 1. 2. 3



4. Furniture and Fixtures Machinery and Equipment Library Networking and Documentation, etc. Building (New Proposal) Grants received from the Ministry of Human Resource Development Sales Proceeds of Application Forms Fees for recognition of Institutions Other receipts Chapter I Chapter II Chapter III Chapter IV Chapter V Chapter VI Chapter VII Chapter VIII



FORM 111 (See rule 14) FORM OF THE ANNUAL REPORT Introduction An overview of the activities during the previous year National Headquarters Regional Committees International Interaction Projects and Programmes Publications Any other important matter dealt with by the National Council for Teacher Education. Printed by the Manager, Govt. of India Press, Ring Road, Mnyapuri. New Delhi-110064 and Published by the Controller of Publications, Delhi-110054— 1997

