

## **NOTIFICATION**

School Education and Sports Department,  
Mantralaya Annexe,

Madam Cama Marg,

Hutatma Rajguru Chowk,  
Mumbai 400 032.

Dated the 2<sup>nd</sup> July, 2016.

Maharashtra  
Employees of Private  
Schools (Conditions  
of Service) Regulation  
Act, 1977.

No.CET-2015/(C.R.149)/TNT-1.- The following draft of rules which the Government of Maharashtra proposes further to amend the Maharashtra Employees of Private Schools (Conditions of Service) Rules, 1981, in exercise of the powers conferred by sub-sections (1) and (2) of section 16 of the Maharashtra Employees of Private Schools (Conditions of Service)Regulation Act, 1977 ( Mah. III of 1978), and of all other powers enabling it in that behalf, is hereby published as required by the said sub-section (3) of section 16, for information of all persons likely to be affected thereby; and notice is hereby given that the said draft rules will be taken into consideration by the Government of Maharashtra on or after the 17th day of July, 2016.

2. Any objections or suggestions which may be received by the Principal Secretary, School Education and Sports Department, Mantralaya Annexe, Madam Cama Marg, Hutatma Rajguru Chowk, Mumbai 400 032, from any person with respect to the said draft on or before the aforesaid date, will be considered by the Government.

## DRAFT RULES

1. These rules may be called the Maharashtra Employees of Private Schools (Conditions of Service) (Second Amendment) Rules, 2016.

2. In rule 2 of the Maharashtra Employees of Private Schools (Conditions of Service) Rules, 1981 (hereinafter referred to as “the principal Rules”), in sub-rule (1),-

(a) after clause (b), the following clause shall be inserted, namely:-

“(b-1) “Aptitude Test” means the test conducted by the Government or the agency authorised by the Government for appointment of teachers in the Government aided schools;”;

(b) after clause (e), the following clause shall be inserted, namely:-

“(e-1) “Eligibility Test” means the test conducted by the Government or the agency authorised by the Government, for candidates to be eligible to appear for the Aptitude Test;”.

3. In rule 3 of the principal Rules, in sub-rule (1), for clause (a), the following clause shall be substituted, namely:-

“(a) of a school having Standards I to VIII as per the norms and the standards provided in the Schedule under the heading ‘NORMS AND STANDARDS FOR A SCHOOL’ appended to the Right of Children to Free and Compulsory Education Act, 2009 (35 of 2009);”.

4. For rule 6 of the principal Rules, the following rule shall be substituted, namely:-

**“6. Qualifications of teachers and non-teaching staff.”-(1)** The minimum qualifications for the posts of teachers and the non-teaching staff in the primary schools, secondary schools, junior colleges and junior colleges of education shall be as specified in Schedule “B”.

(2) The Government or the agency authorised by the Government shall conduct the Eligibility Test and Aptitude Test for the appointments of the teachers (including I to VIII standards) in the private aided schools, from time to time.

(3) The candidate who has passed the Eligibility Test shall be eligible to appear for Aptitude Test.

(4) The candidate can appear five times for the Aptitude Test for betterment of marks within the age limit prescribed for the post.

(5) The Marks obtained in the Aptitude Test shall be valid up to the age limit prescribed for the post including relaxation in age limit for the candidates belonging to the Specific Category.

(6) The Government shall specify the syllabus and provide the procedure to be followed for conducting the Eligibility Test and Aptitude Test, from time to time.”.

5. In rule 9 of the principal Rules,-

(a) after sub-rule (2), the following sub-rules shall be inserted, namely:-

“(2A) The management of the private school shall advertise the vacancies in details of subjects with

Bindunamavali on the online software programme develop by the Government or an agency authorized by the Government and in at least one local newspaper having wide circulation in the region, and also notify the vacancies to the Employment Exchange of the District and District Social Welfare Officer.

(2B)The said advertisement shall be kept open for at least fifteen days before filling of the concern post. A candidate can apply for vacant post in response to the said advertisement through online process or by an application in writing giving full details regarding name, address, date of birth, educational and professional qualifications, experience, etc., with the marks secured in the Aptitude Test. After completion of the period mentioned in the advertisement, the School Committee shall publish the merit list within five working days and select the candidate according to the merit list.”;

(b) in sub-rule (3), the words “a teaching or” shall be deleted;

(c) for sub-rule (8), the following sub-rule shall be substituted, namely :-

“(8) If the posts specified in sub-rule (7) remain vacant after following the procedure specified in sub-rule (2A),the management shall adopt the procedure laid down in sub-rule (9) to fill up the said vacancies.”.

**6.** In Schedule ‘B’ of the principal Rules, -

(a)for entry I, the following entry shall be substituted,

namely:-

**“I. Qualifications for Primary Teachers.-** The minimum qualifications for Primary Teachers i.e. from I to VIII standards, shall be as per the qualifications laid down by the National Council for Teacher Education (NCTE) under the Right of Children to Free and Compulsory Education Act, 2009 (35 of 2009). ”;

(b) in entry II, in sub-entry (I),-

(I) at the end of clause (vi), the word “and” shall be added;

(II) after clause (vi), the following clause shall be added, namely:-

“(vii) Qualifying Teachers’ Aptitude Test as specified by the Government from time to time.”;

(c) in entry III,-

(I) under sub-entry (I), for clause (c), the following clause shall be substituted, namely:-

“(c) Qualifying Teachers’ Aptitude Test as specified by the Government from time to time.”;

(II) clause (d) shall be deleted.

By order and in the name of the  
Governor of Maharashtra,

Deputy Secretary to Government.