OFFICE OF THE PRINCIPAL

GOSSAIGAON COLLEGE, GOSSAIGAON

From,

Dr. Kumud Ranjan Basumatary,
M.A.,M.Phil, Ph.D.
Principal i/c,
Gossaigaon College,
Gossaigaon

P.O.:-Gossaigaon, Pin-783360 Dist.:-Kokrajhar, BTAD (Assam),

Mobile:-+ 918876126979 Fax:- 03669-220151

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Memo No GC: 34/2022-2023/ Date: 14/12/2022

UNDERTAKING

This is to certify that the following documents and information given in respect of the Metrix 6.2 (6.2.1: The functioning of the institutional bodies is effective and efficient as visible from policies, administrative setup, appointment and service rules, procedures, deployment of institutional Strategic/perspective/development plan etc) is true to the best of my knowledge and belief.

1. Documents related to policies, administrative setup, appointment and service rules, procedures, deployment of institutional Strategic/ perspective/development plan etc

Principal, Gossaigaon Collège, Gossaigaon

GOVERNMENT OF ASSAM OFFICE OF THE DIRECTOR OF HIGHER EDUCATION : ASSAM <u>KAHILIPARA : GUWAHATI-19</u>

No.PC/HE/Prov./31/2018/69

Dated Kahilipara, the 12th August, 2021.

From:

Sri Dharma Kanta Mili, ACS

Director of Higher Education, Assam,

Kahilipara, Guwahati-19.

To,

The Principal/Tutor Principal/Principal-in-charge,

- 1. Janapriya College,
- 2. Harendra Chitra College
- 3. Barpetaa Bongaigaon College
- 4. Indira Gandhi College
- 5. Mahendra Kumar Dey College
- 6. S. M. Dev College
- 7. Jiadhal College
- 8. Silapathar College
- 9. Moran Commerce College
- 10. Dharmasala College
- 11. Golaghat Purbanchalik College
- 12. Agia College
- 13. Udali College
- 14. Ghana Kanta Borah College
- 15. West Guwahati Commerce College
- 16. Madhya Kampeeth College
- 17. Bamundi College
- 18. Rampur Anchalik College
- 19. Pub Bongsor College
- 20. Telahi Tuwaram Nath College
- 21. Bhuragaon College
- 22. Dhamdhama Anchalik College
- 23. Murazar College
- 24. Jamunamukh College/
- 25. Katahguri College
- 26. Alhaz Sunai Bibi Choudhury College

Sub:

Regarding formation of new Governing Body as per existing College Management

Rules of Govt..

Ref.

Govt. letter No.AHE.1010/2019/Pt./49, dtd.01/02/2021, No.AHE.490/2020/25, dtd.01/02/2021, AHE.416/2020/73, dtd.01/02/2021 and No.AHE.51/2021/8,

dtd.10/02/2021

Sir,

In inviting a reference to the Govt. letters on the subject cited above and as per provision of Section-11 (2) of the Assam Education(Provincialisation of Service of Teachers & Re-Organisation of Educational Institutions) Act,2017, the present Governing Body of newly provincialised Degree Colleges are no longer in existent. You are requested to submit proposal for formation of new Governing Body of your College as per existing College Management Rules of Govt. to the undersigned at the earliest.

In this regard necessary instruction has also been given as terms and conditions in the provincialisation order issued by this Directorate to the respective Colleges.

Yours Faithfully,

12

Director of Higher Education, Assam WoKahilipara, Guwahati-19.

Contd..P/2.

Memo No.PC/HE/Prov./31/2018/ 69-A Copy to :-

Dated Kahilipara, the 12th August, 2021.

1. The Director of Education, BTC, Kokrajhar for information and necessary action.

2. The P.S. to the Principal Secretary to the Govt. of Assam, Higher Education Department, Dispur, Guwahati-6.

3. The P.S. to the Secretary to the Govt. of Assam, Higher Education Department, Dispur, Guwahati-6.

Director of Higher Education, Assam Kahilipara, Guwahati-19.

GOVERNMENT OF ASSAM OFFICE OF THE DIRECTOR OF HIGHER EDUCATION, ASSAM KAHILIPARA,:::::::::GUWAHATI – 19.

No. DHE/PA/GB (Misc)/4/2018/102

Dated Kahilipara, the 8th October,2021

From:

Sri Dharmakata Mili, ACS

Director Higher Education, Assam,

Kahilipara, Guwahati-19.

To,

The Principal
All Provincialised Colleges, Assam

Sub:-

Regarding appointment of G.B President.

Ref:

Letter No. DHE/PA/GB (Misc)/4/2018/98 Dated Kahilipara, the 1st October,2021

Sir,

In continuation to this office earlier letter mentioned under reference, a request has been made for the Provincialised Colleges whose G.B President term has been expired to submit proposal for appointment of G.B President of the College.

Therefore, the Colleges whose term of G.B President has expired are once again requested to submit panel of educationist along with previous Order of appointing G.B President of your College within 16th October, 2021 positively for taking necessary action.

Please treat the matter as Most Urgent.

Yours faithfully,

asi

Director of Higher Education, Assam Kahilipara, Guwahati-19.

Memo No. DHE/PA/GB (Misc)/4/2018/102-A Copy:-

Dated Kahilipara, the 8-10-2021

- 1. The P.S to the Hon'ble Minister Education, Assam, Dispur, Guwahati-6 for kind appraisal of Hon'ble Minister, Education, Assam
- 2. The P.S to the Principal Secretary, Govt. of Assam, Higher Education Department, Dispur, Guwahati-6 for information.

Director of Higher Education, Assam Kahilipara, Guwahati-19.



THE ASSAM GAZETTE

অসাধাৰণ EXTRAORDINARY প্ৰাপ্ত কৰ্তৃত্বৰ দ্বাৰা প্ৰকাশিত PUBLISHED BY THE AUTHORITY

নং 138 দিশপুৰ, মঙ্গলবাৰ, 11 এপ্ৰিল, 2017, 21 চ'ত, 1939 (শক)
No. 138 Dispur, Tuesday, 11th April, 2017, 21st Chaitra, 1939 (S.E.)

GOVERNMENT OF ASSAM

ORDERS BY THE GOVERNOR

LEGISLATIVE DEPARTMENT :: LEGISLATIVE BRANCH

NOTIFICATION

The 11th April, 2017

No. LGL. 68/2017/6.— The following Act of the Assam Legislative Assembly which received the assent of the Governor on 6th April, 2017 is hereby published for general information.

ASSAM ACT NO. XXV OF 2017

(Received the assent of the Governor on 6th April, 2017)

THE ASSAM EDUCATION (PROVINCIALISATION OF SERVICES OF TEACHERS AND RE-ORGANISATION OF EDUCATIONAL INSTITUTIONS) ACT, 2017

AN ACT

to provincialise the services of the teachers of the Venture Educational Institutions and also to re-organise and streamline the Educational Institutions up to degree level in the State of Assam.

Preamble

Whereas it is expedient to provincialise the services of the teachers of the Venture Educational Institutions and also to re-organise and streamline the Educational Institutions up to Degree Level in Assam so as to conform to the prevailing statutory norms and standards with a further objective to restrict any further growth of such Venture Educational Institutions in the State of Assam;

It is hereby enacted in the Sixty-eighth Year of the Republic of India as follows:-

Short title, extent and commencement.

- (1) This Act may be called The Assam Education (Provincialisation of Services of Teachers and Re-Organisation of Educational Institutions) Act, 2017.
 - (2) It extends to the whole of Assam.
 - (3) It shall come into force on such date as the State Government may, by notification in the Official Gazette, appoint and different dates may be appointed for different provisions of the Act or for different category of educational institutions.

Definitions

- 2. In this Act, unless the context otherwise requires,-
 - (a) "Assam Higher Secondary Education Council" or "AHSEC" means the Assam Higher Secondary Education Council constituted under the provisions of the Assam Higher Secondary Education Act, 1984;

Assam
Act No.
XVII of
1984

- (b) "Block Elementary Education Officer" means the Block Elementary Education Officer in the concerned Block;
- (c) "Board of Secondary Education, Assam" or "SEBA" means the Board of Secondary Education, Assam constituted under the provisions of the Assam Secondary Education Act, 1961;
- (d) "Base School" means either an existing provincialised or a Venture Educational Institution identified for the purpose of provincialisation of services of teachers and/or tutors, as the

Assam Act No. XXV of 1961 Primary schools, within the radius of 1 km in case of Lower Primary schools, within the radius of 3 kms in case of Upper Primary schools, within the radius of 5 kms in case of High Schools or High Madrassas and within the radius of 7 kms in case of Higher Secondary schools or Junior Colleges and which posses satisfactory norms and standards in relation to enrollment of students, adequate infrastructure and having DISE Code for the year 2009-2010 or before;

- (e) "Deputy Inspector of Schools" means the Deputy Inspector of Schools in the concerned Sub-division;
- (f) "Director" means the Director of Elementary Education in case of a Primary or a Upper Primary School; Director of Secondary Education in case of a High School or High Madrassa or a Higher Secondary School or a Junior College; and Director of Higher Education in case of a Degree College:

Provided that in case of amalgamated High or Higher Secondary Schools, where primary or upper primary education is also imparted, the Director would mean the concerned Director in respect of the teachers and matters concerning their service conditions and emoluments but for the purpose of administration and all other purposes the Director would mean the Director of Secondary Education;

(g) "District Elementary Education Officer" means the District Elementary Education Officer of the concerned district:

Provided that in case of newly created districts, the concerned district shall mean the erstwhile district until the District Elementary Education Officer for the newly created district is appointed.

- (h) "District Scrutiny Committee" means the District Scrutiny Committee constituted under section 12 for each District to recommend names of Venture Educational Institutions along with the names of teachers and tutors whose services are considered eligible for provincialisation under this Act;
- (i) "DISE Code" means District Information System for Education Code prepared by the Sarba Sikhsa Abhijan, Assam and as available in the records of the National University of Educational Planning and Administration, New Delhi;
- (j) "employee" means and includes all serving teachers and tutors as the case may be, of Venture Educational Institutions who have been appointed and joined in the concerned Venture Educational Institution before the 1st day of January, 2011 and

whose services are being or would be provincialised under this Act:

- (k) "Governing Body" means the Governing Body of a College or a Junior College approved by the appropriate authority as notified by the State Government, for carrying out the management of the College or the Junior College, as the case may be;
- (l) "Inspector of Schools" means the Inspector of Schools in the concerned district and unless the context otherwise requires, it includes an Assistant Inspector of Schools of the same district:

Provided that in case of newly created districts, the concerned district shall mean the erstwhile district, until the Inspector of Schools of the newly created district is appointed;

- (m) "Managing Committee" means the Managing Committee constituted under the provisions of the Right of Children to Free and Compulsory Education Act, 2009 or the rules made thereunder in the case of a Primary or Upper Primary School and in case of High School, High Madrassa and Higher Secondary School, the Managing Committee approved by the appropriate authority as notified by the State Government for carrying out the management of the concerned educational institution;
- (n) "Mixed Medium School" means a Primary School (both Upper Primary and Lower Primary) and a High School as defined in section 2(za), 2(zb) and 2(x) respectively situated in the same campus imparting education in more than one medium like Assamese, Bodo etc;
- (o) "newly created district" means district created by the State Government by Notification in the Official Gazette on or after 01.01.2013;
- (p) "provincialisation" means taking over the liabilities for payment of salaries including dearness allowance, medical allowances and such other allowances to the teachers and/or tutors, as admissible to the Government servant of similar category and gratuity, pension, leave encashment etc. as admissible, under the existing rules to the Government servants serving under the Government of Assam;
- (q) "Provincialised School" or 'Provincialised College" means an existing provincialised school or college or a Venture Educational Institution wherein the services of teachers and tutors are provincialised under this Act;

Central Act No. 35 of 2009

- (r) "State Government" means the State Government of Assam in the concerned Education Department i.e. Elementary Education Department in case of Primary and Upper-Primary Schools; Secondary Education Department in case of Secondary, Higher Secondary Schools and Junior Colleges; Higher Education Department in case of Degree Colleges;
- (s) "State Level Scrutiny Committee" means the State Level Scrutiny Committee constituted under section 12 (10) to cause physical verification of the institutions as recommended by the District Scrutiny Committee for final recommendation in the matter of provincialisation;
- (t) "teacher" means Teachers, Assistant Teachers, Classical Teachers and also includes Lecturers, Assistant Professors, Associate Professors, Professors, Principal, Vice-Principal, Demonstrator, Headmaster, Assistant Headmaster, Superintendent, Assistant Superintendent and any person of the teaching faculty working in the Venture Educational Institution having required educational and professional qualification as per norms and standards fixed by the Right of Children to Free and Compulsory Education Act, 2009, National Council for Teachers Education Act, 1993, University Grants Commission Act, 1956 and the relevant rules and regulations framed thereunder and any other Act as the case may be, as applicable on the day of provincialisation and whose services are provincialised under this Act in the post of teacher or in any other post in the teaching faculty but, not as tutor under this Act;

(u) "tutor" means and includes Teachers, Assistant Teachers, Classical Teachers and also includes Lecturers, Assistant Professors, Associate Professors, Professors, Principal, Vice-Principal, Demonstrator, Headmaster, Assistant Headmaster, Superintendent, Assistant Superintendent in a provincialised educational institution under this Act who are not eligible for provincialisation of their services and whose services cannot be provincialised in the post of Teacher under this Act due to lack of his/her educational and professional qualifications required as per the Right of Children to Free and Compulsory Education Act, 2009, National Council for Teachers Education Act, 1993, University Grants Commission Act, 1956 and the relevant rules and regulations framed thereunder and any other Act, as the case may be, as applicable on the date of provincialisation,

Central
Act No.
35 of
2009;
Central
Act No.
73 of
1993;
Central
Act No.3
of 1956

Central Act No. 35 of 2009; Central Act No. 73 of 1993, Central Act No.3 of 1956 however, his/her service is provincialised as tutor with separate terms and conditions of service, to be notified by the competent Administrative Department:

Provided that a tutor shall not be eligible to hold the post of Professors, Principal, Vice-Principal, Headmaster, Assistant Headmaster, Superintendent, Assistant Superintendent, as the case may be, in an educational institution provincialised under this Act;

- (v) "University" means the Universities which have got the status of an affiliating University under the relevant Acts constituting such Universities;
- (w) "Venture Degree College" means a Degree College imparting education beyond Higher Secondary stage established by the people of the locality prior to 1.1.2006 and which has also received affiliation up to the highest class from the concerned University and concurrence from the State Government on or before 1.1.2006 and whereof the services of teachers have not been provincialised under any Act enacted by the State legislature so far;
- (x) "Venture High School" means High School imparting education up to class X and established by the people of the locality prior to 1.1.2006 which has received permission from the State Government and recognition from the Board of Secondary Education, Assam on or before 1.1.2006 and whereof the services of the teachers have not been provincialised under any Act enacted by the State legislature so far;
- (y) "Venture Higher Secondary School" means a Higher Secondary School imparting education up to Class XII and established by the people of the locality prior to 1.1.2006 which has received permission from the State Government on or before 01.01.2006 and whereof the services of teachers have not been provincialised under any Act earlier enacted by the State legislature so far;
- (z) "Venture Junior College" means a Venture Junior College established by the people of the locality prior to 1.1.2006 which has received concurrence from the Government and permission from the Assam Higher Secondary Education Council on or before 01.01.06 and whereof the services of teachers have not been provincialised under any Act earlier enacted by the State legislature so far;

(za) "Venture ME School" including "Venture ME Madrassa" means an Upper-Primary School imparting education from class VI up to class VIII and established by the people of the locality prior to 1.1.2006 which has received recognition from the competent authority on or before 01.01.2006 and captured in the DISE Code up to 2009-10 and whereof the services of the teachers have not been provincialised under any Act enacted by the State legislature so far:

Provided that the DISE Code shall have to be issued on or before 2009-10 and DISE Code issued thereafter shall not be considered for the purpose of provincialisation of services of any employee of the institution;

(zb) "Venture Lower Primary School" or "Venture LP School" means a School imparting education up to Class V and established by the people of the locality prior to 1.1.2006 whose name figure in the DISE Code up to 2009-10 and prior to that and whereof the services of the teachers have not been provincialised under any Act enacted by the State legislature so far:

Provided that the DISE Code shall have to be issued on or before 2009-10 and DISE Code issued thereafter shall not be considered for the purpose of provincialisation of services of any employee of the institution;

- (zc) "Venture Upper Primary School" means a School imparting education from class VI up to class VIII and established by the people of the locality prior to 1.1.2006 which has received recognition from the competent authority on or before 01.01.2006 and captured in the DISE Code up to 2009-10 and whereof the services of the teachers have not been provincialised under any Act enacted by the State legislature so far;
- (zd) "Venture Educational Institutions" means and includes Venture Degree College, Venture Higher Secondary School, Venture Junior College, Venture High School, Venture High Madrassa, Venture ME School, Venture ME Madrassa, Venture Upper Primary School and Venture Lower Primary School situated within the State of Assam excluding the areas covered under the Sixth Schedule of the Constitution of India unless a separate Notification for inclusion of the Venture Educational Institution in such areas is issued and published by the Government in the Official Gazette:

Provided that the educational institutions which are running professional courses and private institutions run with the fees received from the students shall not come within the purview of the definition of Venture Educational Institution under this clause.

Eligibility
criteria for
selection of
educational
institution for
provincialisation
of services of
teachers/ tutors.

3.

- (1) Subject to the provisions of Article 30 of the Constitution of India, the following categories of Venture Educational Institutions shall be eligible for being considered for provincialisation of the services of their teachers and tutors:-
 - (i) The Venture Educational Institutions which have been established and had obtained the required permission, recognition, affiliation, concurrence, as the case may be, up to the last and highest class required for the concerned institution from the respective competent Authority or Authorities on or before 1.1.2006:

Provided that the order for such permission, recognition, affiliation, concurrence etc. shall have to be issued on or before 01.01.2006 and any order issued thereafter with any retrospective effect, shall not be considered for the purpose of provincialisation of services of any teacher and tutor, as the case may be, of the institution;

- (ii) The land, building and other infrastructure of such Venture Educational Institutions in case of Venture Primary and Upper Primary Schools shall be as far as practicable at par with the provisions under the Right of Children to Free and Compulsory Education Act, 2009 and Rules framed there under; Venture Educational Institutions in the case of Venture Secondary and Higher Secondary Schools and Junior Colleges shall be as far as practicable at par with the provisions under Assam Non-Government Educational Institutions (Regulation and Management) Act, 2006 and Rules framed thereunder, and in case of Degree Colleges, same shall be as per norms set by University Grants Commission.
- (iii) The concerned Venture Educational Institution must have land in the name of the Institution with clear and exclusive title and possession over the land before 01.01.2006 and no lease or rent or donor agreement executed at any point of time, shall not be considered in any manner for this purpose:

Central Act No. 35 of 2009;

Assam Act No-IV of 2007 Provided that in case of institutions situated in Forest area, Forest Possession Certificate from the competent Forest Authority certifying that the institution has been in possession of Forest Land prior to 01.01.2006 and in case of institutions situated in Tea Gardens, certificate from Tea Garden Authority certifying that the institution has been in possession of Tea Garden Land prior to 01.01.2006, shall have to produced by the concerned educational institution before the District Scrutiny Committee constituted under section 13.

- (iv) Venture Educational Institutions has a minimum total enrolment of 30 students if it is a Venture Primary or Upper Primary School as on the date of coming into force of this Act;
- (v) The Venture Educational Institutions has a minimum total enrolment of 25 students in class-X, if it is a Venture High School; 25 students in Class-XII if it is a Venture Higher Secondary School or a Venture Junior College; 30 students in the Final year of Three Year Degree Course, if it is a Venture Degree College, as on the date of coming into force of this Act;
- (vi) In case of a Venture High School or a Venture Higher Secondary School or a Venture Junior College or a Venture Degree College, the concerned Venture Educational Institution must have a consistent good academic performance which would mean that at least 30% of the candidates appearing for the final examination as a whole must have passed in the last three consecutive examinations held during previous three consecutive years prior to the date of coming into force of this Act.
- (vii) In addition to the provision under clause (v) above, at least 10 students must have appeared in the last final examination in any subject in case of Venture High School, Venture High Madrassa, or Venture Higher Secondary School or Venture Junior College. At least 15 students in any subject must have appeared in case of Venture Degree College in the last final examination.
- (viii) In case of Venture ME School, there must be one Science teacher or tutor to teach Science and Mathematics subject. In case of Venture High School, there must be one

- teacher or tutor to each core subject i.e. Mathematics, Science, English, MIL and Social Studies;
- (ix) There shall be additional post in the same subject in Venture Higher School, High Madrassa, Venture Higher Secondary School, Venture Junior College and Venture Degree College, if the minimum students appearing in the last final examination of the highest class for that subject exceeds eighty in each class for the second post and exceeds 150 in each class for the third post;
- (x) Two numbers of teachers and /or tutors of the Venture LP School shall be provincialised under this Act and their services shall be merged with the Base School identified in respect of the area wherein the said venture school was situated. After so merger in the Base School, the minimum number of teacher as specified in the schedule of the Right of Children to Free and Compulsory Education Act, 2009 shall be followed. The deficit in number of post of teacher in the Base School shall be filled up in accordance with the norms and standards of the said Act and following the provision of relevant Act and Rules in force for filling up of vacant post.

Central Act No. 35 of 2009

(xi) In case of Venture Upper Primary School there shall be minimum three teachers or tutors at least one teacher each for (a) Science and Mathematics (b) Social Studies and (c) Languages:

Provided that for additional posts it shall be considered in accordance with the norms and standard stipulated in the Schedule under sections 19 and 25 of the Right of Children to Free and Compulsory Education Act, 2009.

Central Act No. 35 of 2009

- (xii) The enrolment shall be verified with the data as per DISE Code 2009-10 or before as available in the records of the National University of Educational Planning and Administration, New Delhi. There shall be physical verification of students and checking of records of attendance of students of last three years.
- (xiii) In case of mixed medium school for provincialisation of teacher and /or tutor each medium of instruction of such school shall be treated as a separate school except for the post of Head of the institution who shall be the Head of the Institution in respect of both the schools.

(2)

In case of a Venture Degree College and a Venture Higher Secondary School or a Venture Junior College the eligibility criteria specified in sub-section (1) above regarding date of recognition, affiliation or concurrence, minimum enrolment and performance would mean in respect of each of the subjects with or without 'Major' as the case may be, and the services of the teachers appointed or engaged in connection with such subject or subjects shall be considered for provincialisation under the provisions of this Act, only if the specified eligibility criteria as per University Grants Commission Act, 1956, National Council for Teachers Education Act, 1993 and relevant rules and regulations framed thereunder, as the case may be, as applicable on the date of provincialisation, are satisfied and having sufficient enrolment in the concerned School or Colleges including in the concerned subject.

Central Act No.3 of 1956; Central Act No. 73 of 1993,

(3) The concerned Venture Educational Institution must have the required infrastructure as specified by the concerned University to which the College is affiliated in case of Venture Degree Colleges; and as specified in the Schedule of the Right of Children to Free and Compulsory Education Act, 2009 as far as practicable and having DISE Code for the year 2009-2010 or prior to that in case of Venture Primary or Upper Primary School and in case of all other Educational Institutions, the concerned institution must have the required infrastructure as specified in section 10 of the Assam Non-Government Educational Institutions (Regulation and Management) Act, 2006 as far as practicable.

Central Act No. 35 of 2009

Assam Act No. IV of 2007

Regulations made by the concerned affiliating University, in case of a Venture Degree College; subject to the provisions of the Right of Children to Free and Compulsory Education Act, 2009, in case of a Venture Primary or Venture Upper Primary School; and, in case of all other institutions, subject to the provisions of the Assam Non-Government Educational Institutions (Regulation and Management) Act, 2006, if an educational institution which does not fulfill the eligibility criteria as stated herein above on the date of coming into force of this Act, such institution, shall not be eligible to be

Central Act No. 35 of 2009

Assam Act No. IV of 2007 considered for provincialisation of the services of its teachers, but, may be allowed to run as a Private Institution or a Non-Government Educational Institution as before subject to fulfillment of other statutory norms in force.

- (5) If any Venture Educational Institution established and administered under Article 30 of the Constitution of India prefers to come under the ambit of this Act and if the services of teachers of such institutions are provincialised under this Act, such institutions shall not remain under the ambit of the provisions of Article 30 of the Constitution of India with effect from the date of such provincialisation.
- (6) (a) The Government of Assam shall identify Base School for the purpose of provincialisation of services of teachers of the Venture Educational Institutions so as to fulfill the norms and standards required for providing educational institutions within a specified area as follows:-
 - (i) at least one Lower Primary School within a radius of 1 Km;
 - (ii) at least one Upper Primary School within a radius of 3 Kms;
 - (iii) at least one High School or High Madrassa within a radius of 5 Kms; and
 - (iv) at least one Higher Secondary School or Junior College within a radius of 7 Kms.
 - (b) If any Provincialised School already exists within the aforesaid radius, the existing Provincialised School shall be identified as the Base School at the exclusion of a Venture Educational Institution within the said radius:

Provided that in case of two or more existing provincialised Educational Institutions within the radius of the area as specified in clause (a), the District Scrutiny Committee shall identify only one of such educational institutions as the Base School, considering the existing infrastructure and other amenities and facilities available in such educational institution.

(7) All the Teachers including Tutors and the students of an Educational Institution provincialised under this Act shall be merged with the Base School, to fulfill and maintain norms and standard of Educational Institution including Pupil Teacher Ratio (PTR) and all other Statutory requirements for the purpose to re-organise in education sector in all levels. The Base School can be an existing provincialised School or it may be a Venture Educational Institution eligible for provincialisation under this Act having adequate infrastructure:

Provided that the existing provincialised School shall be preferred over a Venture Educational Institution for identification as a Base School.

- (8) Educational institution which are running professional courses and private institution run with the fees realised from the students shall not be considered for provincialisation of services of the teachers under this Act.
- (9) Save and except an institution covered under Article 30 of the Constitution of India which is already getting financial assistance or grants-in-aid from the Government, no other Private or Non-Government educational institution shall be entitled to get any aid or assistance from the State Government in any form with effect from the date of coming into force of this Act.
- (10) If any eligible Venture Educational Institution intends to remain outside the purview of provincialisation of services of their teachers and/ or tutors under this Act, such institution shall give their option in writing expressing their intention to remain outside the purview of this Act, before the District Scrutiny Committee within one year from the date of coming in to force of this Act.

Teachers and/ or 4. (1) tutors to be government servants.

- Subject to fulfillment of all other provisions of this Act, the services of the teachers and/or tutors of all Venture Educational Institutions eligible under section 3 shall be deemed to have been provincialised on the date of publication of the provincialisation order by Notification in the Official Gazette and they shall become employees of the State Government with effect from such date.
- (2) The teachers and/or tutors to be provincialised under this Act,-
 - (i) must have been working as a teacher in the concerned Venture Educational Institution that have been fully recognized up to the last and highest class required for such Institution by the competent authority on or before 01.01.2006;

- (ii) must have minimum educational and professional qualifications as laid down under different Acts, Rules and Regulations as mentioned under section 6 or any other relevant statutory provisions, as the case may be;
- (iii) must have rendered at least six years continuous service as on 1.1.2017 from the date of joining in the concerned Venture Educational Institution which must be on 31.12.2010 or prior to that date.
- (iv) in case of teachers and/or tutors of the Schools for special subject like Sanskrit, Arabic, Hindi, Craft Teacher, Music Teacher and other Classical Teachers, the number of students appeared in the concerned final examination like HSLC and HS (10 + 2) conducted by the SEBA or the ASHEC, as the case may be, shall not be less than 10 students in each class per year during last three years.

Land, building etc to vest with the Government.

- (1) With effect from the date of provincialisation of the services of the teachers and/or tutors of the Venture Educational Institutions under this Act, the land, building and other assets of the concerned educational institution shall vest with the Government.
- (2) In case of merger/or amalgamation of one educational institution with other educational institution, the land, building and other assets vacated by any such merged educational institution shall be used by the Government for other suitable purpose whatsoever.

Educational and
Professional
qualification of
teachers

6.

(1) The services of teachers in a Venture Educational Institution from the Primary level up to the Degree Level, shall be considered for provincialisation in the post of teachers or relevant teaching faculty in appropriate nomenclature, as the case may be, subject to fulfillment of the eligibility criteria relating to educational and professional qualifications as laid down under the following Acts, Rules and Regulations:-

Central Act No. 35 of 2009;

- (a) The Right of Children to Free and Compulsory Education Act, 2009 and its Rules:
- (b) The National Council for Teachers Education Act, 1993 and its Regulations in force at the time of provincialisation of services.
- (c) The Assam Secondary Education (Provincialised)
 Service Rules, 2003, as amended in 2012;

Central Act No. 73 of 1993; (d) The University Grants Commission Act, 1956 and University Grants Commission Regulations on Minimum Qualifications for Appointment of Teachers and other Academic Staff in Universities and Colleges and Measures for the Maintenance of Standards in Higher Education, 2010, framed thereunder, as the case may be.

Central Act No. 3 of 1956

- (2) The services of a teaching employee in a Venture Educational Institution shall be considered for provincialisation as teacher only if they have the requisite academic and professional qualifications prescribed under the relevant Acts, Rules or Regulations as mentioned in sub-section (1) of this section which are applicable for the time being in force, otherwise their services shall be provincialized as tutor.
- (3) In case of teachers for special subjects like Sanskrit, Arabic, Hindi, Craft Teacher, Music Teacher, and any other Classical Teachers, the qualification should be as per the qualification prescribed by the relevant statutory Rules of the State Government in force.

Educational and Professional qualification of tutor.

- (1) The tutor must acquire the prescribed educational and professional qualifications within a period of five years from the date of publication of the order of provincialisation of services of the teachers and or tutors of the concerned Venture Educational Institutions in the Official Gazette and after acquirement of required qualification, they shall be upgraded to the post of teacher in appropriate cadre.
- (2) If such tutor fail to acquire such prescribed qualifications within a period of five years from the date of publication of the order of provincialisation in the Official Gazette, their cases shall not be considered for up-gradation to the post of teacher after the lapse of a period of five years from the date of publication of provincialisation order in the Official Gazette and they shall continue to function as tutor as per same terms and conditions which were applicable to them before provincialisation of the concerned Venture Educational Institution.

Terms and conditions of service.

8. (1) Subject to the provisions of this Act and the Rules made hereunder all rules including service rules and rules of conduct and discipline which are applicable to State Government

- servant of corresponding ranks, shall be applicable to all teachers of educational institution whose services have been or to be provincialised under the provisions of this Act.
- (2) The teachers whose services have been provincialised under this Act shall get full scale of pay and such emoluments as salary and allowances as per norms of the State Government applicable to the employees of the corresponding rank with effect from the date of provincialisation of their services, as if they are fresh appointees and they cannot claim any benefit whatsoever in respect of past services rendered by them before provincialisation and in respect of pension, they shall be governed by the New Pension Scheme applicable to the State Government teachers of the corresponding rank.
 - For the tutors whose services are provincialised as tutors under this Act, their scope of work and other condition of service shall be notified by the concerned administrative department separately. The emoluments for tutor shall be paid at the rate as specified in the Schedule appended to this Act subject to the condition that the enhanced emoluments after 2(two) years as per schedule shall be admissible in respect of a tutor on submission of a satisfactory performance report by the head of the concerned educational institution to the Drawing and Disbursing Officer after completion of 2(two) years service from the date of provincialisation. In the event of subsequent acquirement of educational and professional qualification by such tutors within 5 years from the date of provincialisation of the services of teachers in the concerned Venture Educational Institution, they shall be eligible for upgrading their posts as teachers. In the event of failure in acquiring required qualification within five years from the date of provincialisation of the Venture Educational Institutions, he shall continue as a tutor only under the terms and conditions of service including their salary and allowances as may be notified by the Government under sub-section(4) of this section.
- (4) The scope of work and other terms and conditions of service of the tutors shall be notified by the respective administrative departments separately.
- (5) The teachers, who have completed sixty years of age as on the date of coming into force of this Act, shall be deemed to have retired with effect from that date and they shall have no claim whatsoever from the State Government as regards their pay,

allowances and retirement benefits for services already rendered by them in such educational institutions before the date of provincialisation.

(6) The teachers and tutors provincialised under this Act shall hold personal posts to be created for provincialisation of their services. These posts shall be outside the cadre which shall stand abolished on cessation of services by the concerned teacher or tutor, as the case may be, due to retirement, death, resignation or any other reason whatsoever.

With effect from the date of publication of the notification under sub-section (1) of section 4, the administration, management and control of all provincialised educational institutions coming within the purview of this Act shall vest in the State Government.

Management of 9.
the educational
institution where
services of
teachers are
provincialised.

Managing 10.

committee in

respect of

primary/ upper

primary schools.

11.

The constitution, composition, powers, functions and duties of the Managing Committee in respect of the Primary and Upper Primary Schools shall be governed by the provisions of the Right of Children to Free and Compulsory Education Act, 2009 and the rules made thereunder.

Central Act No. 35 of 2009

Managing
committee
/governing body
in respect of
other
educational
institutions.

- (1) The State Government or an officer authorized by the State Government not below the rank of a District Elementary Education Officer in case of Elementary Schools or the Inspector of schools of the District in case of High School, High Madrassa, Higher Secondary School by order passed in that behalf shall constitute a Managing Committee in respect of High School, High Madrassa or Higher Secondary School and a Governing Body in respect of a Junior College.
- (2) The State Government or an Officer authorized by the State Government not below the rank of the Director of Higher Education, in case of Degree College, shall constitute a Governing Body in respect of a Degree College.
- (3) The Governing Body and the Managing Committee, as the case may be, of such institutions shall exercise such powers and shall perform such functions as specified in the relevant Acts and rules prescribed thereunder.
- (4) The State Government or the officer so authorized by the State Government may, re-constitute the Managing Committee or the Governing Body, as the case may be, as may be required under the relevant statutory provision.

- (5) The composition of the Managing Committee or Governing Body, as the case may be, shall be such as provided in the relevant Act, rules or orders etc. in respect of the concerned Educational Institution.
- (6) Subject to overall control and supervision of the Director, all teachers and/tutors whose services are or would be provincialised under this Act, shall be accountable and remain subject to the control of the Managing Committee or the Governing Body, as the case may be.
- (7) All teachers, whose services have been provincialised under this Act, shall render their services under the control and supervision of the Head of the Institution and if so required their services may be utilized in the lower classes also, for smooth running of the concerned Educational Institution.

Amalgamation/ merger and shifting or expansion of educational institution.

12.

- (1) In appropriate cases, if there is already an existing educational institution nearby, and the enrolment of the students do not justify for more than one institution in the same locality, or there are other sufficient reasons so to do, the State Government, in the public interest and for reasons to be recorded in writing may, order for transfer or shifting of the institution and the incumbents of the institution from one place to another, or may order amalgamation or merger of two or more existing institutions as per Siksha Khetra Scheme.
- (2) In appropriate cases, if the State Government is of the view that an existing educational institution needs be expanded so as to have more classes, the State Government may, by order, make expansion of an existing educational institution from Primary to Upper-Primary and from Upper-Primary to Secondary and Secondary to Higher Secondary or reverse the said educational institutions to a lower level in the case of lose or absence of such necessity of more classes in any such Educational Institution.
- (3) All incumbents whose services have been provincialised under the provisions of this Act and who are working in one of the schools in respect of which an order under sub-sections (1) and (2) above has been passed, shall be liable to be transferred and posted in any other provincialised institution in the same rank and grade.
- (4) All teachers working in a higher grade in an institution in respect of which an order under sub-section (2) has been passed may be required to teach in the lower classes also.

Committee and State Level Scrutiny Committee.

- District Scrutiny 13. (1) There shall be District Scrutiny Committees in each district separately for Elementary, Secondary and for Higher Education to scrutinize service records and other related issues of the serving teachers of Venture Educational Institutions pertaining to provincialisation of their services.
 - The Deputy Commissioner of the District, by an order, shall (2)constitute the District Scrutiny Committee for the respective district under preceding sub-section:

Provided that in case of newly created districts, the Deputy Commissioner of the erstwhile district with the help of Deputy commissioner of the newly created district shall scrutinize all cases of entire erstwhile district.

- (3) The District Scrutiny Committee for Higher Education shall be constituted with the following members, namely:-
 - The Deputy Commissioner or his nominee not below the rank of Additional Deputy Commissioner of the concerned district --- Chairman;
 - (ii) The Inspector of Schools of the concerned district-----Member-Secretary;
 - (iii) One nominee of the Deputy Commissioner of newly created district if the institution falls within the jurisdiction of the newly created district; Member;
 - (iv) One Principal of College situated within the district to be nominated by the Inspector of Schools----Member;
 - (v) One retired Principal of College of the concerned district to be nominated by the Inspector of Schools --- Member;
 - (vi) One eminent person in the field of education who is an ordinary resident of the concerned district to be nominated by the Deputy Commissioner-Member.
 - (4) The District Scrutiny Committee for Secondary Education shall be constituted with the following members, namely:-
 - The Deputy Commissioner or his nominee not below the rank of Additional Deputy Commissioner of the concerned district --- Chairman;
- (ii) The Inspector of Schools of the concerned district-----Member-Secretary;
 - (iii) One nominee of the Deputy Commissioner of newly created district if the institution falls within the

- jurisdiction of newly created district; Member;
- (iv) One Principal of Junior College situated within the district to be nominated by the Inspector of Schools----Member;
- (v) One Principal of Provincialised Higher Secondary
 School situated in the district to be nominated by the
 Inspector of Schools --- Member;
- (vi) One Headmaster of Provincialised High School/High Madrassa situated within the district to be nominated by the Inspector of Schools – Member;
- (vii) One eminent person in the field of education who is an ordinary resident of the District to be nominated by the Deputy Commissioner—Member;
- (viii) One retired Principal/Headmaster of an Educational Institution situated within the district to be nominated by the Inspector of Schools---Member.
- (5) The District Scrutiny Committee for Elementary Education shall be constituted with the following members, namely:-
 - (i) The Deputy Commissioner or his nominee not below the rank of Additional Deputy Commissioner of the concerned district --- Chairman;
 - (ii) The District Elementary Education Officer of the concerned district---Member-Secretary;
 - (iii) One representative of the Deputy Commissioner of the newly created district if the institution falls within the jurisdiction of newly created district-----Member;
 - (iv) The Deputy Inspectors of Schools of all Sub-divisions within the concerned district----Members;
 - (v) The Block Elementary Education Officer of all Blocks within the concerned district----Members;
 - (vi) One eminent person in the field of education who is an ordinary resident within the district to be nominated by the Deputy Commissioner-----Member.
- (6) The District Scrutiny Committee shall first scrutinize and prepare a list of all Venture Educational Institutions within the district, which are eligible in terms of the provisions of this Act and shall thereafter proceed to scrutinize and verify the service records of all the serving teachers, who are eligible or would become eligible for being considered for provincialisation of

- their services. The District Committee shall identify a Base School for each category of school and recommend the name of teacher/ tutor to be associated against each Base School.
- (7) The District Scrutiny Committee shall forward the verified list of eligible teachers Base school-wise in accordance with this Act, to the concerned Director who shall place the matter before the State Level Scrutiny Committee to be constituted under sub-section (10) of this section and after making such further scrutiny as may be required, shall forward the same to the concerned Department of the State Government for consideration and for issuing Notification in respect of the eligible institutions and teachers eligible for getting their services provincialised.
- (8) The District Scrutiny Committee shall have the powers to inspect physical existence of school and to inspect all documents and records produced before it and call for such further records and documents as may be required for the purpose of causing verification and scrutiny and examine witnesses for the purpose, if considered necessary and while doing so it shall have the powers of a Civil Court for the purpose of compelling attendance of persons and production of documents.
- (9) The State Government may, for reasons to be recorded in writing, by an order re-constitute the District Scrutiny Committee or may change in its composition, if the circumstances so warrant, from time to time.
- (10) There shall be one State Level Scrutiny Committee at State level for verification of recommendation received from the District Scrutiny Committees with the following member, namely:-
 - (i) Director of the concerned Department of Education-....... Chairman.
 - (ii) Joint Director/Deputy Director of the concerned Directorate-.....Member Secretary
 - (iii) One representative nominated by the concerned Administrative Department-.....Member.
- (11) The State Level Scrutiny Committee shall have to cause physical verification of all institution and will also inspect all documents and records produced before it and call for such other records and documents as may be required for the purpose of causing verification.

(12) When there arises difference in between the recommendation of the District Scrutiny Committee and the Physical verification report caused by the State Level Scrutiny Committee, the matter shall be placed before the State Level Scrutiny Committee and the decision of the State Level Scrutiny Committee shall be final.

Explanation: for the purposes of this section the Deputy Commissioner in relation to Districts included in the areas covered under the Sixth Schedule of the Constitution of India shall mean the Principal Secretary of the respective council.

Appellate authority

14.

15.

The State Level Scrutiny Committee shall be the appellate authority against any recommendation of the District Scrutiny Committee and the State Government in the concerned administrative department shall be the Appellate Authority against any recommendation of the State Level Scrutiny Committee.

Educational institution not provincialised to function as private / non-government institutions.

The services of teachers of the Venture Educational Institutions which have been established on or after 1-1-2006, shall not be provincialised and no such educational institution shall be allowed to remain functional unless it has obtained,-

- (i) affiliation from the affiliating University, if it is a Degree College;
- (ii) permission under the provisions of the Assam Non-Government Educational Institutions (Regulation and Management) Act, 2006, in case of all other educational institutions; and

Assam Act No. IV of 2007

(iii) certificate of recognition from the authority notified under the provisions of section 18 of the Right of Children to Free and Compulsory Education Act, 2009.

Central Act No. 35 of 2009

(2) All such Venture Educational Institutions which have obtained the required affiliation, permission or recognition, as the case may be, shall be allowed to function as purely Private or Non-Government Educational Institution.

Offences and Penalties.

16. (1)

Whoever provides misleading, incorrect or false information to and suppresses material information from or abets the providing or suppression of such information to the District Scrutiny Committee or to any other authority under this Act shall commit an offence under this Act which shall be punishable with imprisonment for a term which may extend to two years.

Offences to be 17.

cognizable and

non-bailable

Offences committed under this Act shall be cognizable and non-bailable under the provisions of the Code of Criminal Procedure, 1973.

Central Act No. 2 of 1974

Trial of cases 18. (1)

Magistrate of the competent jurisdiction under the Code of Criminal Procedure, 1973.

Central Act No. 2 of 1974

(2) Cases under this section shall be tried summarily under the Code of Criminal Procedure, 1973.

Suit and proceedings.

- 19. (1) No suit, prosecution or other legal proceeding shall lie for anything in good faith done under this Act, except with the previous sanction of the State Government.
 - (2) To adjudicate disputes for redressal of grievances relating to the teaching staff of the Non-Government Educational Institution as well as disputes concerning disciplinary action, genuineness of establishment of school and claim for provincialisation in respect of teaching staff of Venture Educational Institution, there shall be an Educational Tribunal for each district within their respective Territorial Jurisdiction. The District and Sessions Judges and the Additional District and Sessions Judges of each District are designated as Educational Tribunal.

Power of interpretation and removal of difficulties.

20.

21.

- (1) If any difficulty arises in interpretation of any provisions of this Act, the interpretation of the State Government shall be final.
- (2) If any difficulty arises in giving effect to the provisions of this Act, the State Government may, by order do anything not inconsistent with the provisions of this Act and the rules framed thereunder, which appear to be necessary or expedient for the purpose of removing the difficulty.

Creation of
personal post
and maintenance
of reservation
policy.

(1) For the purpose of provincialisation of services of the teachers and tutors under this Act, the Government shall create and sanction such number of ex-cadre posts which shall be personal to the incumbents. These personal posts shall stand abolished on cessation of the services of the teachers for any reason whatsoever including retirement, resignation, death etc. Since these are personal as well as ex-cadre posts, the present cadre strength of the concerned service shall not be impacted in any way due to creation of these posts.

- (2) The Administrative Department may retain the posts of any Educational Institution provincialised under this Act, after cessation of the services of the teachers which may be deemed to be necessary to run the institution.
- (3) The posts so retained as per sub-section (2), shall be en-cadred in appropriate cadre and shall continue as permanent posts.
- (4) While making retention of posts under sub-section (2) and in creating additional posts as may be required under this Act, the prescribed percentage of reservation for Scheduled Castes and Scheduled Tribes and other reserved categories, as applicable under the relevant Acts and rules, shall be maintained.

Creation of fund 22.

23.

The State Government shall create a special pool of fund to facilitate implementation of the provisions of this Act in consultation with the Finance Department of the Government of Assam in due course of time.

Power to make rules

 The State Government may, by notification published in the Official Gazette, make rules for carrying out the provisions of this Act.

- (2) Without prejudice to the generality of the foregoing provisions, such rules may provide for all or any of the following matters, namely:-
 - (i) prescribing service conditions and specifying the duties and responsibilities of all teachers whose services have been provincialised under this Act;
 - (ii) preparation and maintenance of service records of the teachers whose services have been provincialised;
 - (iii) for management of the educational institutions;
 - (iv) specifying the powers, duties and responsibilities of the Managing Committee or Governing Body of the educational institutions;
 - (v) prescribing the scope of work, emoluments and remuneration, and other terms and condition of service of tutors provincialised under this Act.
- (3) All rules made by the State Government under this Act shall, as soon as may be after they are made, be laid before the Assam Legislative Assembly while it is in session, for a total period of not less than fourteen days which may be comprised in one

session or two or more successive sessions and shall, unless some later date is appointed, take effect from the date of their publication in the Official Gazette subject to such modifications or annulments as the Legislative Assembly may, during the said period agree to make, so however, that any such modification or annulment shall be without prejudice to the validity of anything previously done thereunder.

The Assam Venture Educational Institutions (Provincialisation

Repeal and savings.

24.

of Services) Act, 2011 as amended vide the Assam Venture Educational Institutions (Provincialisation (Amendment) Act, 2012 and the Assam Venture Educational

Institutions (Provincialisation of Services) (Amendment) Act, 2013, which have been struck down by the Hon'ble Gauhati High Court vide order dated 23.09.2016 in WP(C) No. 3190/2012, and all rules, orders, notifications issued thereunder, shall stand repealed, however, all the teachers whose services were provincialised prior to 23.9.2016, shall

continue and their cases shall be reviewed as per the eligibility

norms set forth for provincialisation under this Act.

Schedule [See section 8(3)]

Fixed salary admissible to a Tutor

Category of Institution	Category of post held by the employee in the institution prior to provincialisation	Fixed salary for 1 st to 2 nd year. (in Rs)	Fixed salary for 3 rd to 5 th year. (in Rs)
Degree College	Principal	36000	40000
	Assistant Professor	27000	30000
Junior College	Principal	20700	23000
	Lecturer	16200	18000
	Demonstrator	14400	16000
Higher Secondary School	Subject Teacher	16200	18000
	Demonstrator	14400	16000

Assam Act No. XVII of 2011; Assam Act No. XXI of 2012; Assam Act No. XX of

2013

Services)

High School/ High Madrassa	Headmaster/Superintendent	16200	18000
	Asstt. Headmaster/ Asstt. Superintendent	14400	16000
	Graduate Teacher (BA/B.Com/B.Sc)	12600	14000
	Sr. Hindi Teacher	12600	14000
	Music Teacher/ Classical Teacher	12600	14000
	Craft Teacher	9900	11000
Upper Primary School (ME School/ME Madrassa)	Headmaster	12150	13500
	Assistant Teacher	10800	12000
	Graduate (Science & Mathematics) Teacher	11700	13000
	Hindi Teacher /Arabic Teacher /Language Teacher	10800	12000
Primary School (L.P School)	Assistant Teacher	10800	12000

S. M. BUZAR BARUAH,

Commissioner & Secretary to the Govt. of Assam, Legislative Department, Dispur, Guwahati-6.



THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্ত্ত ত্বৰ দ্বাৰা প্ৰকাশিত

PUBLISHED BY THE AUTHORITY

নং 408 দিশপুৰ, শুক্ৰবাৰ, 23 ডিচেম্বৰ, 2005, 2 পুহ, 1927 (শক) No. 408 Dispur, Friday, 23rd December, 2005, 2nd Pausha, 1927 (S.E.)

GOVERNMENT OF ASSAM
ORDERS BY THE GOVERNOR
LEGISLATIVE DEPARTMENT:: LEGISLATIVE BRANCH

NOTIFICATION

The 22nd December, 2005

No.LGL. 112/2005/158; The following Act of the Assam Legislative Assembly which received the assent of the Governor is hereby published for general information.

ASSAM ACT NO. XLVI OF 2005

(Received the assent of the Governor on 19th December, 2005)

THE ASSAM COLLEGE EMPLOYEES (PROVINCIALISATION) ACT, 2005.

AN

to provide for provincialisation of the services of employees of the Non-Government Colleges in receipt of deficit grants-in-aid in the State of Assam.

Preamble

Whereas it is expedient to provincialise the services of employees of the Non-Government Colleges in receipt of deficit grants-in-aid from the Government of Assam.

It is hereby enacted in the Fiftysixth Year of the Republic of India

Short title, extent and commencement.

- 1.(1) This Act may be called the Assam College Employees (Provincialisation) Act, 2005.
 - (2) It extends to the whole of Assam except the Autonomous Council areas under the Sixth Schedule to the Constitution of India:

Provided that the State Government may, in consultation with the said Autonomous Councils, extend this Act to the Autonomous Council areas by notification published in the Official Gazette.

(3) It shall be deemed to have come into force on and from the 1st day of December, 2005.

Definitions.

- 2. In this Act, unless the context otherwise requires, -
- (a) "College" means any Non-Government College in Assam in receipt of deficit grants-in-aid from the Government and imparting general education in Arts, Commerce or Science stream in Graduate level;
- (b) "employee" means an employee of a College both teaching or non-teaching appointed substantively against a sanctioned post;
- (c) "existing employee" means an employee of a College both teaching and non-teaching appointed substantively against a sanctioned post and who is or has been in service on or after the 1st day of January, 2005;
- (d) "Governing Body" means the body constituted by the Covernment in accordance with the provisions of the Assam Non-Government College Management Rules, 2001;
- (e) "Government" means the Government of Assam;
- (f) "provincialisation" means taking the liabilities for payment of salaries including dearness allowance, medical allowance and such other allowances as admissible to the government employees of similar category and gratuity, pension, leave encashment, etc. as admissible, under the existing rules, to the employees of the State Government serving under the Government of Assam;
- (g) "prescribed" means prescribed by rules made under this Act;
- (h) "retired employee" means an employee who has retired on attaining the age of superannuation or otherwise.

Employees 3, to be provincialised.

- India, all employees of the Colleges, save and except the employees who exercise option to continue in the existing terms and conditions of service under clause (d) below, shall be deemed to have become the employees of the Government on and from the date on which the Colleges have been brought under the deficit system of grants-in-aid, on the following terms and conditions, namely:-
- (a) all rules including the rules of conduct and discipline, which are applicable to the Government servants of corresponding grade similarly situated shall be applicable;
- (b) the existing employees will continue to receive their respective existing scales of pay and other allowances etc. as admissible to them under relevant rules and orders of the Government;
- (c) the posts in each provincialised College shall constitute an independent cadre for each category of employees. No intercadre transfer from one college to another including mutual transfer shall be allowed;
- (d) the existing employees who want to continue in the existing terms and conditions of service shall give an option in writing to the Director, Higher Education, Assam within a period of three months from the date of coming into force of this Act;

Provided that the option once exercised by an existing employee is final and cannot be changed afterwards;

- (e) any existing employee who does not exercise option under clause(d) shall be deemed to have opted for provincialisation under the provisions of this Act;
 - (f) the employees of the Colleges provincialised after coming into force of this Act shall have no right of option under clause (d); and
- (g) all existing employees who do not exercise option under clause (d)
 shall have to refund the State Government's share of the
 Contributory Provident Fund with interest within six months from
 the date of coming into force of this Act:

Provided that if any existing employee who fails to refund the State Government's share of Contributory Provident Fund with interest within the said stipulated period such employee shall be deemed to have been opted to remain under the existing terms and conditions of service applicable to them before provincialisation.

Colleges to be known as Assam Provincialised Colleges. After coming into force of this Act the Colleges provincialised under this Act shall be known as the Assam Provincialised Colleges as distinct from the Government Colleges in Assam.

Government to 5. take over the services of employees.

The services of all the employees, who do not exercise the option within the stipulated period under clause (d) of section 3, shall vest with the Government with effect from the respective date of provincialisation of the Colleges.

Selection and appointment of employees. Appointments of both teaching and non-teaching posts in the Colleges shall be made by the Director of Higher Education, Assam on the basis of selection and recommendation of the Governing Body of the respective College in accordance with the Rules and Procedure of the Government in force.

Rules to be followed for settlement of pension. 7. (1) The existing employees shall be governed by the existing pension Rules of the Government for the time being in force:

Provided that the employees who join on or after the 1st day of February, 2005 shall not be covered by the existing pension Rules of the Government. They shall be governed by such pension Rules or Scheme, as the case may be, as may be framed by the Government from time to time.

(2) The Director of Higher Education, Assam shall process all pension cases and send them to the Accountant General, Assam as per laid down procedure.

Mode of pension to employees who retired/died prior to 1st January, 2005. Employees who retired/died, as the case may be, prior to 1st January, 2005 shall be given only superannuation pension or the family pension, as may be applicable under the existing pension Rules of the Government. They shall not be entitled to any other pensionery benefits:

Provided that the payment of such superannuation or family pension, as the case may be, are subject to refund of the Government's share of their Contributory Provident Fund within six months from the date of coming into force of this Act:

Provided further that if the Government's share of Contributory Provident Fund is not refunded in respect of a retired/ deceased employee within the aforesaid stipulated period no superannuation pension or family pension shall be admissible in respect of such employee.

Age of superannuation.

 The provincialised employees shall go on superannuation on attaining such age at which a Government servant similarly situated superannuates.

Suits and Proceeding. No suit, prosecution and other legal proceedings shall lie for anything done in good faith under this Act, except with the previous sanction of the Government.

Power of Interpretation and removal of difficulties.

- 11.(1) If any difficulty arises as to the interpretation of any provision of this Act, the interpretation of the Government shall be final;
- (2) If any difficulty arises in giving effect to the provisions of this Act, the Governor may, by order do anything, not inconsistent with the provisions of this Act, which appear to him to be necessary for the purpose of removing the difficulty.

Power of the Government to make Rules.

- 12.(1) Except for the purpose of payment of pension which will be governed by the Assam Services Pension Rules 1969, the State Government may, by notification in the Official Gazette, make rules for carrying out the purposes of this Act.
 - (2) All rules made by the State Government under this Act shall, as soon as may be after they are made, be laid before the State Legislature, while it is in session, for a total period of not less than fourteen days which may be comprised in one session or in two or more successive sessions, and shall, unless some later date is appointed, take effect from the date of their publication in the Official Gazette subject to such modifications or annulments as the Legislature may, during the said period agree to make, so however, that any such modification or annulment shall be without prejudice to the validity of anything previously done thereunder.

M. K. DEKA,

Commissioner and Secretary to the Govt. of Assam, Legislative Department, Dispur.

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rectorate of Ptg. and Sty., Assam, Guwahati-21



ৰাজপত্ৰ

THE ASSAM GAZETTE

অসাধাৰণ EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃত্বৰ দ্বাৰা প্ৰকাশিত PUBLISHED BY THE AUTHORITY

নং 339 দিশপুৰ, সোমবাৰ, 22 নবেম্বৰ, 2010, 1 আঘোণ, 1932 (শক) No. 339 Dispur, Monday, 22nd November, 2010, 1st Agrahayana, 1932 (S.E.)

GOVERNMENT OF ASSAM ORDERS BY THE GOVERNOR EDUCATION (HIGHER) DEPARTMENT, DISPUR

NOTIFICATION

The 15th November, 2010

No. B(2)H.12/2003/Pt-II/113: - In exercise of Powers conferred under sub-section (I) of Section 12 of the Assam College Employees (Provincialisation) Act, 2005 (Assam Act, No. XLVI of 2005), the Governor of Assam is hereby pleased to make the following Rules for carrying out the purposes of the said Act, namely:-

Short title, extent and commencement.

- (1) These Rules may be called the "Assam College Employees (Provincialisation) Rules 2010".
- (2) They shall come into force on the date of their publication in the Official Gazette.
- (3) They shall extend to the areas to which the Act applies.

Definitions

- 2. In these Rules unless the context otherwise requires.
 - (a) "Constitution" means the "Constitution of India";
 - (b) "Governor" means the "Governor of Assam";
 - (c) "Act" means the "The Assam College Employees (Provincialisation), Act, 2005 (Assam Act, XLVI of 2005);
 - (d) "Board" means the "State Selection Board";
 - (e) "Selection Committee" means the Selection Committee Constituted under these Rules.
 - (f) "Departmental Promotion Committee" means a Departmental Promotion Committee constituted under these rules.
 - (g) "Director" means the Director of Higher Education, Assam";
 - (h) "UGC" means the "University Grants Commission", established under the UGC Act, 1956 (Central Act. No. 3 of 1956).

Class and Cadre. 3. Each College shall be a separate entry for the purpose of cadres of employees. All Cadres and their class in the Assam Provincialised Colleges will be the same as in Government Colleges.

Strength of Service.

 The Strength of each cadre in respect of each of the post for each of the colleges shall be as sanctioned by the Government from time to time.

Method of Recruitment.

5. Recruitment shall be made in the manner prescribed hereinafter;

- (1) Appointment to the post of Principal shall be by direct selection. For this the Governing Body shall constitute a Selection Committee, which shall select a person on the basis of an interview from amongst eligible candidates who apply in response to an open advertisement in newspapers. The Governing Body shall recommend this candidate to the Director, who shall issue orders of appointment.
- (2) For the post of Lecturer/Librarian appointment shall be made by direct recruitment with prescribed qualifications through open advertisement in two leading dailies atleast in two consecutive issues. In respect of Grade III and Grade IV posts the list of candidates shall be collected from the local employment exchange/Advertisement in newspaper.
- (3) Appointment to Head Assistant shall be made by promotion from the cadre of Upper Division Assistants on the basis of seniority cum merit.
- (4) Appointment to the post of Upper Division Assistant shall be made on promotion from Lower Division Assistants/Laboratory Assistants/Library Assistants on the basis of Seniority cum merit.
- (5) The Post of Lower Division Assistant, Laboratory Assistant, Library Assistant shall be filled up by direct recruitment and from Laboratory Bearers/Library Bearers/Grade IV having qualification as prescribed in the ratio of 75:25.
- (6) Placement of Lecturers/Librarians in Selection Grade/Senior Grade Scale of pay shall be done by the Governing Body as per Rules prescribed by the UGC and the State Government from time to time on the recommendations of the Departmental Promotion Committee.
- (7) In all these cases, the Governing Body shall conduct the selection process and recommend to the Director, who shall issue orders of appointment.

Assessment of 6. Vacancies.

Before the end of every year the Governing Body shall make an assessment of the likely number of vacancies to be filled up by promotion/direct recruitment in the next year in each cadre and determine which of these vacancies would go for reserved categories;

Direct Recruitment.

7.

9.

- (a) All appointment either by direct recruitment or by promotion shall be made by the Director on the basis of recommendations of the Governing Body based on the recommendations of the Selection Committee/Departmental Promotion Committee duly constituted;
 - (b) The Director shall communicate his orders within thirty days;
 - (c) The Selection Committee may hold such test of interview for all posts as may be considered necessary. For posts for which UGC has prescribed norms, no candidate shall be recruited without having the required norms;
 - (d) All fersh appointments shall be made on receipt of police verification report.

Age Limit 8. and Qualification.

The minimum and maximum age, academic qualification, physical fitness etc. for direct recruitment shall be the same as in Government Colleges in the corresponding Grades.

General Procedure for Promotion.

- (i) The Governing Body shall furnish to Departmental Promotion Committee the following documents and information in respect of the persons to be considered for promotion. The number of persons to be considered for promotion shall be four times of the number of vacancies as assessed for filling up by promotion in that cadre. This shall be in order of seniority in the Gradation List;
 - (a) The number of vacancies with reservations;

- (b) List of employees in order of seniority eligible for promotion (separate list for promotion to the different cadres shall be furnished) indicatiing the cadre to which the case of promotion has to be considered;
- (c) Character Rolls and other records of the persons listed;
- (d) Any other documents and information as may be required by the Selection Committee:
- (ii) The Governing Body shall request the Departmental Promotion Committee to recommend the list of employees found suitable for promotion in order of preference within one month in respect of promotion to each of the cadre in which appointment is to be made by promotion;
- (iii) The Selection shall be made on the basis of seniority cum merit in each case of promotion;
- (iv) The Departmental Promotion Committee after examination of the documents and information furnished by the Governing Body shall recommend a select list of candidates equal to the probable vacancies in order of preference/ merit found suitable for promotion;
- (v) The Select list shall remain valied for 12 months;
- (vi) The promotion shall be in according with the list prepared by the Deapartmental Promotion Committee;

Selection Committee/ Departmental Promotion Committee.

10. (A) Committee for selection of candidates for appointment on direct recruitment of lecturers and librarians shall consists of the following:-

(i) President of the Governing Body

(ii) Head of Department (Concerned)

- Member - Members

(iii) Two nominees of the Vice-Chancellor of the affiliating University (out of whom one should be subject expert)

(iv) Secretary of the Governing Body

- Member Secretary.

(v) Two subject experts not connected with the college to be nominated by the President of the Governing Body out of a panel of names approved by the Vice-Chancellor of the affiliating University;

Two third majority will constitute the quorum with mandatory presence of University expert nominee;

(B) Committee for selection of candidate for appointment of direct recruitment of all other posts shall consist of the following:-

(i) President of the Governing Body

- Chairman

(ii) Secretary of the Governing Body

- Member Secretary

(iii) Two heads of Department to be nominated

- Member

- by the President, Governing Body. (C) Departmental Promotion Committee for all posts shall consists of the
 - (i) President of the Governing Body

- Chairman

(ii) Principal of the College

following:-

- Member Secretary

(iii) One senior most Head of the Department of the College.

- Member

Disqualification 11.

- No person shall be eligible for appointment:-
 - (a) Unless he is a citizen of India, and;
 - (b) If he/she is practicing bigamy Provided that Government may, if it is satisfied that there are special grounds for doing so exempt any person from the operation of this Rule;
 - (c) No person who attemps to enlist support for his/her candidature directly or indirectly by any recommendation either written or oral or by other means shall be appointed.

Reservation

In all cases of appointment by direct recruitment as well as by promotion there shall be reservations for candidates belonging to the members of the SC, ST as per provision of the SC, ST (Reservation of Vacancies in Services and Posts) Act, 1978 and Rule framed thereunder. There shall also be reservations for candidates belonging to OBC as per Government instructions. General order in respect of reservation in favour of other categories of candidates like physically handicapped as may be in force shall also be followed. Since an individual college is a seperate entity for the purposes of cadres, reservations would be applicable college-wise for each individual cadre seperately for which a proper register of roster shall be maintained. As Principal is a single post cadre no reservation would be applicable to it. The Governing Body shall be responsible to ensure that reservations are made as per Rules.

Probation & Confirmation.

13. Subject to availability of a permanent vacancy in the respective cadre a person appointed on direct recruitment shall be placed according to seniority on probation against the permanent vacancy for a period of 2 years before he is confirmed.

Training

14. A person appointed on direct recruitment shall be required to undergo such training and pass such departmental examinations as Government may prescribe.

Discipline & Appeal

15. All employees of the Assam Provicialised Colleges shall be governed under the provisions of "Assam Services (Discipline & Appeal) Rules 1964, Assam Civil Services Conduct Rules 1965" and guidelines made thereunder.

Scale of Pay

17.

19.

16. All appointment shall be made in the time scale of pay as my be prescribed by the Government from time to time.

Seniority

(a) Inter-se-seniority of employees belonging to each of the cadres shall be in the order in which their names appear in the select list prepared by the Selection Committee provided he/she joins in the post within 15 (fiften) days from the date of receipt of the appointment order or within the extended period not exceeding three months;

Provided that if a candidate is prevented from joining within this period by circumstances of public nature or for reasons beyond his control, the appointing authority may extend it for a further period of 15 days. If the period is not so extended the seniority shall be determined according to the date of joining;

- (b) If two persons are appointed on the recommendation of the selection committee in different batches, than the person who was recommended in the earlier batch shall be senior to the person who was recommended in the later batch;
- (c) If two or more persons are bracketed in the merit list by the selection committee, the inter-se-seniority of these persons shall be determined according to the date of birth;
- (d) A person appointed by promotion against a vacancy occurring in a year shall be senior to a person appointed by direct recruitment of the year.

Gradation List 18.

The College shall publish a gradation list every year cadre wise, indicating the relative seniority and date of birth, date of appointment etc. of each employee.

Transfer

There shall not be any transfer of employees from one college to another, except in a situation wherein a stream of study or a subject is closed down in a college by the Government on a proposal from the Governing Body and some teachers have become surplus. Only in such a suituation the Government may transfer these teachers and adjust them elsewhere. In such a situation of seniority of the transferred teachers would be fixed in the new college on the basis of their date of joining in the original college.

Maintenance of 20. Registers and Records.

The College authorities shall maintain such Registers and records in suitable form as may be prescribed by the Government from time to time with a view to recording the service particulars of the employees. In particular the College shall maintain the service books other service records and the leave accounts of all employees.

GPF and Pension.

21. (i) Notwithstanding anything contained in these Rules, the existing Rules and orders applicable to State Government employees on pension, GPF, Leave, TA etc. will be applicable in case of Provincialised College Employees.

(ii) The existing employees shall be governed by the existing pension Rules of the Government;

Provided that the employees who joined on or after 1st day of February, 2005 shall not be covered by the existing Pension Rules of the Government. They shall be governed by such Pension Rules or Scheme as the case may be framed by the Government in respect of other similarly situated employees of the Government;

- (iii) The Director, Higher Education, Assam shall forward a college wise list of employees already retired or due to retire within the next calender year in the format as prescribed for government Degree College, so as to reach the Accountant General by 30th September every year;
- (iv) The College shall process all Pension cases and submit to the Director who shall sanction and authorize provisional Pension/Gratuity on the basis of these rules and the "Assam Service (Pension) Rules, 1969" as applicable;
- (v) The employees who have opted for pension scheme under the provision of Clause 8 of the Act will discontinue their C.P.F. contribution, open G.P.F. account with the Accountant General. Such employees will compulsorily subscribe to the Fund at the prescribed minimum rate of 6.25% of basic pay per mensem;
- (vi) The Pension shall be authorized from the date of coming into force of the Act i.e. 1st day of December, 2005;

Leave

- 22. The Governing Body of the College shall be authority to sanction all leaves excluding study leave for all its employees.
- Lien/deputation 23, and Study Leave.
- 23. Lien, deputation and study leave to the employees of the Assam Provincialised Colleges shall be granted by the Government for which proposals shall be routed through the Director. The norms applicable to Government Colleges would be applicable in their case.

No Objection Certificate for Higher Studies and applying for jobs.

- 24. The Governing Body shall issue No Objection Certificate to the college employees for applying for admission to course of higher studies and for other jobs.
- Authority for acceptance of Resignation/ Voluntary Retirement.
- The Director, on the recommendations of the Governing Body shall be the authority for accepting or rejecting requests for resignations and voluntary retirement.

A.C.R.

26. The Principal of the College shall be the recording officers and the Governing Body, will be the Reviewing and Accepting Authority for the Annual Confidential Report of all employees excepting Principal. In case of the Principal the President of the Governing Body shall be the recording authority and the Director of Higher Education, Assam shall be the Reviewing and Accepting Authority.

Residual power of Appoointing Authority

27. The Governing Body of the College shall exercise all other powers of the Appointing Authority as per usual norms.

H. M. CAIRAE,

Additional Chief Secretary to the Government of Assam, Education (Higher) Department, Dispur, Guwahati-6.

- d) Act as a dynamic system for quality changes in HEIs;
- e) Build an organised methodology of documentation and internal communication.

Composition of the IQAC

IQAC may be constituted in every institution under the Chairmanship of the Head of the institution with heads of important academic and administrative units and a few teachers and a few distinguished educationists and representatives of local management and stakeholders.

The composition of the IQAC may be as follows:

- 1. Chairperson: Head of the Institution
- 2. Teachers to represent all level (Three to eight)
- 3. One member from the Management
- 4. Few Senior administrative officers
- 5. One nominee each from local society, Students and Alumni
- 6. One nominee each from Employers /Industrialists/Stakeholders
- 7. One of the senior teachers as the coordinator/Director of the IQAC

The composition of the IQAC will depend on the size and complexity of the institution, accordingly the representation of teachers may vary. It helps the institutions in planning and monitoring. IQAC also gives stakeholders or beneficiaries a cross-sectional participation in the institution's quality enhancement activities. The guidelines given here are only indicative and will help the institutions for quality sustenance activities.

The membership of such nominated members shall be for a period of two years. The IQAC should meet at least once in every quarter. The quorum for the meeting shall be two-third of the total number of members. The agenda, minutes and Action Taken Reports are to be documented with official signatures and maintained electronically in a retrievable format.

It is necessary for the members of the IQAC to shoulder the responsibilities of generating and promoting awareness in the institution and to devote time for working out the procedural details. While selecting these members several precautions need to be taken. A few of them are listed below:

- It is advisable to choose persons from various backgrounds who have earned respect for integrity and excellence in their teaching and research. Moreover, they should be aware of the ground realities of the institutional environment. They should be known for their commitment to improving the quality of teaching and learning.
- It is advisable to change the co-ordinator after two to three years to bring new thoughts and activities in the institution.

GOVERNMENT OF ASSAM OFFICE OF THE DIRECTOR OF HIGHER EDUCATION, ASSAM KAHILIPARA:::::::::::GUWAHATI-19

No.DHE/CE/UGC/Circular/136/2017/81

Dated Kahilipara the 16-11-2018

From :

Smti Gitimoni Phukan, ACS

Director, Higher Education, Assam

Kahilipara, Guwahati-19.

To

The Principal (all),

Govt/Provincialised Colleges of Assam

Subject:

Guidelines for Selection of Assistant Professors/ Librarians in Provincialised

Colleges of Assam.

Ref. :

Govt. Office Memorandum No.AHE.407/2017/44, dated 08-11-2018.

Sir/Madam,

With reference to the subject cited above, I have the honour to forward herewith copy of Govt. Office Memorandum No.AHE.407/2017/44, dated 08-11-2018 regarding guidelines for Selection of Assistant Professors/Librarians in Provincialised Colleges of Assam for favour of kind information and necessary action.

Yours faithfully,

Director of Higher Education, Assam Kahilipara, Guwahati - 19.

Memo No.DHE/CE/UGC/Circular/136/2017/81-A Copy forwarded to:

Dated Kahilipara the 16-11-2018

- The Joint Secretary to the Govt. of Assam, Higher Education Department, Dispur, Guwahati-6 for information.
- 2) Guard file.

Director of Higher Education, Assam Kahilipara, Guwahati - 19



SELECTION COMMITTEE: SPECIFICATION FOR ASSISTANT PROFESSOR IN COLLEGES INCLUDING PRIVATE COLLEGES: (Clause- 5.1.0 and 5.1.4).

- (a) The Selection Committee for the post of Assistant Professor in College including Private Colleges shall have the following composition:
- Chairperson of the Governing Body of the College or his/her nominee from among the members of the Governing Body to be the Chairperson of the Selection Committee;
- 2. The Principal of the College;
- Head of the Department of the concerned subject of the college;
- 4. Two nominees of the Vice-Chancellor of the affiliating university of whom one should be a subject expert. In case of College notified/declared as minority educational institutions, two nominees of the Chairperson of the College from out of panel of five names preferably from minority communities, recommended by the Vice Chancellor of the affiliating university from the list of subject experts suggested by the relevant statutory body of the college of whom one should be a subject expert;
- 5. Two subject experts not connected with the College to be nominated by the Chairperson of the governing body of the college out of a panel of five names recommended by the Vice Chancellor from the list of subject experts approved by the relevant statutory body of the university concerned in case of colleges notified declared as minority educational institutions, two subject experts not connected with the University to be nominated by the Chairperson of the Governing Body of the college out of the panel of five names, preferably from minority communities, recommended by the Vice Chancellor from the list of subject experts approved by the relevant statutory body of the College.
- An academician representing SC/ST/OBC/Minority/Women/Differently-abled categories,
 if any of candidates representing these categories is the applicant, to be nominated by the
 Vice-Chancellor, if any of the above members of the selection committee do not belong to
 that category.
- (b) To constitute the quorum for the meeting five of which at least two experts from out of the three subject experts shall be present.

UGC guidelines for standardized marking procedure of all counts in terms of concrete marks against each item is as below:

It is hereby clarified that where the University/ College/Institution declares results in grade points which are on a scale of seven, the following mechanism shall be applied by the Selection Committee for conversion of grade points to equivalent percentages.

Grade	Grade Point	Percentage Equivalent
'O' Outstanding	5.50-6.00	75-100
'A' - Very Good	4.50-5.49	65-74
'B' - Good	3.50-4.49	55-64
'C' - Average	2.50-3.49	45-54
'D' - Below Average	1.50-2.49	35-44
'E' - Poor	0.50-1.49	25-34
'F' - Fall	0-0.49	0-24



DISTRIBUTION OF MARKS:

1) Ácademic Record (70 marks)

i) HSLC or equivalent examination (10% of the total percentage of marks)	10 marks
ii) HSSLC or equivalent examination (13% of the total percentage of marks)	13 marks
iii) Degree a) 22% of the total percentage of marks in Hons/Major subjects for Hons/Major students. b) 22% of the total percentage of marks in General course students without Hons/Major	22 marks
iv) Master Degree (25% of the total percentage of marks)	25 marks

2) Research Contribution and Experience (25 marks)

i) Ph.D from the concerned subject from UGC recognized university (Marks will be awarded only if a candidate has Ph.D Degree in addition to eligibility requirement of NET/SLET/SET. Off campus Ph.D. is not recognized as per Govt. of Assam OM No. AHE.293/2008/147,dated 09/07/2012)	9 marks
ii) M. Phil in the concerned subject from UGC recognized university. (Marks will be awarded only if a candidate has M.Phil.Degree in addition to eligibility requirement of NET/SLET/SET. Off campus M.Phil is not recognised as per Govt. of Assam OM No. AHE.293/2008/147,dated 09/07/2012)	3 marks
iii) Research paper/ article in the concerned subject/domain published in journal/Research book/Proceeding volume with ISSN/ISBN/Impact factor (Imarks for each publication in ISSN/ISBN documents published in UGC recognized journal subject to maximum of 2 marks)	2 marks
iv) Research paper /article in the concern subject/domain publish in impact factor journal existing in the data base of Scopus, Web of Science/Web of knowledge (2 Marks for each publication subject to maximum of 4 marks)	4 marks
which is the concern subject published in the concern subject publ	2 Marks.
Presentation of research papers in the concerned subject/domain in international/regional level seminar/ workshop. 1) I marks for each presentation (oral/poster) in international eminar/workshop. 2) 0.5 marks for each presentation (oral/poster) in national/regional eminar/workshop) (volume of abstract along with the certificate must be produced to substantiate the claim. As per UGC regulation, if a paper presented in conference/seminar is published in the Proceedings, the marks would accrue for the publication and not under presentation).	2 Marks
(ii) Teaching/Library Management Experience in the concern subject/domain (1 marks for each completed year of service after acquiring IGC norms in provincialised /Govt/Affiliated Degree college/Libraries of foot. Institutes subject to Maximum of 03 marks).	3 Marks

Interaction with Selection Committee (5 Marks):

1	a) 5 Minutes presentation in a class room situation using latest technology (ICT)	2 Marks
	to the latest	4 Marks
	b) Very brief interaction in the concerned subject	
-		3 Marks

All candidates must have proficiency in local languages.

Sd/-

(Smti. K. Gohain, IAS)

Secretary to the Govt. of Assam Higher Education Department.

Memo No.AHE.407/2017/44-A

Dated Dispur, the 8th November, 2018.

Copy to :-

1. All Vice- Chancellors of Universities of Assam.

2. The Director of Higher Education, Assam, Kahilipara, Guwahati-19 for information and

3. The Director of Education, BTC, Kokrajhar, BTAD, Assam for information and follow-up

4. P.S. to Hon'ble Education Minister, Assam, Dispur, Guwahati-6.

5. P.S. to Principal Secretary, Higher Education Department, Dispur, Guwahati-6.

6. P.S. to Secretary, Higher Education Department, Dispur, Guwahati-6.

7. All Registrars of Universities of Assam.

By Order etc.

Joint Secretary to the Govt. of Assam

Higher Education Department



SELECTION COMMITTEE: SPECIFICATION FOR ASSISTANT PROFESSOR IN COLLEGES INCLUDING PRIVATE COLLEGES: (Chause- 5.1.0 and 5.1.4).

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- Head of the Department of the concerned subject of the college;
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- An academician representing SC/ST/OBC/Minority/Women/Differently-abled categories,
 if any of candidates representing these categories is the applicant, to be nominated by the
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- (b) To constitute the quorum for the meeting five of which at least two experts from out of the three subject experts shall be present.

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'F' - Fall	0-0.49	0-24

GOVERNMENT OF ASSAM OFFICE OF THE DIRECTOR OF HIGHER EDUCATION, ASSAM KAHILIPARA::::::::::GUWAHATI-19

No.G(B)Misc.99/2010/4

SIL

Dated Kahilipara, the 20-01-2012

From	Sri P. Jidung, M.A., M. Phil, LL.B., AES,	
	Director, Higher Education, Assam	
	Kahilipara, Guwahati-19	
To ,	The Principal, (all)	
	P.O District	
- 2	¥ 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
Sub.	Total working days and workload of a teacher.	
Ref.	i) Govt. letter No.AHE.6/2010/3, dated 12-01-2010	
	ii) UGC Notification No.F.3.1/2009, dated 30-06-2010 para 14.0 & 15.1	

In inviting a reference to the subject cited above, I like to state that UGC and Govt. of Assam have issued guidelines and Notification in respect of teaching days and workload of a teacher in a college vide letter under reference. UGC vide guidelines point 15.1 and Govt. guidelines point No.5 states that "The workload of teachers shall not be less than 40 hours in a week for 30 working weeks (180 teaching days) in an academic year. It shall be necessary for the teaching staff to be available for at least 5 hours daily in the college. This shall include at least 16 hours of direct teaching work for lecturer during every working week."

implying that a teacher should stay not less than 40 hours in a week in the college. But, his stay should not be less than 5 hours a day. All the workload should be completed within the college campus.

The college authorities are directed to follow the above mentioned guidelines in letter & spirit, failing which may lead to an appropriate action as per rules in force.

Yours faithfully

Director, Higher Education, Assam Kahilipara, Guwahati-19.

Memo No.G(B)Misc.99/2010/4-A Copy for favour of information to :-

Dated Kahilipara, the 20-01-2012

1. The Commissioner and Secretary to the Govt. of Assam, Education (Higher) Department, Dispur, Guwahati-6.

Director, Higher Education, Assam Kahilipara, Guwahati-19.

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ADVERTISEMENT

In pursuance of the Gov Noticeson No AHE 06/2021 Pt-4 dtd 00.02 J022 and letter No. DHE/CE/Misc/49/2021 Paid this on DR 2022 of DHE, Assum, applications are invited in the lurmal proscribed by the DHE, Assum along with complete Bio-data and all testimoruals from HSLC cowards from eligible candidates having latest UGC norms for recruitment of the following acent Sanctioned Post of Assistant Professor Librarien at UGC scale o

1. Assamese-01 Post, Roste Point No.2 OBC/MOBO Economics 01 Post, sier Pont No.18 UR 3. Estucation-01 Poet, Ricele Point No. 12 UR

4, Geography-01 Post Roste Point No.21 OBC/MOBC

i, History-01 Post, Roster Voint No.22 SG i, Political Science-01 Post, Toster Point No.24 UR

7. Librarian-01 Post, LIR The Educational qualification and selection procedure will be as per Assam Gost, Office Memorandum No.AHE.205

Memorandum No. AHE. 2009. 2021/68 dated Disput, the 24th January. 2022 beatins NET/SLET/SET as mandatory eligibidity conditions. Candidates having Ph.D. degree in scootdance with the UGC Regulation of 38th June 2010 (minimum atandard and minimum atandard and pages of the page of the page of the page of the minimum atandard and page of the page of page nimum standard and codure for sweet of Ph.D. ree regulation 2009) shall be exempted from NET/ SLET

scruite requeste quelification latest by the data of submession of the application. Other eligibilities like M.Pht./ Ph.D./Sertinar papers. Publications can be acquired and may be submitted on the date of interview but not

The age of the candidate The age of the candidate should not be more than the years on 01.01.2022 with necession as per Govf, rules for candidates of SCIST (s years). OBC/MOSG (3 years) and PWO (10 years). Candidates from outside of catalos are requested to go through Govf. Nethication. No AHE 429/2021/Pt.3 dated 01.02.2022 Candidates must have protoency in local language

Candidate in service must go through Govt. DM through Govt. DM No ASE 626/2001/3 dated 15.12,2021 Application with non-refundable Borrand Draft of

Rs.2000/- (Rupees Two Thousand) only drawn in favour of the Secretary. Gossaigaon Celli Gossaigaon payable cosseigan payable at Gossaigan must reach the undersigned within 15 days from the date of publication of this advertisement. Incomplete application will be rejected.

Incorporate systems will be interested. Date of interview will be interested to the eligible considerate in the size No.TA-DA is admissible. For more details candidates can got through Cologie Websits www.gossalgeoncollege.org www.gossalgeoncollege.org Sdi- Principal & Secretary. Goe

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In pursuance of DHE's lette No. DHE/CE/Miso/49/202 Pb's, dated 09.02.2020 PUS, dated 09.02.2022 applications are insided in the format pre-excision by the DHE. Assem (swallable of DHE. College website www.goaparscollege.ac.) along with complete bus-dat and all testimentals bus-dated and all testimentals from eight and date to the continues of the following good acceleration for the following vacant posts of Assistant Professor.

1. Physics of post (Flosts Poirs No. 1), PwD 2. History, 01 post (Fluste Point No. 8), SC

2. Zoology; 91 past (Reet Paint No. 10), ST (H) 4. Philosophy: 01 por (Roster Point No. 25), 5T (F

Chemistry 01 pos loster Point No. 53) 6. Geography: D1 por

per Govt. Other Memorandum No. AHE 231 2021/56, dated 24.01.2021 with the NET/SLET/SET a

with the NETGLET/SET a mandatory eighthy condition Candidates having Ph.O Degree in accordance will the USO (minimum standards and procedures for award of Ph.D Degree Regulation, 2009) shall be exempted from the requirement of minimum eighbility condition of NET SLET/SET.

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channel with NOC from the concerned authority. Application with a non-retundative demand Droft Parameter (Rupeson Iw Thousand) only drawn i lavour of Phropad, Goelper Codege, Greisber Spudjers must mach the office of the undersupper within 15 days from the date of publication of the adventisement.

CDWV/NL001006/I

Goalpara College, Goalpara

SLET/Sell. The candidates must have received 55% marks (or a The candidates must have necessary 55% marks for a equivalent goods in a pour society at the Master's degre level in the concerns actions. A religiation of 5° marks may be provided to SCISTPAD condidates the SCISTPAD condidates the control of the publications as on the last date for submitting. apply again. date for submittin applications. Eligibility th M.Phi/Ph.D/Semnar Papers appeadone. Eligibility like Myh6/Ph.Disennar Papear Publisations can be acquired and submobed on that day of interview and not beyond. The age of the be post-date in as per the Govt. letter No. DEPCEMBAGEARDOY/Ipids, dated 08 i0 0 2002. The candidates must have Permanent Residential Certificate (PRO) and made know fincal language. Candidates absoly in service must apply through propor channel with MOC from the poncerned arthrity.

The candidates mu nave proficiency in loc

Application, account it a non-ref

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In order to empanyal teacher on contractual basis for the session 2022-23 a walk-in Interview for following categories will be held at K.V. No. 2, AFS Texpur on 28.02.22 and 02.03.22 at 06.02.22

28.02 22 mo 06.00 am. 51. No. 1, Date 28.02 22, Designation. PGT, Subject Hinds, English, Matha, Biology, Physics, Chamistry Commerce, Economics Geography Biology, Proposed Commerce, Economics, History, Geography & Political Science, ToT. Subject. Hindl, English, Matris, Science, Social Studies and Sarskitt. St. No. 2, Date 02:03.25, Designation; PGT Designation; PRT.

Designation, PGT (Computer Science), PRT Computer Instructor, Counselor, Doctor, Nurse, Coachee- Games & Sports /Yoga/Art & Craft/Dance/ Music

noZafetezpur.kvs.ac.in for detailed information.

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In pursuance of DHE Letter No. DHE/CE/Misc/49/ 2021/P45, deed 09.02.2022 applications are invited from the eligible candidates alon mplete Bio-data and al the testimonials from HSLC onwards inclusive of the Mobile No. and Mail Id for drect recruitment as per the Guidelines of the DHE

1. Arabic: 01 - UR - Rost Point: 04 - GEN

2. Political Science: 1 Reserved for OBC/MOBC 3. Assamese: 2 - (1). Reserved for ST (P), (8). Reserved for PwO

Educational qualification nd the selection procedure will be as per Govt. Office Memorandum No. AHE 230 Memorandum No. AHE 239-2021/68 dated 24-01-2022 Age should not be more than 38 years as on 01-01-2022 with relaxation as per Government Norms for SCI ST/OBC/MOBC/FWD

Those who had appli Those who had appears in response to the earlier Advertisement in Assam Tribure and Daniik Assam dated: 25th February, Thursday, 2021 in Thursday, 2021 is accordance with earlier Notifications of the Govt of Assam need not have to

a non-refundable and Draft of Re. 2500/ Demand Draft of Rs. 2500.

(Rupees Teo Thousand Fire Hundred) only drawn in favour of Principal, Blawenipur Archald College, Bhawenipur, Bajasi, Assam 7E1352, payable at the ASSAM GRAMIN VIKASH LANK BHAWAI BUANAI BUANAI BHAMAI BANK, BHAWANIPUR (AIC 7099010006712), P.O. BHAWANIPUR, DISTRICT BAJALI, BHANAMPUR, PIN 781352 must reach the undersigned within 15 days from the date of publication of this advertisement.

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Other 16.82.2022
With reference to the earter Advertisement for Estuation Vacant published is the Nove Paper on 15 Peteruary 2022 for the Post of Assistant Professor in Beogas and English which was published as Roster Point I-UR and a Science to media Roster

as Hoster Pattel 1-UR and 5-SC states for mateur Roster Folder 15-US and 11-UR. SI Min. D. Budgett Department. Bengal, No. of Post. D. Roserver for, LR. Roster Post. V.S. Nin. D. Sudject/Cayartment English, No. of Post. Of, mostroid for UR. Roster Post. P. S. Nin. D. C. H. Roster Post. D. S. C. R. Todd. Commerce C. R. Todde Pattel II. Sept. Plantople 8 Secretary G. B. Tinaukid Commerce

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AT GUWAHATI TITLE SUIT NO. 81/2020

nak Barmon and Others

Sir Nitorpal Choudhury in Nitopal Choudhury ion of S.K. Choudhury represer of M.S. Guertain nterprese (Builders and feel Estate Developers) aring its Office at Rajdhan partment, Hajdham Lake

WHEREAS, the above WHEREAS, the above ramed Paintiff has feed the above mentioned Trife Sui-egainst the Delendants for doctarsoon of High. Tide and interest and for eventure of the Hegal occupier against the Defendants.

You are hereby summon You are hereby summen to appear in the Sourt in person or by a Pleader duly instructed, and able to answer all materials question relating to the Sunt are who shall be accompanied by some person able to answer all such questions or the feet day of March, 2022 at 10.0 AM to answer the clean and further, You are transpy directed to file a written statement of your defense. interest to the a whiteness and produce all the occurrents on your obsession on the power pan which you have your electe, you shall enter such occurrents in a list to be neared to the written subment.

stement. Take Notice that in defect

By Order Sd'- Sheristadar Civil Judge No. 1 Kamrup (M), Guwahati

COM.N/RP001120/T

egistened Original Sale Deci lo. 7324 dtd. 11.04.68 of enal Institute for Teacher Education, Khatri, Village Bhogper under Dimeria Mouza, POPS Khatn in leut. - (Rum Chiran Bharali), Sweretary, STATE OF BUILDINGS

LOST

Registered Original Sale Docal Vide No. 19383 and Serial No. 14634 executed on 16.12.2009 of Emigrate Misconche Phariek. Hengtoburi, Ghy-36, Dug No. 395 and K.P. Patto No. 37 is lost. (Dinguni Marandar Elevali). Gowaliati 36: 000EVSEY00378-U1

PUBLIC NOTICE

I Sri Kundas Boro do heroby solomoly declare that my father actual name is "Bhogeswar Boro" which is recorded in my father some documents, but other some documents, but other some documents are father more by heroby words or each? name has been wrongly recorded as "Jyotimoy Boro" motical of "Bhugaewar Boro" that "Bhugaewar Boro" and "Jyotimoy Boro" is the one and stone, This is by an affidavit before the Notary Public (Metro Govahati on dated 8.2.2022 PAGE 1009 RIGHT



GUWAPEX 2021-22 District Level Virtual Philatel Exhibition is going to be organized by Guwahat Postal Obvision on 3rd - 48 March 2022, All Philatelists general public including students are requested to participate in various competitions during the exhibition. The exhibition will us displayed online https://assampost.o exhibition/guwahati

of Posts Guwahati-781001

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07 (seven) nos of veno

Wing, Air Force Station Kumbhirgram, Dieft Cachar, Assam will be field on 02:00:2002:et1100.hrs.in;the

02:00.2002.at 1900 hrs. hytho O/lo the Defence Estates Office, Guwehati Circle Gowellatt, Mittary Station Narang, Salgson, Guwehati 27. Eathwall money is Re-1,0001.

Ha.1,000~. Detail terms and conditions can be seen in this office on any working days upto 1730 hrs. The trace will be shown on alle on 25,02,232 at 1000 hrs with valid ID proof.

No. DEO/GAN/T-a/SR_/VOL-

Dated, 18th February, 2005

AUCTION NOTICE

Public Auction for disposal of 03 (three) nos. of various

species of trees from 22

Wing, Air Force Station Kombingern, Diett Gecher, Assam will be held on 04.03,2522 at 1500 has in the

O/o the Defence Estates

Office, Guwehali Circle, Guwahati, Military Station Narung, Sargaon, Guwehati-17. Earnest money is

Detail terms and conditions

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eny working days upto 1730 his. The trees will be shown

on eiteron 28 /02 2022 at 1036

No. DECURALITARISM VOIL

E-AUCTION NOTICE

The Defence Esta Officer, Guwahati inv onine bids through E. Aus portal from interested eligible hiddes for dispo

sauction.gov.in

of 41 nos of trees at 22 Wing.

22 02 2022 at 1000 hrs. The E-Auditor will commence on 08.00.2022 at 1000 hrs and conclude on the same day

conclude on the same day at 1700 hz.
For any Jurither enquiries regarding e-author cell on to Jodn-2-649911 during working days from 1000 hrs. Its trees will be shown on also on 24.02.2022 at 1130 hrs. with waitd ID proof.

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PO/POSPOCITRUM

STAFF REPORTER GUWAHATI, R-6-21: HM Mrs. Morent Hacardas has been ewashed the degree of Doctor of Philosophy (PhD) by Assum Philosophy (PaD) by Assam dwen two in University for her threas satisfied "Women as Girsh Kamada" Phys. A. Rody in Fernised Perspective: She carried out for search work under the appreciate of D. Garians Santa, formed Hand of the Dept of English, Cotton University and correct Handwork of Assam Denn. Iron. Girsman, She is the section of the Community of the Community of Community of Community of Community, She is the section of the University of Community of Community of Community, She is the section of the University of Community of Community, Mission (ASRLM) to launch the National Burnl Economic Transformation Project (NRETP) Incubator Pro-gramme in the State. The project is list by the Ministry of Roral Development (MoRD). wide of Mr. Habayroti Saskia or Guartespar and older daughter of Mr. Robinsky Noth Hazarika and

The programme aims to strongthen women-cweed or women-led enterprises in the rural pockets, help them unleash their growth potential and create more local employment opportuni

local employment opportuna-ties in the process. Own the years, the self-bely group (SHG) deiven enterprises have emerged as a large bredithood creater in rural Irelia and have contributed significantly to its socio-communic development. IIM Calcutta Innovation Park is cutruated to implement the programme by setting up an production model design exclusively to support these woman-lod rural outerpreses in the ron-large sector and turn them into role models for the rost to follow.

The 20-mooth programme will support 150 SHG-led rural enterprises with funds up to Rs-10 kilds in form of grant or interest free loans, surfact connection, financial linkage, promotion and visibility and high-quality training and business support from IIM Calcutta Innovation Park. This in turn is expected to both the to help the onterprises achieve at least 15 per cent annual growth in reve

rling to a statement. the NRETP Inch Programme will play a pioneering role in reinforcing comprehensive developmen through grassmosts penetration and facilitating incove tions to resolve some of the key challenges infesting the nural livelitised development sector of India.

The application portal for the programme was unveiled by Krishna Baruah, State Minaton Director of AS-RLMS, during a faunch event organised at Assam Startup -

The Nest on Saturday In her address, the State Mission Director urged the district project managers of ASRLM to make proactive offsets and onsure a metica-

less screening process so that the most promising rural growth enterprises are selected for the programme. De Sufficiencydia Socyal, the Chief Executive Officer of BM Calcutta Innovation Park. encouraged co-cruation of a pioneering model for rural development by combining the B-School Incubator's business exportise and network with the ASRLM officials' grassruots access and experience of working with the raral entreproceurs on the ground.

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EXTRAORDINARY

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নং 408 দিশপুৰ, শুক্ৰবাৰ, 23 ডিচেম্বৰ, 2005, 2 পুহ, 1927 (শক) No. 408 Dispur, Friday, 23rd December, 2005, 2nd Pausha, 1927 (S.E.)

GOVERNMENT OF ASSAM
ORDERS BY THE GOVERNOR
LEGISLATIVE DEPARTMENT:: LEGISLATIVE BRANCH

NOTIFICATION

The 22nd December, 2005

No.LGL. 112/2005/158: The following Act of the Assam Legislative Assembly which received the assent of the Governor is hereby published for general information.

ASSAM ACT NO. XLVI OF 2005

(Received the assent of the Governor on 19th December, 2005)

THE ASSAM COLLEGE EMPLOYEES (PROVINCIALISATION) ACT, 2005.

AN

to provide for provincialisation of the services of employees of the Non-Government Colleges in receipt of deficit grants-in-aid in the State of Assam.

Preamble

Whereas it is expedient to provincialise the services of employees of the Non-Government Colleges in receipt of deficit grants-in-aid from the Government of Assam.

attendent or sed conditions, n

It is hereby enacted in the Fiftysixth Year of the Republic of India

Short title, extent and commencement.

- 1.(1) This Act may be called the Assam College Employees (Provincialisation) Act, 2005.
 - (2) It extends to the whole of Assam except the Autonomous Council areas under the Sixth Schedule to the Constitution of India:

Provided that the State Government may, in consultation with the said Autonomous Councils, extend this Act to the Autonomous Council areas by notification published in the Official Gazette.

(3) It shall be deemed to have come into force on and from the 1st day of December, 2005.

Definitions.

- 2. In this Act, unless the context otherwise requires, -
- (a) "College" means any Non-Government College in Assam in receipt of deficit grants-in-aid from the Government and imparting general education in Arts, Commerce or Science stream in Graduate level;
- (b) "employee" means an employee of a College both teaching or non-teaching appointed substantively against a sanctioned post;
- (c) "existing employee" means an employee of a College both teaching and non-teaching appointed substantively against a sanctioned post and who is or has been in service on or after the 1st day of January, 2005;
- (d) "Governing Body" means the body constituted by the Government in accordance with the provisions of the Assam Non-Government College Management Rules, 2001;
- (e) "Government" means the Government of Assam;
- (f) "provincialisation" means taking the liabilities for payment of salaries including dearness allowance, medical allowance and such other allowances as admissible to the government employees of similar category and gratuity, pension, leave encashment, etc. as admissible, under the existing rules, to the employees of the State Government serving under the Government of Assam;
- (g) "prescribed" means prescribed by rules made under this Act;
- (h) "retired employee" means an employee who has retired on attaining the age of superannuation or otherwise.

Employees 3. to be provincialised.

- India, all employees of the Colleges, save and except the employees who exercise option to continue in the existing terms and conditions of service under clause (d) below, shall be deemed to have become the employees of the Government on and from the date on which the Colleges have been brought under the deficit system of grants-in-aid, on the following terms and conditions, namely:-
- (a) all rules including the rules of conduct and discipline, which are applicable to the Government servants of corresponding grade similarly situated shall be applicable;
- (b) the existing employees will continue to receive their respective existing scales of pay and other allowances etc. as admissible to them under relevant rules and orders of the Government;
- (c) the posts in each provincialised College shall constitute an independent cadre for each category of employees. No intercadre transfer from one college to another including mutual transfer shall be allowed;
- (d) the existing employees who want to continue in the existing terms and conditions of service shall give an option in writing to the Director, Higher Education, Assam within a period of three months from the date of coming into force of this Act:

Provided that the option once exercised by an existing employee is final and cannot be changed afterwards;

- (e) any existing employee who does not exercise option under clause(d) shall be deemed to have opted for provincialisation under the provisions of this Act;
 - (f) the employees of the Colleges provincialised after coming into force of this Act shall have no right of option under clause (d); and
- (g) all existing employees who do not exercise option under clause (d)
 shall have to refund the State Government's share of the
 Contributory Provident Fund with interest within six months from
 the date of coming into force of this Act:

Provided that if any existing employee who fails to refund the State Government's share of Contributory Provident Fund with interest within the said stipulated period such employee shall be deemed to have been opted to remain under the existing terms and conditions of service applicable to them before provincialisation.

Colleges to be known as Assam Provincialised Colleges. After coming into force of this Act the Colleges provincialised under this Act shall be known as the Assam Provincialised Colleges as distinct from the Government Colleges in Assam.

Government to 5. take over the services of employees.

The services of all the employees, who do not exercise the option within the stipulated period under clause (d) of section 3, shall vest with the Government with effect from the respective date of provincialisation of the Colleges.

Selection and appointment of employees. Appointments of both teaching and non-teaching posts in the Colleges shall be made by the Director of Higher Education, Assam on the basis of selection and recommendation of the Governing Body of the respective College in accordance with the Rules and Procedure of the Government in force.

Rules to be followed for settlement of pension. 7. (1) The existing employees shall be governed by the existing pension Rules of the Government for the time being in force:

Provided that the employees who join on or after the 1st day of February, 2005 shall not be covered by the existing pension Rules of the Government. They shall be governed by such pension Rules or Scheme, as the case may be, as may be framed by the Government from time to time.

(2) The Director of Higher Education, Assam shall process all pension cases and send them to the Accountant General, Assam as per laid down procedure.

Mode of pension to employees who retired/died prior to 1st January, 2005. Employees who retire I died, as the case may be, prior to 1st January, 2005 shall be given only superannuation pension or the family pension, as may be applicable under the existing pension Rules of the Government. They shall not be entitled to any other pensionery benefits: .

Provided that the payment of such superannuation or family pension, as the case may be, are subject to refund of the Government's share of their Contributory Provident Fund within six months from the date of coming into force of this Act:

Provided further that if the Government's share of Contributory Provident Fund is not refunded in respect of a retired/ deceased employee within the aforesaid stipulated period no superannuation pension or family pension shall be admissible in respect of such employee.

Age of superannuation. The provincialised employees shall go on superannuation on attaining such age at which a Government servant similarly situated superannuates. .

Suits and Proceeding. No suit, prosecution and other legal proceedings shall lie for anything done in good faith under this Act, except with the previous sanction of the Government.

Power of Interpretation and removal of difficulties.

- 11.(1) If any difficulty arises as to the interpretation of any provision of this Act, the interpretation of the Government shall be final;
- (2) If any difficulty arises in giving effect to the provisions of this Act, the Governor may, by order do anything, not inconsistent with the provisions of this Act, which appear to him to be necessary for the purpose of removing the difficulty.

Power of the Government to make Rules.

- 12.(1) Except for the purpose of payment of pension which will be governed by the Assam Services Pension Rules 1969, the State Government may, by notification in the Official Gazette, make rules for earrying out the purposes of this Act.
 - (2) All rules made by the State Government under this Act shall, as soon as may be after they are made, be laid before the State Legislature, while it is in session, for a total period of not less than fourteen days which may be comprised in one session or in two or more successive sessions, and shall, unless some later date is appointed, take effect from the date of their publication in the Official Gazette subject to such modifications or annulments as the Legislature may, during the said period agree to make, so however, that any such modification or annulment shall be without prejudice to the validity of anything previously done thereunder.

M. K. DEKA.

Commissioner and Secretary to the Govt. of Assam, Legislative Department, Dispur.