

**DIRECTORATE OF EDUCATION
(PRIVATE SCHOOL BRANCH)
OLD SECTT: DELHI-110054**

F.DE.15 (305)/PSB/2020/PF-III/4098-4105

Dated:- 08/05/23

CIRCULAR

Sub:- Recommendation given by NCPCR on implementation of section 29 of the RTE Act, 2009.

Reference is invited towards the Letter No.25019/14/2023-24/NCPCR/RTE/DD4969 dated 13.04.2023 issued by National Commission for Protection of Child Rights(NCPCR) regarding issuing directions to the schools related to recommendation on implementation of section 29 of the RTE Act, 2009.

NCPCR has recommended the following necessary directions for all the Recognized Private Schools (Aided/Unaided), GNCT of Delhi:

I. If a Recognized Private Schools (Aided/Unaided), GNCT of Delhi is found to follow/prescribe curriculum (Syllabus, textbooks) and evaluation procedure in elementary classes other than the one by the prescribed academic authority, prima facia it shall be treated as violation of RTE Act 2009.

II. No child shall be discriminated and/or harassed and/ or neglected by the school for carrying books published/prescribed by the Academic Authority (NCERT/SCERT/CBSE) causing "mental or physical suffering. Any action taken against the child and hence may attract the provisions of Juvenile Justice Act, 2015.

III. The Schools be directed to display the directions on schools website and notice board. A copy of directions be circulated and disseminated by the school among parents for information.

Accordingly, all the Head of the Schools of Recognized Private Schools (Aided/Unaided) of Delhi are directed to adhere to the directions given above. Further, Head of the schools are also directed to disseminate this information to all the students, parents and members of Managing Committee of the school.

This issues with the approval of the Competent Authority.


(JAI PARKASH)

DY. DIRECTOR OF EDUCATION (PSB/ASB)

To,

**All HoS/Manager of Recognized
Private Schools (Aided/Unaided) in Delhi.**

CNTD.....

F.D. 15 (305)/PSB/2020/PF-III/4098-4105

Dated:- 08/05/23

Copy for information and necessary action to:

- (1) PS to the Secretary (Education), Old Secretariat, GNCT of Delhi.
- (2) PA to the Director (Education), Old Secretariat, GNCT of Delhi.
- (3) All RDEs/DDEs (Distts./Zones) with a request to ensure the dissemination of the above circular to all the Recognized Private (Aided/Unaided) Schools under their jurisdiction.
- (4) DDE(RTE), DoE, Old Sectt, Delhi-54
- (5) DDE (PSB), Old Sectt, Delhi-54
- (6) DDE(ASB), Old Sectt, Delhi-54
- (7) SO (IT) with a request to upload the circular on website.



(JAI PARKASH)

DY. DIRECTOR OF EDUCATION (PSB/ASB)



प्रियंक कानोंगा
Priyank Kanoongo
अध्यक्ष
Chairperson

GOVERNMENT OF INDIA
राष्ट्रीय बाल अधिकार संरक्षण आयोग
NATIONAL COMMISSION FOR PROTECTION OF CHILD RIGHTS
नई दिल्ली-110 001
NEW DELHI-110 001



F. No. 25019/14/2023-24/NCPCR/RTE/DD 4964

Dated 13 April 2023

To,

The Principal Secretaries/ Secretaries,
Department of School Education of all States/UTs (as per list attached)

Subject: Recommendation on implementation of section 29 of the RTE Act, 2009.

Sir/Madam,

As you may be aware, the National Commission for Protection of Child Rights (NCPCR) is a statutory body formed under CPCR Act, 2005 to ensure that children enjoy their rights and look into matters related to children from child rights perspective. Specifically, NCPCR is monitoring authority for implementation of the Right to Education Act, 2009 and other education related provisions for children provided under the Constitution of India.

2. While extensively working for making the educational rights available to all children, the Commission came across numerous incidents, news reports highlighting a commonly overlooked, yet an important provision under the Act that plays a pivotal role in releasing the right to education of all children. To put it explicitly, though inclusion and uniformity remain the core principles of the RTE Act, 2009, the debate around quality education has been restricted to providing accessible infrastructure and affordable education to all. It is important to highlight that besides "where", quality education also includes "what" and "how" a child learns. This has been addressed in section 29 of the RTE Act, 2009 which talks about curriculum and evaluation procedure at elementary level. As per section 29 (1), the curriculum and the evaluation procedure for elementary education shall be laid down by an academic authority to be specified by the appropriate Government, by notification. The Central Government notified National Council of Educational Research and Training (NCERT) as academic authority vide notification dated 31.03.2010. Similarly, States notified State Council of Educational Research and Training (SCERTs) as their respective academic authorities under RTE Rules, 2010. Thereafter, the National Curriculum Framework (NCF) 2005, formulated by NCERT, was adopted by MHRD, now Ministry of Education (MoE) as the curriculum framework for the purpose of RTE Act, 2009 vide circular dated 31.05.2010.

3. The NCF, 2005 is a detailed framework based on five guiding principles for curriculum development: (i) connecting knowledge to life outside the school; (ii) ensuring that learning shifts away from rote methods; (iii) enriching the curriculum so that it goes beyond textbooks; (iv) making examinations more flexible and integrating them with classroom life; and (v) nurturing an overriding identity informed by caring concerns within the democratic polity of the country. It defines learning processes, assessment, school and classroom environment, systemic reforms in education. As a follow up of the NCF 2005, the NCERT recently brought out NCF 2023 for all the classes and all the subject areas.

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