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NOTIFICATION

THE CHAKMA AUTONOMOUS DISTRICT COUNCIL (MANAGEMENT & CONTROL OF PRIMARY SCHOOL) REGULATIONS, 1993.

A
Regulation

to provide for the management and control of primary schools in the Chakma Autonomous District and for certain other matters connected therewith.

Whereas it is expedient to provide for the management and control of the Primary Schools in Chakma District and certain other matters connected therewith.

And whereas, sub-paragraph (1) of paragraph 6 of the Sixth Schedule to the Constitution has empowered the District Council of an Autonomous District to make regulation for the management and control of Primary Schools in the District and for certain other matters connected therewith.

Now, therefore, in exercise of the said powers and of all other powers enabling it in that behalf, the District Council of the Chakma Autonomous District with the previous approval of the Governor, hereby makes the following regulations namely :-

CHAPTER - I

PRELIMINARY

1. SHORT TITLE, EXTENT AND COMMENCEMENT :-

(1) These regulations may be called the Chakma Autonomous District Council (Management and Control of Primary Schools) Regulations, 1993.

(2) They shall extend to the whole of the Chakma Autonomous District.

(3) They shall come into force on the date of its publication in the Mizoram Gazette.

2. DEFINITIONS :— In these regulations unless the context otherwise requires :—

(a) "Appointed date" means date appointed by the Executive Committee with the previous approval of the Governor;

(b) "Constitution" means the Constitution of India;

(c) "District" means the Chakma Autonomous District constituted under the Sixth Schedule to the constitution;

(d) "District Council" means the Chakma Autonomous District Council;

(e) "District Primary Education Board" means the Board constituted under regulation 3;

(f) "Education Officer" means the Education Officer of the Chakma Autonomous District Council;

(g) "Executive Committee" means the Executive Committee of the Chakma Autonomous District Council;

(h) "Government" means the State Government of Mizoram;

(i) "Governor" means the Governor of the State of Mizoram;

(j) "Primary School managing Committee" means the Committee formed under regulation 5.

CHAPTER II

PRIMARY EDUCATION BOARD

3. THE DISTRICT PRIMARY EDUCATION BOARD

(1) (a) The District Council shall constitute a District Primary Education Board for management, control and improvement of Education in the District.

(b) The District Primary Education Board shall be a body whose term of membership shall be for a period of three years. The Executive Committee shall appoint members after every three years.

(c) The District Primary Education Board may sue and be sued in the name of the Chairman of the District Primary Education Board. It shall be competent to do all necessary acts for carrying out its duties and functions under this Regulation and the rules made thereunder.

(2) The District Primary Education Board shall be constituted with the following members :—

(a) The Executive Member in-charge of Education, by virtue of his office, shall be the Chairman of the District Primary Education Board.

(b) The Education Officer, by virtue of his office, shall be the Secretary of the District Primary Education Board.

(c) Three persons shall be nominated by the Executive Committee from among the well known Educationists in the District.

(d) One member representing the Primary Teachers to be nominated by the Executive Committee.

(e) Two representatives nominated by the Government, one from the Education and Human Resources Department and the other from the Mizoram Board of School Education.

(3) No person appointed by virtue of one's office under sub regulation (2) shall continue to be member of the Board if he ceases to hold that office.

(4) Two third of the member shall form a quorum.

(5) A casual vacancy may be filled up for the remaining period of the term in the same manner in which the membership is originally filled up.

(6) Any member who is not appointed by virtue of one's office may be removed from office, if he is absent for five consecutive meetings and failed to offer reasonable ground or if he acts against the proceedings of the Board.

(7) Any member may resign from his membership at any time by writing to the Secretary who shall put it up to the Chairman for acceptance.

(8) The District Primary Education Board shall meet not less than twice in a year. In case of emergency. Secretary of the Board may call a special meeting at the request of not less than three members.

(9) In the absence of the Chairman, the meeting itself may select one of the members present to preside over the meeting.

4. POWERS AND FUNCTIONS OF THE DISTRICT PRIMARY EDUCATION BOARD :-

The District Primary Education Board shall have the following powers and functions, namely :-

- (a) to recommend non-Government and non-District Council Primary Schools for financial help for maintenance and improvement of the School Buildings, furniture, and other equipments ;
- (b) to supervise and regulate the activity of the Primary schools Managing Committee ;
- (c) to constitute committee, or committees for the purpose of conducting examinations ;
- (d) to levy such examination fees as may be necessary from time to time;
- (e) to constitute a syllabus committee for the purpose of drawing up syllabi for the different subjects for the primary schools;
- (f) to constitute text books committee for primary schools for the purpose of rendering text books for primary schools in Chakma languages, for approval by the Government and arrange for their publication and supply to the schools ;
- (g) to hold such test or examination at such stage or primary education as may be deemed necessary.

5. PRIMARY SCHOOL MANAGING COMMITTEE :-

- (1) The Primary School Managing Committee shall be formed by the Executive Committee which will look after the welfare of the school teachers and of the school children.
- (2) It shall have such number of members as may be determined by the Executive Committee.
- (3) The Chairman and other members of the managing Committee shall be nominated by the Executive Committee.
- (4) The Head Teachers of the Primary Schools shall be the Secretary to the Primary School managing Committee.
- (5) Term of the Office of the Committee shall be for three years.
- (6) The Committee shall function on behalf of the District Primary Education Board in their respective Schools in all the matters connected with the affairs of the Primary Schools.

CHAPTER -III

MEDIUM OF INSTRUCTION

6. ~~The~~ Chakma language shall be the medium of instruction. However, the Bengali language, shall be the temporary medium of instruction till the books in the Chakma language are printed. Provided that, the minority communities from the region under the jurisdiction of the Chakma Autonomous District Council whose mother tongue is other than Bengali or Chakma language, shall continue to use the language of their choice for their medium of instruction, of this purpose all the necessary provisions in terms of teachers, syllabi and text books shall be made by this District Council ;

Provided that, if any Primary School within the area of Chakma Autonomous District Council decided or desires to adopt English or Mizo as medium of instruction, the District Primary Education Board may give permission or approval, and extend all facilities and privileges to such Primary School without any discrimination from other Primary Schools.

CHAPTER -IV

POWERS AND FUNCTIONS OF EDUCATION OFFICER

7. **POWERS OF EDUCATION OFFICER :** The Education Officer shall have the following powers :-
- (a) to tender transfer and posting of teachers with the approval of the Executive Committee;
 - (b) to grant leave to the Teachers;
 - (c) such other powers as may be delegated to him by the Executive Committee from time to time.
8. **FUNCTIONS OF THE EDUCATION OFFICER :** Subject to over all control of the District Council :-
- (a) The Education Officer shall be the supervising authority of financial accounts of the Education Department of the District Council and shall maintain proper account of all financial transaction ;
 - (b) He shall be the over all supervisor of the Primary Education of the District ;
 - (c) He shall execute all orders of the Executive Committee relating to Primary Education.

CHAPTER—V

9. POWER TO MAKE RULES

Subject to the previous approval of the Governor, the Executive Committee may make rules for carrying out any of the provision of these regulations.

10. POWER TO REMOVE DIFFICULTIES

If any difficulties arises in giving effect to any provision of these regulations, the Government may make such order or do such thing, not inconsistent with the spirit of the regulations, as it appears to it to be necessary or expedient, for removing the difficulty.

Sd/- R. M. CHAKMA,
Executive Member, i/c Education etc.,
Chakma Autonomous District Council,
Kamalanagar.

Certified that this Bill was passed on 28th April, 1993 in the 3rd Sitting of the 1st Budget and General Session of the 5th Chakma Autonomous District Council unanimously and in authentication. I signed under my hand to-day on Fifth May Nineteen hundred ninety three Anno Domini.

Sd/- A. K. TONGCHONGYA,
Chairman,
Chakma Autonomous District Council,
Kamalanagar.