



TAMIL NADU GOVERNMENT GAZETTE

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Part IV—Section 2

Tamil Nadu Acts and Ordinances

The following Ordinance which was promulgated by the Governor on the 27th February 2011 is hereby published for general information:—

TAMIL NADU ORDINANCE No. 1 OF 2011.

An Ordinance further to amend the Tamil Nadu Recognised Private Schools (Regulation) Act, 1973.

WHEREAS the Legislative Assembly of the State is not in session and the Governor of Tamil Nadu is satisfied that circumstances exist which render it necessary for him to take immediate action for the purpose hereinafter appearing;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of Article 213 of the Constitution, the Governor hereby promulgates the following Ordinance:—

1. (1) This Ordinance may be called the Tamil Nadu Recognised Private Schools (Regulation) Amendment Ordinance, 2011.

Short title and commencement.

(2) It shall come into force at once.

Tamil Nadu
Act
29 of 1974.

2. After section 14-A of the Tamil Nadu Recognised Private Schools (Regulation) Act, 1973, the following section shall be inserted, namely:—

Insertion of new section 14-B.

“14-B. Payment of grant to certain private schools.—(1) Notwithstanding anything contained in section 14-A, the Government may, on and from the 1st day of June 2011, pay grant at such rate, for such purposes and subject to such conditions as may be prescribed to,—

(a) any private school established during the period commencing from the date of commencement of the academic year 1991-1992 and ending with the last date of the academic year 1998-1999;

(b) any private school in existence on the date of commencement of the academic year 1991-1992, to which no grant has been paid by the Government;

(c) any class or course of instruction in a private school in existence on the date of commencement of the academic year 1991-1992, to which no grant has been paid by the Government; and

(d) any class or course of instruction opened in a private school during the period commencing from the date of commencement of the academic year 1991-1992 and ending with the last date of the academic year 1998-1999.

(2) The Government may withhold permanently or for any specified period the whole or part of any grant referred to in sub-section (1) in respect of any private school,—

(i) which does not comply with any of the provisions of this Act or any rules made or directions issued thereunder in so far as such provisions, rules or directions are applicable to such private school; or

(ii) in regard of which the pay and allowances payable to any teacher or other person employed in such private school are not paid to such teacher or other person in accordance with the provisions of this Act or the rules made thereunder; or

(iii) which contravenes or fails to comply with any such condition as may be prescribed.

(3) Before withholding the grant under sub-section (2), the Government shall give the education agency an opportunity of making its representation.

Explanation.—For the purpose of this section, private school includes a minority school.”.

27th February 2011.

SURJIT SINGH BARNALA,
Governor of Tamil Nadu.

EXPLANATORY STATEMENT

In the year 1998, the Government took a policy decision not to pay the grant to new private schools established and new class and course of instructions opened in any existing private schools after the commencement of the academic year 1991-1992. Accordingly, the Tamil Nadu Recognised Private Schools (Regulation) Act, 1973 (Tamil Nadu Act 29 of 1974) was amended to give effect to the above decision.

2. Now, representations have been received from various educational institutions and minority Associations with a request to pay grant to the new schools established and new class and course of instructions opened after the academic year 1991-1992. The Government after considering those representations took a policy decision to pay grant to the private schools established and class and course of instructions opened upto the academic year 1998-1999. It is proposed to give statutory protection to the above said policy of the Government. Accordingly, it has been decided to make a suitable provision in the said Tamil Nadu Act 29 of 1974.

3. The Ordinance seeks to give effect to the above decision.

(By order of the Governor)

S. DHEENADHAYALAN,
*Secretary to Government,
Law Department.*