

**THE
NATIONAL COUNCIL FOR TEACHER
EDUCATION ACT, 1993**

(No. 73 OF 1993)

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**NATIONAL COUNCIL FOR TEACHER EDUCATION
NEW DELHI**

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The following Act of Parliament received the assent of the President on the 29th December, 1993, and is hereby published for general information :-

THE NATIONAL COUNCIL FOR TEACHER EDUCATION ACT,1993

No. 73 OF 1993

[29th December,1993]

An Act to provide for the establishment of a National Council for Teacher Education with a view to achieving planned and co-ordinated development of the teacher education system throughout the country, the regulation and proper maintenance of norms and standards in the teacher education system and for matters connected therewith.

Be it enacted by Parliament in the Forty-fourth Year of the Republic of India as follows:--

NATIONAL COUNCIL FOR TEACHER EDUCATION ACT, 1993

(Assented to
on 29th December, 1993)

(ACT No. 73 OF 1993)

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CHAPTER I PRELIMINARY

1. (1) This Act may be called the National Council for Teacher Education Act, 1993. Short title, extent and commencement.
- (2) It extends to the whole of India except the State of Jammu and Kashmir.
- (3) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

Definitions.

2. In this Act, unless the context otherwise requires,--
- (a) "appointed day" means the date of establishment of the National Council for Teacher Education under sub-section (1) of section 3;
- (b) "Chairperson" means the Chairperson of the Council appointed under clause (a) of sub-section (4) of section 3;
- (c) "Council" means the National Council for Teacher Education established under sub-section (1) of section 3;
- (d) "examining body" means a University, agency or authority to which an institution is affiliated for conducting examinations in teacher education qualifications;
- (e) "institution" means an institution which offers courses or training in teacher education;
- (f) "Member" means a Member of the Council and includes the Chairperson and Vice-Chairperson;
- (g) "Member-Secretary" means the Member Secretary of the Council appointed under clause (c) of sub-section (4) of section 3;
- (h) "prescribed" means prescribed by rules made under section 31;
- (i) "recognised institution" means an institution recognised by the Council under section 14;
- (j) "Regional Committee" means a committee established under section 20;
- (k) "regulations" means regulations made under section 32;
- (l) "teacher education" means programmes of education, research or training of persons for equipping them to teach at pre-primary, primary, secondary and senior secondary stages in schools, and includes non-formal education, part-time education, adult education and correspondence education;

- (m) "teacher education qualification" means a degree, diploma or certificate in teacher education awarded by a University or examining body in accordance with the provisions of this Act;
- (n) "University" means a University defined under clause (f) of section 2 of the University Grants (3 of 1956) Commission Act, 1956, and includes an institution deemed to be a University under section 3 of that Act;
- (o) "Vice-Chairperson" means the Vice-Chairperson of the Council appointed under clause (b) of sub-section (4) of section 3.

CHAPTER II

ESTABLISHMENT OF THE COUNCIL.

Establishment
of the Council.

3. (1) With effect from such date as the Central Government may, by notification in the Official Gazette, appoint, there shall be established a Council to be called the National Council for Teacher Education.
- (2) The Council shall be a body corporate by the name aforesaid, having perpetual succession and a common seal with power to contract and shall, by the said name, sue and be sued.
- (3) The head office of the Council shall be at Delhi and the Council may, with the previous approval of the Central Government, establish regional offices at other places in India.
- (4) The Council shall consist of the following Members, namely:--
- (a) a Chairperson to be appointed by the Central Government;
- (b) a Vice-Chairperson to be appointed by the Central Government;
- (c) a Member-Secretary to be appointed by the Central Government;
- (d) the Secretary to the Government of India in the Department dealing with Education *ex officio*;
- (e) the Chairman, University Grants Commission established under section 4 of the University Grants Commission Act, 1956 or a member thereof nominated by him, *ex-officio*;
- (f) the Director, National Council of Educational Research and Training, *ex-officio*;
- (g) the Director, National Institute of Educational Planning and Administration, *ex-officio*;

3 of 1956.

- (h) the Adviser (Education), Planning Commission, *ex officio*;
- (i) the Chairman, Central Boards of Secondary Education, *ex-officio*;
- (j) the Financial Adviser to the Government of India in the Department dealing with Education, *ex-officio*;
- (k) the Member-Secretary, All-India Council for Technical Education, *ex-officio*;
- (l) the Chairpersons of all Regional Committees, *ex-officio*;
- (m) thirteen persons possessing experience and knowledge in the field of education or teaching to be appointed by the Central Government as under, from amongst the --
 - (i) Deans of Faculties of Education and Professors of Education in Universities
 - (ii) experts in secondary teacher education
 - (iii) experts in pre-primary and primary teacher education
 - (iv) experts in non-formal education and adult education -Four;
 - (v) experts in the field of natural sciences, social sciences, linguistics, vocational education, work experience, educational technology and special education, by rotation, in the manner prescribed. -One; -Three; -Two; -Three;
- (n) nine Members to be appointed by the Central Government to represent the States and Union territory Administrations in the manner prescribed;
- (o) three Members of Parliament of whom one shall be nominated by the Chairman of the Council of States and two by the Speaker of the House of the People;
- (p) three Members to be appointed by the Central Government from amongst teachers of primary and secondary education and teachers of recognised institutions.

- (5) It is hereby declared that the office of the Member of the Council shall not disqualify its holder for being chosen as or for being a member of either House of Parliament.

Term of office and conditions of service of Members.

4. (1) The Chairperson, Vice-Chairperson and the Member-Secretary shall hold office on a full-time basis.
- (2) The term of office of the Chairperson, the Vice-Chairperson and the Member-Secretary shall be four years, or till they complete the age of sixty years, whichever is earlier.

- (3) The conditions of service of the Chairperson, the Vice-Chairperson and the Member-Secretary shall be such as may be prescribed.
- (4) The term of office of Members [other than the Members specified in clauses (a) to (l) and clauses (n) and (o) of subsection (4) of section 3] shall be two years or till fresh appointments are made, whichever is later, and other conditions of service of such Members shall be such as may be prescribed.
- (5) If a casual vacancy occurs in the office of Chairperson, whether by reason of death, resignation or inability to discharge the functions of a Chairperson owing to illness or other incapacity, the Vice-Chairperson holding office as such for the time being, shall act as the Chairperson and shall, unless any other person is appointed earlier as Chairperson, hold office of the Chairperson for the remainder of the term of office of the person in whose place the said person is to so act.
- (6) If a casual vacancy occurs in the office of the Vice-Chairperson or any other Member, whether by reason of death, resignation or inability to discharge his functions owing to illness or other incapacity, such vacancy shall be filled up by making fresh appointment and the person so appointed shall hold office for the remainder of the term of the office of the person in whose place such person is so appointed.
- (7) The Chairperson shall, in addition to presiding over the meetings of the Council, exercise and discharge such powers and duties of the Council as may be delegated to him by the Council and such other powers and duties as may be prescribed.
- (8) The Vice-Chairperson shall perform such functions as may be assigned to him by the Chairperson from time to time.

Disqualification for office of Member. 5. A person shall be disqualified for being appointed as a Member if he --

- (a) has been convicted and sentenced to imprisonment for an offence, which in the opinion of the Central Government, involves moral turpitude; or
- (b) is an undischarged insolvent; or
- (c) is of unsound mind and stands so declared by a competent court; or
- (d) has been removed or dismissed from the service of the Government or a body corporate owned or controlled by the Government; or
- (e) has in the opinion of the Central Government such financial or other interest in the Council as is likely to affect prejudicially the discharge by him of his functions as a Member.

6. The Central Government shall remove a Member if he-- Vacation of office of Member.
- (a) becomes subject to any of the disqualifications mentioned in section 5:
- Provided that no Member shall be removed on the ground that he has become subject to the disqualification mentioned in clause (e) of that section, unless he has been given a reasonable opportunity of being heard in the matter; or
- (b) refuses to act or becomes incapable of acting; or
- (c) is, without obtaining leave of absence from the Council, absent from three consecutive meetings of the Council; or
- (d) in the opinion of the Central Government, has so abused his position as to render his continuance in office detrimental to the public interest:
- Provided that no Member shall be removed under this clause unless he has been given a reasonable opportunity of being heard in the matter.

7. (1) The Council shall meet at such time and places, and shall observe such rules of procedure in regard to the transaction of business at its meetings (including the quorum at such meetings) as may be provided by regulations: Meetings of the Council.
- Provided that the Council shall meet at least once every year.
- (2) The Chairperson, and in the absence of the Chairperson, the Vice-Chairperson shall preside at the meetings of the Council.
- (3) If for any reason the Chairperson and the Vice-Chairperson, both are unable to attend any meeting of the council, any other Member chosen by the Members present at the meeting shall preside at that meeting.
- (4) All questions which come up before any meeting of the Council shall be decided by a majority of votes of the Members present and voting and in the event of any equality of votes, the Chairperson, or in the absence of the Chairperson the person presiding, shall have and exercise a second or casting vote.

- Vacancies, etc., not to invalidate proceedings of the Council.
8. No act or proceeding of the council shall be invalid merely by reason of--
- (a) any vacancy in, or any defect in the constitution of, the Council; or
- (b) any defect in the appointment of a person acting as Member of the Council; or

- (c) any irregularity in the procedure of the Council not affecting the merits of the case.
- Power to co-opt. 9. (1) The Council may co-opt, in such manner and for such purposes as may be determined by regulations not more than three persons, whose assistance or advice it may desire in carrying out any of the provisions of this Act.
- (2) The person co-opted by the Council under sub-section (1) for any purpose shall have a right to take part in the discussions relevant to that purpose, but shall not have a right to vote at a meeting of the Council, and shall not be a Member for any other purpose.
- Appointment of officers and other employees of the Council. 10. (1) For the purpose of enabling the Council to discharge its functions efficiently under this Act, the Council shall, subject to such regulations as may be made in this behalf, appoint (whether on deputation or otherwise) such number of officers and other employees as it may consider necessary .
- Provided that the category of posts equivalent to Group 'A' posts in the Central Government shall be subject to the approval of the Central Government.
- (2) Every officer or other employee appointed by the Council shall be subject to such conditions of service as may be determined by regulations.
- Authentication of the orders and other instruments of the Council. 11. All orders and decisions of the Council shall be authenticated by the signature of the Chairperson or any other Member authorised by the Council in this behalf, and all other instruments issued by the Council shall be authenticated by the signature of the Member-Secretary or any other officer of the Council authorised in like manner in this behalf by the Chairperson.

CHAPTER III

FUNCTIONS OF THE COUNCIL

- Functions of the Council. 12. It shall be the duty of the Council to take all such steps as it may think fit for ensuring planned and co-ordinated development of teacher education and for the determination and maintenance of standards for teacher education and for the purposes of performing its functions under this Act, the Council may --
- (a) undertake surveys and studies relating to various aspects of teacher education and publish the result thereof;
- (b) make recommendations to the Central and State Governments, Universities, University Grants Commission and recognised institutions in the matter of preparation of suitable plans and programmes in the field of teacher education;
- (c) co-ordinate and monitor teacher education and its development in the country;

- (d) lay down guidelines in respect of minimum qualifications for a person to be employed as a teacher in schools or in recognised institutions;
 - (e) lay down norms for any specified category of courses or trainings in teacher education, including the minimum eligibility criteria for admission thereof, and the method of selection of candidates, duration of the course, course contents and mode of curriculum;
 - (f) lay down guidelines for compliance by recognised institutions, for starting new courses or training, and for providing physical and instructional facilities, staffing pattern and staff qualifications;
 - (g) lay down standards in respect of examinations leading to teacher education qualifications, criteria for admission to such examinations and schemes of courses or training;
 - (h) lay down guidelines regarding tuition fees and other fees chargeable by recognised institutions;
 - (i) promote and conduct innovation and research in various areas of teacher education and disseminate the results thereof;
 - (j) examine and review periodically the implementation of the norms, guidelines and standards laid down by the Council, and to suitably advise the recognised institutions;
 - (k) evolve suitable performance appraisal systems, norms and mechanisms for enforcing accountability on recognised institutions;
 - (l) formulate schemes for various levels of teacher education and identify recognised institutions and set up new institutions for teacher development programmes;
 - (m) take all necessary steps to prevent commercialisation of teacher education; and
 - (n) perform such other functions as may be entrusted to it by the Central Government.
13. (1) For the purpose of ascertaining whether the recognised institutions are functioning in accordance with the provisions of this Act, the Council may cause inspection of any such institution, to be made by such persons as it may direct, and in such manner as may be prescribed. Inspection.
- (2) The Council shall communicate to the institution the date on which inspection under sub-section (1) is to be made and the institution shall be entitled to be associated with the inspection in such manner as may be prescribed.

- (3) The Council shall communicate to the said institution, its views in regard to the results of any such inspection and may, after ascertaining the opinion of that institution, recommend to that institution the action to be taken as a result of such inspection.
- (4) All communications to the institution under this section shall be made to the executive authority thereof, and the executive authority of the institution shall report to the Council the action, if any, which is proposed to be taken for the purpose of implementing any such recommendation as is referred to in sub-section (3).

CHAPTER IV

RECOGNITION OF TEACHER EDUCATION INSTITUTIONS

Recognition of Institutions offering course or training in teacher education.

- 14.** (1) Every institution offering or intending to offer a course or training in teacher education on or after the appointed day, may, for grant of recognition under this Act, make an application to the Regional Committee concerned in such form and in such manner as may be determined by regulations

Provided that an institution offering a course or training in teacher education immediately before the appointed day, shall be entitled to continue such course or training for a period of six months, if it has made an application for recognition within the said period and until the disposal of the application by the Regional Committee.

- (2) The fee to be paid along with the application under sub-section (1) shall be such as may be prescribed.
- (3) On receipt of an application by the regional Committee from any institution under sub-section (1), and after obtaining from the institution concerned such other particulars as it may consider necessary, it shall-
 - (a) if it is satisfied that such institution has adequate financial resources, accommodation, library, qualified staff, laboratory and that it fulfils such other conditions required for proper functioning of the institution for a course or training in teacher education, as may be determined by regulations, pass an order granting recognition to such institution, subject to such conditions as may be determined by regulations; or
 - (b) if it is of the opinion that such institution does not fulfil the requirements laid down in sub-clause (a), pass an order refusing recognition to such institution to such institution for reasons to be recorded in writing.

Provided that before passing an order under sub-clause (b), the Regional Committee shall provide a reasonable opportunity to the concerned institution for making a written representation.

- (4) Every order granting or refusing recognition to an institution for a course or training in teacher education under sub-section (3) shall be published in the Official Gazette and communicated in writing for appropriate action to such institution and to the concerned examining body, the local authority or the State Government and the Central Government.
- (5) Every institution, in respect of which recognition has been refused shall discontinue the course or training in teacher education from the end of the academic session next following the date of receipt of the order refusing recognition passed under clause (b) of sub-section (3).
- (6) Every examining body shall, on receipt of the order under sub-section (4), --
 - (a) grant affiliation to the institution, where recognition has been granted; or
 - (b) cancel the affiliation of the institution, where recognition has been refused.

- 15. (1) Where any recognised institution intends to start any new course or training in teacher education, it may make an application to seek permission therefor to the Regional Committee concerned in such form and in such manner as may be determined by regulations. Permission for a new course on training by recognised institution.
- (2) The fees to be paid along with the application under sub-section (1) shall be such as may be prescribed.
- (3) On receipt of an application from an institution under sub-section (1), and after obtaining from the recognised institution such other particulars as may be considered necessary, the Regional Committee shall, --
 - (a) if it is satisfied that such recognised institution has adequate financial resources, accommodation, library, qualified staff, laboratory, and that it fulfils such other conditions required for proper conduct of the new course or training in teacher education, as may be determined by regulations, pass an order granting permission, subject to such conditions as may be determined by regulation; or
 - (b) if it is of the opinion that such institution does not fulfil the requirements laid down in sub-clause (a), pass an order refusing permission to such institution, for reasons to be recorded in writing;

Provided that before passing an order refusing permission under sub-class (b), the Regional Committee shall provide a reasonable opportunity to the institution concerned for making a written representation.

(4) Every order granting or refusing permission to a recognised institution for a new course or training in teacher education under sub-section (3), shall be published in the Official Gazette and communicated in writing for appropriate action to such recognised institution and to the concerned examining body, the local authority, the State Government and the Central Government.

16. Notwithstanding anything contained in any other law for the time being in force, no examining body shall, on or after the appointed day,--
- (a) grant affiliation, whether provisional or otherwise, to any institution; or
- (b) hold examination, whether provisional or otherwise, for a course or training conducted by a recognised institution

Affiliating body to grant affiliation after recognition or permission by the council.

unless the institution concerned has obtained recognition from the Regional Committee concerned, under section 14 or permission for a course or training under section 15.

Contravention of provisions of the Act & consequences thereof.

17. (1) Where the Regional Committee is, on its own motion or on any representation received from any person, satisfied that a recognised institution has contravened any of the provisions of this Act, or the rules, regulations, orders made or issued thereunder, or any condition subject to which recognition under sub-section (3) of section 14 or permission under sub-section (3) of section 15 was granted, it may withdraw recognition of such recognised institution, for reasons to be recorded in writing:

Provided that no such order against the recognised institution shall be passed unless a reasonable opportunity of making representation against the proposed order has been given to such recognised institution:

Provided further that the order withdrawing or refusing recognition passed by the Regional Committee shall come into force only with effect from the end of the academic session next following the date of communication of such order.

- (2) A copy of every order passed by the Regional Committee under sub-section (1), --
- (a) shall be communicated to the recognised institution concerned and a copy thereof shall also be forwarded

simultaneously to the University or the examining body to which such institution was affiliated for canceling affiliation; and

(b) shall be published in the Official Gazette for general information.

- (3) Once the recognition of a recognised institution is withdrawn under sub-section (1), such institution shall discontinue the course or training in teacher education, and the concerned University or the examining body shall cancel affiliation of the institution in accordance with the order passed under sub-section (1), with effect from the end of the academic session next following the date of communication of the said order.
- (4) If an institution offers any course or training in teacher education after the coming into force of the order withdrawing recognition under sub-section (1) or where an institution offering a course or training in teacher education immediately before the appointed day fails or neglects to obtain recognition or permission under this Act, the qualification in teacher education obtained pursuant to such course or training or after undertaking a course or training in such institution, shall not be treated as a valid qualification for purposes of employment under the Central Government, any State Government or University, or in any school, college or other educational body aided by the Central Government or any State Government.

Appeals

18. (1) Any person aggrieved by an order made under section 14 or section 15 or section 17 of the Act may prefer an appeal to the Council within such period as may be prescribed.
- (2) No appeal shall be admitted if it is preferred after the expiry of the period prescribed therefor:

Provided that an appeal may be admitted after the expiry of the period prescribed therefor, if the appellant satisfies the Council that he had sufficient cause for not preferring the appeal within the prescribed period.

- (3) Every appeal made under this section shall be made in such form and shall be accompanied by a copy of the order appealed against and by such fees as may be prescribed.
- (4) The procedure for disposing of an appeal shall be such as may be prescribed:

Provided that before disallowing an appeal, the appellant shall be given a reasonable opportunity to represent its case.

- (5) The Council may confirm or reverse the order appealed against.

CHAPTER V

BODIES OF THE COUNCIL

19. (1) The Council shall constitute a Committee, called Executive Committee for discharging such functions as may be assigned to it by the Council or as may be determined by regulations. Executive Committee.
- (2) The Executive Committee shall consist of the following members, namely :-
- (a) the Chairperson;
 - (b) the Vice-Chairperson;
 - (c) the Member-Secretary;
 - (d) the Secretary to the Government of India in the Department dealing with Education, *ex-officio*;
 - (e) the Secretary, University Grants Commission, *ex-officio*;
 - (f) the Director, National Council of Educational Research and Training, *ex-officio*;
 - (g) the Financial Adviser to the Government of India in the Department dealing with Education, *ex-officio*;
 - (h) four experts in teacher education to be nominated by the Central Government;
 - (i) four State representatives to be nominated by the Central Government in such manner as may be prescribed;
 - (j) the Chairpersons of the Regional Committees.
- (3) The Chairperson and the Member-Secretary of the Council shall respectively, function as the Chairperson and the Member-Secretary of the Executive Committee.
- (4) The Chairperson or in his absence, the Vice-Chairperson of the Council shall preside at the meetings of the Executive Committee and in the absence of both the Chairperson and the Vice-Chairperson, any other member chosen by the members present at the meeting shall preside at the meeting.
- (5) The quorum necessary for the transaction of business at the meetings of the Executive Committee shall be as laid down by regulations.
- (6) The Executive Committee may co-opt, in such manner and for such purposes, as may be determined by regulations, not more than two persons whose assistance and advice, it may desire in carrying out any of the functions assigned to the Executive Committee:

Provided that the persons co-opted by the Executive Committee for any purposes shall have a right to take part in the discussions relevant to that purpose, but shall not have a right to vote at a meeting

of the Executive Committee, and shall not be a member for any other purpose.

(7) The Council may, if it considers necessary, establish such other committees, for such specific purpose, as it may deem fit.

Regional
Committees

20. (1) The Council shall, by notification in the Official Gazette, establish the following Regional Committees namely :-

- (i) the Eastern Regional Committee;
- (ii) the Western Regional Committee;
- (iii) the Northern Regional Committee; and
- (iv) the Southern Regional Committee;

(2) The Council may, if it consider necessary, establish with the approval of the Central Government, such other Regional Committees as it may deem fit.

(3) The Regional Committee shall consist of the following members, namely :-

- (a) a member to be nominated by the Council;
- (b) one representative from each of the States and the Union territories of the region, to be nominated by the respective States and the Union territories;
- (c) such number of persons, having special knowledge and experience in matters relating to teacher education, as may be determined by regulations.

(4) The Council shall nominate one of the members of the concerned Regional Committee to function as the chairperson of the said Committee.

(5) The term of office of the members referred to in clause (c) and the allowances payable to such members shall be such as may be determined by regulations.

(6) The Regional Committee shall, in addition to its functions under sections 14, 15 and 17, perform such other function, as may be assigned to it by the Council or as may be determined by regulations.

(7) The functions of the procedure to be followed by, the territorial jurisdiction of, and the manner of filling casual vacancies among members of a Regional Committee shall be such as may be determined by regulations.

21. (1) If the Council is of the opinion that a Regional Committee is unable to perform, or has persistently made default in the performance of the duties imposed on it by or under this Committee Power to terminate the Regional Committee

Act or has exceeded or abused its powers, or has wilfully or without sufficient cause, failed to comply with any direction issued by the Council for carrying out the provisions of this Act, the Council may, by notification in the Official Gazette, terminate forthwith the Regional Committee.

- (2) Upon the publication of a notification under sub-section (1),--
- (a) all members of the regional Committee shall, notwithstanding that their term of office had not expired, as from the date of the termination, vacate their office as such members; and
- (b) all the powers and duties which may, by or under the provisions of this Act be exercised or performed by or on behalf of the Regional Committee shall, during the period when the term of office of its members stand terminated, be exercised and performed by such person or persons as the Council may direct.
- (3) The Council may at any time after publication of a notification under sub-section (2), re-constitute the Regional Committee in the manner provided in sub-section (3) of section 20:

Provided that it shall be competent for the Council to appoint any person, who was a member of a Regional Committee which was terminated as a member of the re-constituted Regional committee.

CHAPTER VI

FINANCE ACCOUNTS AND AUDIT

22. The Central Government may, after due appropriation made by Parliament by law in this behalf, pay to the Council in each financial year such sums as may be considered necessary for the performance of the functions of the Council under this Act. Payment to the Council.
23. (1) The Council shall have its own fund; and all sums which may, from time to time, be paid to it by the Central Government or a State Government and all the receipts of the Council, including any sum which any other authority or person in India or abroad may pay to the Council, shall be credited to the fund and all payments by the Council shall be made therefrom. Fund of the Council.
- (2) All moneys belonging to the fund shall be deposited in such banks or invested in such manner as may be decided by the Council.
- (3) The Council may spend such sums as it thinks fit for performing its functions under this Acts, and such sums shall be treated as expenditure payable out of the funds of the Council.

24. The Council shall prepare, in such form and at such time each year as may be prescribed, a budget in respect of the financial year next ensuing, showing the estimated receipt and expenditure, and copies thereof shall be forwarded to the Central Government. Budget of the Council.
25. The Council shall prepare once every year, in such form and at such time as may be prescribed, an annual report giving a true and full account of its activities during the previous year and copies thereof shall be forwarded to the Central Government and that Government shall cause the same to be laid before both Houses of Parliament. Annual Report.
- Accounts and audit
26. (1) The Council shall cause to be maintained such books of account in such form and in such manner and as the Central Government may, in consultation with the Comptroller and Auditor-General of India, prescribe.
- (2) The Council shall, as soon as may be, after closing its annual accounts, prepare a statement of accounts in such form and forward the same to the Comptroller and Auditor-General of India by such date as the Central Government may, in consultation with the Comptroller and Auditor-General, determine.
- (3) The accounts of the Council shall be audited by the Comptroller and Auditor-General of India at such times and in such manner as he thinks fit.
- (4) The accounts of the Council as certified by the Comptroller and Auditor-General of India or any other person appointed by him in this behalf, together with the audit report thereon shall be forwarded annually to the central Government and that Government shall cause the same to be laid before both Houses of Parliament.

CHAPTER VII

MISCELLANEOUS

- Delegation of powers & functions
27. The Council may, by general or special order in writing, delegate to the chairperson or to any other member or to any officer of the Regional Committee, subject to such conditions and limitations, if any, as may be specified in the order, such of its powers and functions under this Act (except the power to make regulations under section 32), as it may deem necessary.
- Protection on of action taken in good faith.
28. No prosecution or other legal proceeding shall lie against the Central government, the Council or any committees appointed by it, or any Member of the Council or member of such committees, or any officer or employee of the Central Government or the Council or any other person authorised by that Government or the Council, for anything which is in good faith done or intended to be done under this Act or the rules or regulations made thereunder.

Direction by
the Central
Government

- 29.** (1) The Council shall in the discharge of its functions and duties under this Act be bound by such directions on questions of policy as the Central Government may give in writing to it from time to time.
- (2) The decision of the Central Government as to whether a question is one of policy or not shall be final.

Power to
supersede the
Council

- 30.** (1) If the Central Government is of the opinion that the Council is unable to perform, or has persistently made default in the performance of the duties imposed on it by or under this Act or has exceeded or abused its powers, or has wilfully or without sufficient cause failed to comply with any direction issued by the Central Government Under section 29, the Central Government may by notification in the Official Gazette, supersede the Council for such period as may be specified in the notification;

Provided that before issuing a notification under this sub-section, the Central Government shall give a reasonable opportunity to the Council to show cause why it should not be superseded and shall consider the explanation and objections, if any, of the Council.

- (2) Upon the publication of a notification under sub-section (1) superseding the Council--
- (a) all the Members of the Council shall notwithstanding that their term of office had not expired, as from the date of supersession, vacate their offices as such Members;
- (b) all the powers and duties which may, by or under the provisions of this Act be exercised or performed by or on behalf of the Council shall, during the period of supersession, be exercised and performed by such person or persons as the Central Government may direct;
- (c) all property vested in the Council shall, during the period of supersession, vest in the Central Government.
- (3) On the expiry of the period of supersession specified in the notification issued under sub-section (1), the Central Government, may--
- (a) extend the period of supersession for such further period as it may consider necessary; or
- (b) re-constitute the Council in the manner provided in section 3.

- 31.** (1) The Central Government may, by notification in the Official Gazette, make rules to carry out the provisions of this Act. Power to make rules.
- (2) In particular, and without prejudice to the generality of the

foregoing powers, such rules may provide for all or any of the following matters, namely:--

- (a) the manner in which the Central Government is to appoint experts to the Council under sub-clause (v) of clause (m) of sub-section (4) of section 3;
- (b) the manner in which the Central Government is to appoint Members to the Council from amongst the States and the Union territory Administrations under clause (n) of sub-section (4) of section 3;
- (c) the conditions of service of the Chairperson, the Vice-Chairperson and the Member-Secretary under sub-section (3) and of Members under sub-section (4) of section 4;
- (d) the powers and duties of the Chairperson under sub-section (7) of section 4;
- (e) the manner in which and the persons by whom the inspection of an institution is to be made and the manner in which the institution is to be associated in such inspection under sub-section (1) and (2) of section 13;
- (f) the fees payable on application for obtaining recognition under sub-section (2) of section 14 and for obtaining permission under sub-section (2) of section 15;
- (g) the period of limitation for an appeal under sub-section (1) of section 18, the form in which such appeal is to be made and the fees payable therefor under sub-section (3) of that section and the procedure for disposal of an appeal under sub-section (4) of that section;
- (h) the manner in which the Central Government is to nominate the State representatives in the Executive Committee under clause (i) of sub-section (2) of section 19;
- (i) the form in which and the time within which the budget under section 24 and the annual report under section 25 of the Council is to be prepared;
- (j) the manner and the form in which the accounts of the Council are to be maintained under sub-section (1) of section 26;
- (k) any other matter which has to be, or may be, prescribed.

Power to make regulations. **32.** (1) The Council may, by notification in the Official Gazette, make regulations not inconsistent with the provisions of this Act and the rules made thereunder, generally to carry out the provisions of this Act.

- (2) In particular, and without prejudice to the generality of the foregoing power, such regulations may provide for all or any of the following matters, namely :--
- (a) the time and the place of the meetings of the Council and the procedure for conducting business thereat under sub-section (1) of section 7;
 - (b) the manner in which and the purposes for which persons may be co-opted by the Council under sub-section (1) of section 9;
 - (c) the appointment and terms and conditions of service of officers and other employees of the Council under sub-section (1) and (2) respectively of section 19;
 - (d) the norms, guidelines and standards, in respect of--
 - (i) the minimum qualifications for a person to be employed as a teacher under clause (d) of section 12;
 - (ii) the specified category of courses or training in teacher education under clause (e) of section 12;
 - (iii) starting of new courses or training in recognised institutions under clause (f) of section 12;
 - (iv) standards in respect of examinations leading to teacher education qualifications referred to in clause (g) of section 12;
 - (v) the tuition fees and other fees chargeable by institutions under clause (h) of section 12;
 - (vi) the schemes for various levels of teachers education, and identification of institutions for offering teacher development programmes under clause (i) of section 12;
 - (e) the form and the manner in which an application for recognition is to be submitted under sub-section (1) of section 14;
 - (f) conditions required for the proper functioning of the institution and conditions for granting recognition under clause (a) of sub-section (3) of section 14;
 - (g) the form and the manner in which an application for permission is to be made under sub-section (1) of section 15;
 - (h) conditions required for the proper conduct of a new course

or training and conditions for granting permission under clause (a) of sub-section (3) of section 15;

- (i) the functions which may be assigned by the Council to the Executive Committee under sub-section (1) of section 19;
- (j) the procedure and the quorum necessary for transaction of business at the meetings of the Executive Committee under sub-section (5) of section 19;
- (k) the manner in which and the purposes for which the Executive Committee may co-opt persons under sub-section (f) of section 19;
- (l) the number of persons under clause (c) of sub-section (3) of section 20;
- (m) the term of office and allowances payable to members under sub-section (5) of section 20;
- (n) additional functions to be performed by the Regional Committee under sub-section (6) of section 20;
- (o) the functions of the procedure to be followed by the territorial jurisdiction of, and the manner, of filling casual vacancies among members of a Regional Committee under sub-section (7) of section 20;
- (p) any other matter in respect of which provision is to be, or may be, made by regulations.

33. Every rule and every regulation made under this Act shall be laid, as soon as may be after it is made, before each House of Parliament, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or regulation, or both Houses agree that the rule or regulation should not be made, the rule or regulation shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule or regulation.

Rules and Regulations to be laid before Parliament.

Power to remove difficulties.

34. (1) If any difficulty arises in giving effect to the provisions of this Act, the Central Government may, by order, published in the Official Gazette, make such provisions not inconsistent with the provisions of this Act as may appear to be necessary for removing the difficulty:

Provided that no order shall be made under this section after the expiry of two years from the commencement of this Act.

- (2) Every order made under this section shall be laid, as soon as may be after it is made, before each House of Parliament.

PARLIAMENTARY DOCUMENTATION CENTRE
National Institute of Educational Planning and Administration.
17-B, Sri Aurobindo Marg,
New Delhi-110016
Reg. No. D-8842
Date 28-09-95

SELECTED STATISTICAL INFO

1. POPULATION
2. LITERACY
3. INSTITUTIONS
4. ENROLMENT
5. ENROLMENT OF GIRLS
6. ENROLMENT OF SC/ST
7. ENROLMENT OF SC/ST GIRLS
8. TEACHERS
9. TEACHER-PUPIL RATIO
10. SCHOOL DROP-OUTS
11. NON-FORMAL EDUCATION
12. ADULT EDUCATION
13. INTAKE & OUT-TURN IN ENG. & TECHLG.
14. EXPENDITURE
15. PLAN OUTLAY

1. Population

All Communities	Unit	1951@	1991@
Persons	Millions	361	846
Male	"	186	439
Female	"	175	407
Age Groups:			
	Unit	1951*	1993#
6-11 Years	Millions	45	100
11-14 Years	"	25	57
6-14 Years	"	70	157
Scheduled Castes			
	Unit	1951@	1993#
Persons	Millions	64	138
Male	"	N.A.	72
Female	"	N.A.	66
Age Groups			
	"	N.A.	
6-11 Years	"	N.A.	16
11-14 Years	"	N.A.	9
6-14 Years	"	N.A.	25
Scheduled Tribes			
	"		
Persons	"	30	68
Male	"	N.A.	34
Female	"	N.A.	34
Age Groups			
	"	N.A.	
6-11 Years	"	N.A.	7
11-14 Years	"	N.A.	4
6-14 Years	"	N.A.	11

@ Census figures.

* Census of India, Paper No. 3 of 1954 Age Tables-1951 Census.

As on 1-3-93.

2. Literacy

All Communities	Unit	1951+	1981*	1991*
Persons	Percentage	18.3	43.7	52.2
Male	Percentage	27.2	56.5	64.2
Female	Percentage	8.9	29.9	39.2
Scheduled Castes				
Persons	Percentage	N.A.	21.4	37.4
Male	Percentage	N.A.	31.1	49.9
Female	Percentage	N.A.	10.9	23.8
Scheduled Tribes				
Persons	Percentage	N.A.	16.3	29.6
Male	Percentage	N.A.	29.5	40.7
Female	Percentage	N.A.	8.0	18.2

+Relates to Population aged 5 Years and above.

*Relates to Population aged seven Years and above.

3. Institutions

	Unit	1947	1993#
Primary Schools	000's	141	573
Middle Schools	000's	9	154
Secondary/Sr. Sec./ Intermediate colleges	000's	4	84
Degree Colleges	Number	263	5334
Universities+	Number	16	207
Engineering/Technology Colleges (Degree Level)	Number	38	299
Polytechnic/Diploma Courses	Number	53	1040
Kendriya Vidyalayas	Number	—	771
Navodaya Vidyalayas	Number	—	280

+Includes deemed to be Universities and Institutions of National Importance.

*Provisional.

4. Enrolment

	Unit	1947	1993#
Pre-Primary	Lakhs	—	15
Primary Stage (Classes I-V) (Age 6-11)*	"	105 (35%)	105 (106%)
Middle Stage (Classes VI-VIII) (Age 11-14)*	"	16 (9%)	387 (68%)
Secondary/Sr. Sec./Intermediate Stage (Classes IX-XII) (Age 14-18)*	"	7 (4%)	227 (25%)
University Stage (General Edn)	"		
Degree Level	"	1	37
Post Graduate Level Engineering & Tech. Degree Level Courses	"	0.8	4
	"	0.6	1

*Figures in parentheses indicate enrolment ratio to corresponding age group population +Provisional.

5. Enrolment of Girls

	Unit	1947	1993#
Classes I-V (Age 6-11)*	Lakhs	29	46 (93%)
Classes VI-VIII (Age 11-14)*	"	2	15 (54%)
Classes IX and above (Age 14-18)*	"	1	17 (17%)
University Stage (General)	"	0.1	

*Figures in parentheses indicate enrolment ratio to corresponding age group population +Provisional.

6. Enrolment of SC/ST

	Unit	1947	1993#
Primary Stage (Classes I-V) Scheduled Castes	Lakhs	47	1 (111%)
Scheduled Tribes	"	@	108 (108%)
Middle Stage (Classes VI-VIII) Scheduled Castes	"	4	60 (60%)
Scheduled Tribes	"	@	46 (46%)
High/Hr. Sec./Intermediate Stage (Classes IX and above)	"		
Scheduled Castes	"	4	
Scheduled Tribes	"	@	

*Figures in parentheses indicate enrolment ratio to corresponding age group population

@Included in Scheduled Castes enrolment.

+Provisional.

7. Enrolment of SC/ST Girls

	Unit	1947	1993#
Classes I-V	Lakhs	10	
Scheduled Castes	"		@
Scheduled Tribes	"		@
Classes VI-VIII	"		
Scheduled Castes	"	0.3	
Scheduled Tribes	"	@	
Classes IX-XI/XII	"		
Scheduled Castes	"	0.4	
Scheduled Tribes	"	@	

*Figures in parentheses indicate enrolment ratio to corresponding age group population

@Included in Scheduled Castes enrolment.

+Provisional.

	Unit	1947	1993+
Primary Schools	000's	344	1682
		(67.1%)*	(89%)*
Middle Schools	000's	50	1082
		(58.3%)*	(91%)*
Hr. Sec. Schools	000's	93	1353
		(54.9%)*	(91%)*

Figures in parentheses indicate percentage of Trained Teachers.

	Unit	1947	1993+
Teacher-Pupil Ratio			
Primary Schools	Number	1:32	1:45
Middle Schools	"	1:24	1:43
Hr. Sec. Schools	"	1:25	1:30

	Unit	Primary		Middle	
		1971	1989	1971	1989
Enrolment					
Total	Percentage	67.0	47.9	77.9	65.4
Boys	"	58.9	46.7	74.8	59.4
Girls	"	70.9	49.7	83.4	68.3
Students					
Total	"	N.A.	49.6	N.A.	67.8
Boys	"	N.A.	47.2	N.A.	64.4
Girls	"	N.A.	53.4	N.A.	73.6
Students					
Total	"	N.A.	64.5	N.A.	78.1
Boys	"	N.A.	61.1	N.A.	76.2
Girls	"	N.A.	68.7	N.A.	81.5

Non-Formal Education (As on 31-3-1992)

Groups	Unit	Number of Centres	Number of beneficiaries
11 Years	000's	254	6344
14 Years	000's	12	309

Adult Education	Unit	1977-78	1993
Number of Total Literacy Campaigns/Projects	Number	-	172
Number of beneficiaries	Lakhs	6	455

Intake and Out-turn in Engineering and Technology

Degree Level Courses:-	Unit	1947	1991
Intake Capacity	Number	2,940	40,000
Intake Turn	"	2,600	32,000
Diploma Level Courses:-			
Intake Capacity	"	3,670	80,000
Intake Turn	"	3,300	55,000

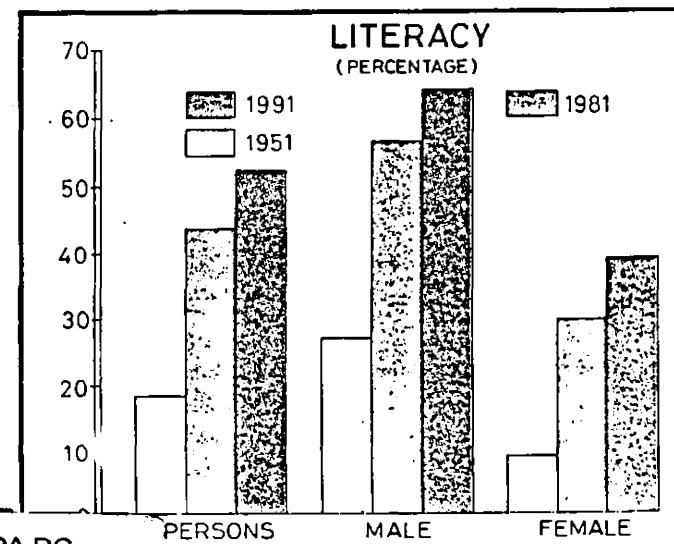
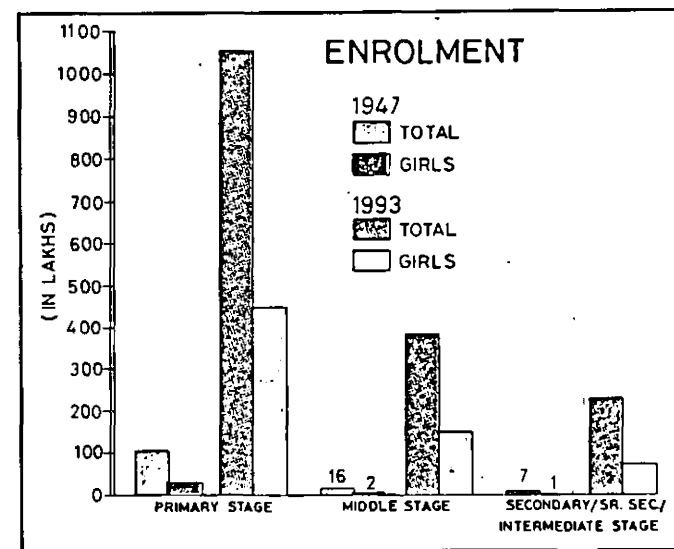
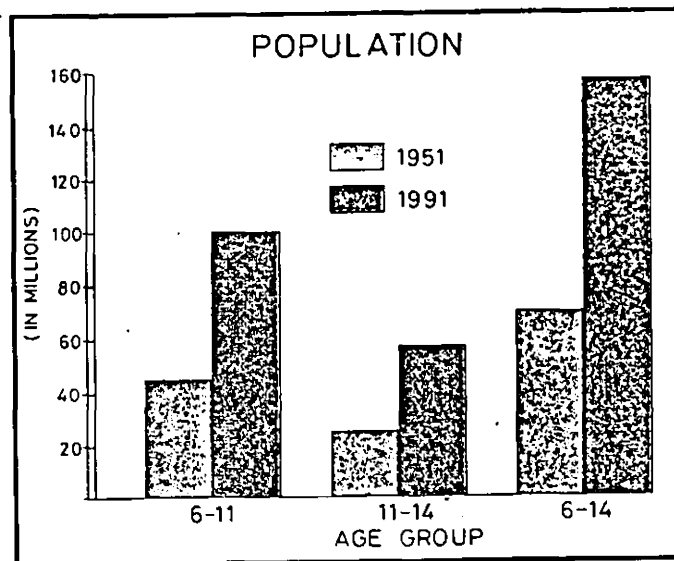
Expenditure	Unit	1947	1991
Total Expd. on Edu.	(Rs. in Crores)	55	20491
Capita Expd. on Edu.	(In Rupees)	2.20	242

Budgeted Expenditure on Education by Education and Other Departments-1992-93 (B.E.)

Plan	(Rs. in Crores)	1992-93
Non-Plan	"	55
Total	"	55
		25156

Plan Outlay

Name of Programme	Seventh Plan (1985-90)		Approved Outlay	
	Outlay	Expenditure	8th Plan (1992-97)	1992-93
Elementary Education	1964	2855	8936	1212
Adult Education	360	470	1794	201
Secondary Education	2451	3225	6083	956
University Education				
Other Programmes				
Total (Gen. Edu.)	4775	6550	16813	2369
Tech. Edu.	682	1083	2786	576
Sports & Youth Affairs	443	476	890	166
Art & Culture	482	391	728	132
Total Edu.	6382	8500	21217	3243
% of Education Outlay to total Plan Outlay	3.5	-	4.9	N.A.



To All State Education Secretaries

Dear Sir,

There has been considerable dissatisfaction with the quality of teacher education institutions, the way that they are established and are functioning and in general with the teacher education programmes. On the one hand, the supply of teachers from teacher education institutions is not planned in relation to the demand of teachers in the school system. Consequently, barring a few States large number of trained teachers are registered with the employment exchanges and are seeking suitable employment as school teachers. In most States shortages of certain categories of teachers, like those qualified to teach English, Sciences, Mathematics etc in secondary and higher secondary schools continue to persist. On the other hand, the quality of training provided to prospective teachers does not, it is alleged, prepare them adequately for the varying roles that they are expected to perform in schools with a view to promoting all-round growth and development of children and to prepare them for a world which is becoming increasingly complex.

2. Because of this concern with the state of teacher education, the Government of India (Ministry of Human Resource Development) decided to establish the National Council for Teacher Education. The Council has been established by an act of Parliament as a statutory organization, for achieving planned and coordinated development of teacher education system throughout the country, the regulation and proper maintenance of norms and standards in the teacher education system and for matters concerned therewith. Among other things, the Act lays down that no examining body will grant affiliation to any institution or hold examination for any course of training unless the institution concerned has obtained recognition of the Regional Committee of the Council.

3. Education Secretary Ministry of Human Resource Development has already written to you regarding the establishment of the Council and its functions. (Reference :.....)

4. The planned and coordinated development of teacher education would seem to involve the following major tasks :

- to ensure that the supply of trained teachers from various types of teacher education institutions does not generally outstrip the demand for them in the school system;
- to ensure that the programmes of teacher education institutions are of a quality so as to ensure that the teachers trained are able to perform their tasks effectively, particularly in the context of the changing needs of the education system in relation to scientific and technological advances and the need to meet the educational needs of the deprived and disadvantaged segment of the population;
- to monitor and evaluate, on the basis of well-defined norms and guidelines, the facilities - manpower and infrastructural- available in teacher education institutions for performing their tasks as well as for the modality of distance education;
- to lay down standards in respect of courses, scheme of examination, academic and professional qualifications of teacher educators and school teachers and to ensure through a well-thought out system of recognition and wherever necessary inspection of institutions that the prescribed standards are adhered to;
- to undertake and support research and innovative strategies in the field of teacher education so that its relevance and quality is continuously upgraded.

5. In the above context the first task would seem to be to make a critical study of the existing institutional arrangements and modalities for teacher education with a view primarily to identifying their deficiencies in relation to the requirements of school education. Apart from evaluating the quality of teacher education programmes it would be necessary to assess the

capability of teacher education institutions to meet the quantitative requirements of teachers of schools. This assessment will have to take into consideration the requirement of different categories of teachers that schools need -for pre-primary, elementary, secondary and higher secondary schools, for + 2 stage vocationalization, integrated education of the disabled and specific subjects such as English, Sciences, Mathematics etc. and such other categories like teachers for adult education and non-formal education.

6. With a view to undertaking these and other similar studies in a systematic manner it might be desirable to set up, at the State level, a task force consisting of experts drawn from institutions and organizations concerned with teacher education such as Departments of Education, Boards of School Education, universities and other institutions of higher learning and voluntary organizations. The work of the task force will need to be coordinated by a nodal agency such as the State Council of Educational Research and Training. The National Council for Teacher Education is intending to set up at its headquarters an expert group for liaising with State task forces. The expert group will prepare, in the near future, guidelines for various studies which will need to be undertaken.

7. I shall feel grateful if you could kindly initiate appropriate action as early as possible and intimate to me the steps taken and/or intended to be taken.

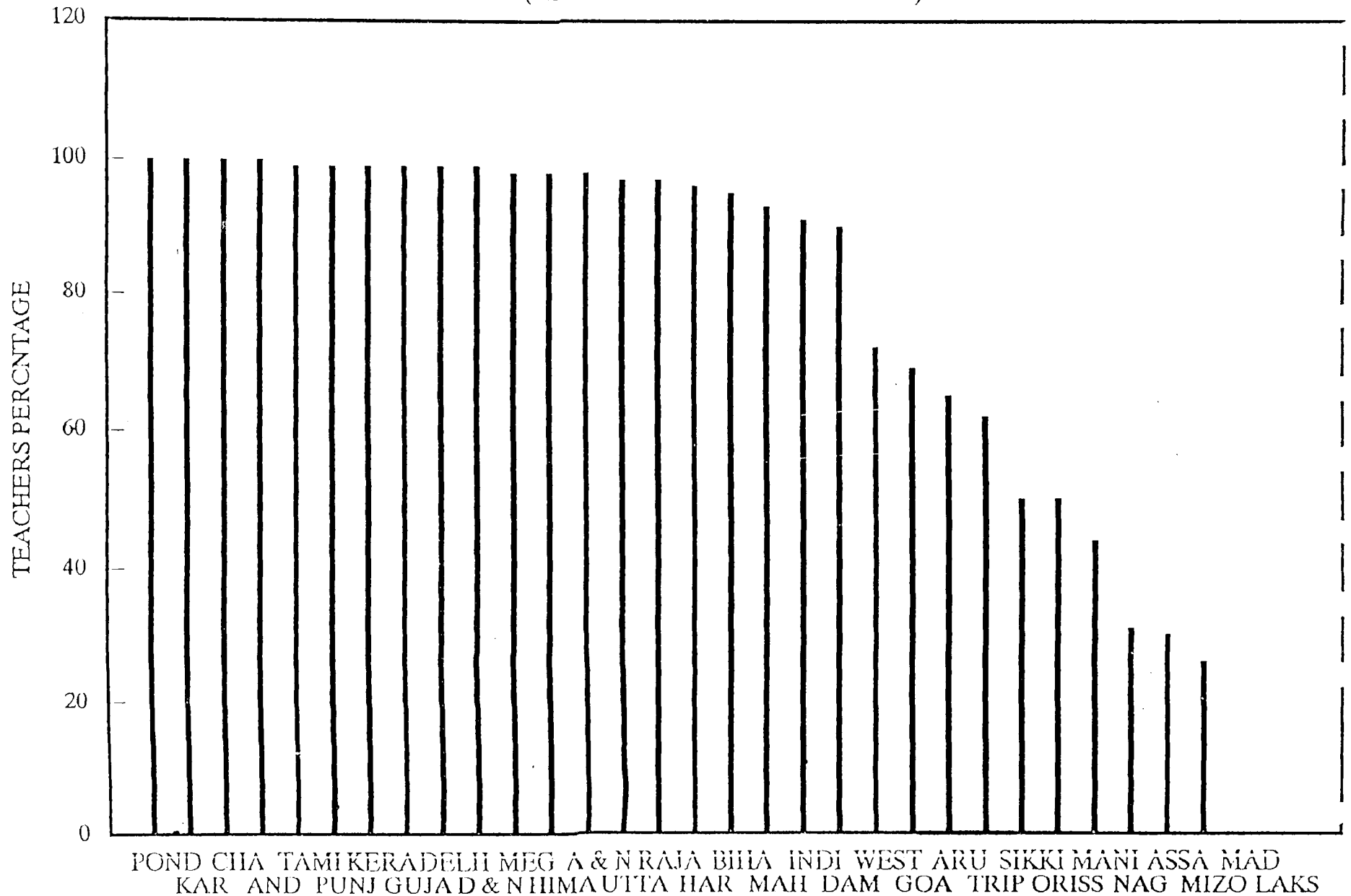
With kind regards,

Yours sincerely,

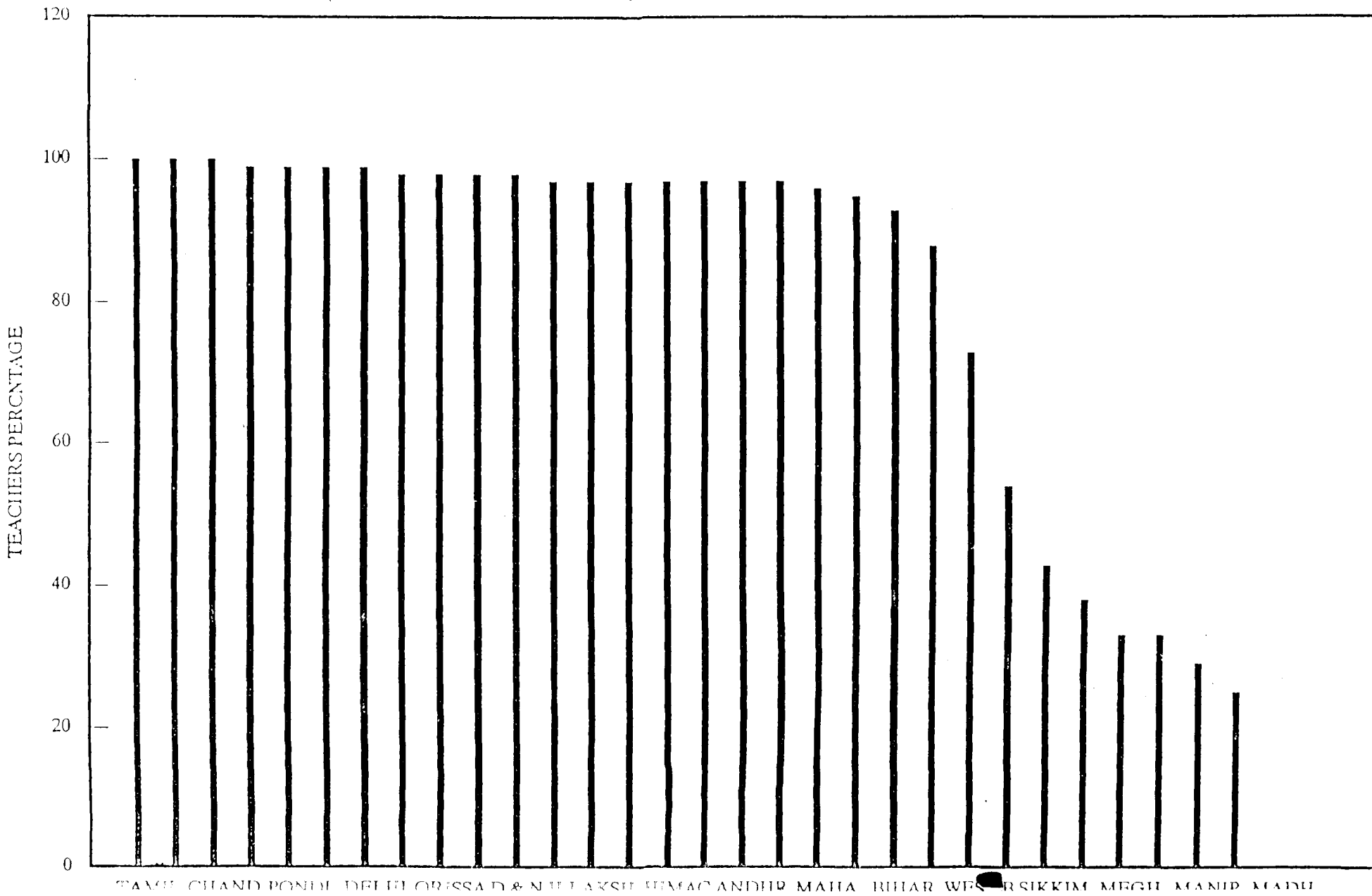
(J.S. Rajput)

TRAINED TEACHERS AT HIGHER SECONDARY STAGE

(PERCENTAGE DATA FOR 93-94)



(STATE WISE PERCENTAGE OF TRAINED TEACHERS AT HIGH SCHOOL IN INDIA 93-94)



ANNEXURE - I

STATE WISE PERCENTAGE OF TRAINED TEACHERS IN INDIA 1993-94

STATES	HIGHER SECONDARY			HIGH/ POST BASIC			MIDDLE/ SENIOR BASIC			PRIMARY/ JUNIOR BASIC		
	TOTAL TRS.	TRAINED TRS.	% OF TRND.	TOTAL TRS.	TRAINED TRS.	% OF TRND.	TOT TR	TRAINED TRS.	% OF TRND.	TOTAL TRS.	TRAINED TRS.	% OF TRND.
ANDHRA PRADESH	16580	16580	100	96518	93622	97	38902	37346	96	106140	37735	97
ARUNACHAL PRADESH	1347	876	65	1202	649	54	1854	760	41	2713	797	43
ASSAM	16111	4833	30	31408	10365	33	42765	14112	33	77512	28653	67
BIHAR	5281	5017	95	41586	38675	93	97720	90880	93	114084	88925	91
GOA	1013	699	69	3734	3622	97	431	418	97	2866	418	97
GUJARAT	42530	42105	99	23033	22572	98	140902	135266	96	36678	135266	96
HARYANA	16531	15870	96	35786	33997	95	12820	12307	96	18631	12692	99
HIMACHAL PRADESH	4799	4703	98	9092	8819	97	5423	5369	99	5546	4664	86
KARNATAKA	20997	20997	100	36436	35343	97	92822	89109	96	49777	88181	95
KERALA	2567	2541	99	90978	90068	99	51479	47361	92	48012	49420	96
MADHYA PRADESH	42863	0	0	15826	0	0	83059	0	0	197953	0	0
MAHARASHTRA	103769	96505	93	126965	121886	96	155529	147753	95	136282	146197	94
MANIPUR	2419	1054	44	8057	2337	29	6922	2007	29	11232	3184	46
MEGHALAYA	228	223	98	3467	1144	33	3425	1233	36	6750	1439	42
MIZORAM	60	16	26	1839	1618	88	3738	2804	75	3844	1794	48
NAGALAND	137	42	31	4660	1165	25	4180	1087	26	6485	2006	48
ORISSA	2869	1435	50	44305	43419	98	39331	38544	98	105340	39331	100
PUNJAB	22266	22043	99	31242	30930	99	8988	8808	98	48203	8898	99
RAJASTHAN	30234	29327	97	38406	37638	98	74944	73445	98	83388	73445	98
SIKKIM	689	445	50	1325	570	43	1608	659	41	3282	788	49
TAMILNADU	74495	73751	99	42329	42329	100	62192	62192	100	116523	62192	100
TRIPURA	5478	3396	62	5637	2142	38	4780	1673	35	10967	1625	34
UTTAR PRADESH	59574	57787	97	40032	38831	97	96372	91553	95	267954	94445	98
WEST BENGAL	38039	27388	72	82274	60060	73	21228	0	0	193635	0	0
A & N ISLANDS	1607	1575	98	672	652	97	736	721	98	821	670	91
CHANDIGARH	1633	1633	100	1568	1568	100	557	557	100	754	557	100
D & N HAVELI	146	145	99	33	32	98	435	409	94	197	413	95
DAHANU & DIU	30	27	90	160	160	100	246	246	100	305	246	100
DELHI	37740	37363	99	8255	8172	99	6778	6710	99	26533	6710	99
LAKSHADWEEP	0	0	0	320	310	97	125	125	100	218	125	100
PONDICHERRY	1508	1508	100	1869	1850	99	1632	1581	94	2052	1547	92
INDIA	553741	503904	91	829014	0		1061973	0		1684677	0	
TOTAL TEACHERS	11117679		559578			845208			1080378			1703164
TRAINED TEACHERS	7489122		509216			760687			972340			1566911

SOURCE : BASED ON SELECTED EDUCATIONAL STATISTICS (AS ON SEPT.1993)
GOVT. OF INDIA, MHRD, (DEPTT OF EDUCATION) NEW DELHI, 1994