

**GOVERNMENT OF NCT OF DELHI
DIRECTORATE OF EDUCATION
(PRIVATE SCHOOL BRANCH)
OLD SECRETARIAT, DELHI-110054**

No.DE 15 (577)/PSB/2018/ 326 - 332

Dated: 11 Jan 2019

CIRCULAR

Subject: Guidelines for admission of EWS/DG and Children with Disabilities Category as defined in the Right of Persons with Disability (RPWD) Act 2016 at Entry Level Classes (Pre-school/Nursery, Pre-primary/KG and Class-I) in Private Unaided Recognized Schools (except minority schools) of Delhi for the academic session 2019-20.

1. In continuation of this Directorate's Circular No. 29966-70 and 31054-59 dated 28/11/2018 and 28/12/2018, Directorate of Education is facilitating admissions of Economically Weaker Sections /Disadvantage Group Category and Children With Disabilities Category in Private Unaided Recognized Schools under Delhi School Education Act & Rules, 1973 and Private Schools recognized under RTE Act, 2009, at the entry level classes (Pre-School/Nursery, Pre-Primary/KG and Class-I) for academic session 2019-20 through COMPUTERIZED ONLINE ADMISSION SYSTEM. The applicant may access the Directorate's Website i.e. www.edudel.nic.in and click on "EWS/DG Admissions" link available on home page for applying.
2. Admission of EWS (annual income less than one lakh rupees)/DG category (SC/ST/OBC Non-Creamy layer/Orphan and Transgender and all children living with or affected by HIV) shall be made through Computerized Lottery System in the said schools against 22% seats reserved for them under the Provisions of Right to Education Act, 2009 read with notification No.F.19/DDE(IEDSS)/Adml.Cell/PSB/2018/26923 dated 23.7.2018 (enclosed as Annexure-I) and no Private Unaided School Recognized/Provisionally Recognized by Directorate of Education (DoE) shall admit any child offline at entry level classes.
3. In accordance with above said notification dated 23.07.2018, 3% seats within the 25% reserved seats under EWS/DG (as per section 12(1) (c) of RTE Act, 2009) at the entry level classes (Pre-School/Nursery, Pre-Primary/KG & Class-I) of the Private Unaided Schools Recognized by Directorate of Education (DoE), will be reserved for admission under Children with Disabilities Category for the session 2019-20.
4. The Private Schools Recognized/Provisionally recognized up to Primary level (Vth Class) by East MCD and North MCD have been included in the Computerized Online Admission System for EWS/DG category admissions at entry level for which a separate order will also be issued by both the MCDs.



5. It must be noted that single application shall be filed by an individual applicant for online admission process. Multiple applications filed by any individual applicant shall lead to cancellation of candidature of the applicant, even after succeeding in the draw of lots for admission.
6. The schedule for the said online admission process is as follows:-

Admission Schedule:-

Opening of Online Module for filling online application by the EWS/DG and Children with Disabilities category applicants.	15.01.2019 (Tuesday)
Last date of submission of online application by the EWS/DG and Children with Disabilities category applicants.	14.02.2019 (Thursday)
The date of first computerized draw of lots for Children with Disabilities category applicants.	21.02.2019 (Thursday)
The date of first computerized draw of lots for EWS/DG category applicants.	27.02.2019 (Wednesday)

7. Any person residing in Delhi, having the residence proof of Delhi and requisite Income Certificate (less than one lakh rupees annually) issued by the Revenue Department of GNCT of Delhi, BPL/AAAY (Ration Card/Food Security Card holder) are eligible for applying in these Private Unaided Recognized Schools for admission of their ward under Economically Weaker Section Category. The condition of minimum residency period of 03 years in Delhi for applying to admission under EWS & DG (including Children with Disabilities) category has been waived off. (copy of Circular No. DE-15/Act-I/WPC No.3168/13/2013/11734-11738 dated 14/11/2013 issued in pursuance of Hon'ble High Court of Delhi order dated 07/10/2013 in WPC No. 3168/2013 is enclosed Annexure-II).
8. Scheduled Caste, Scheduled Tribe, Other Backward Class (Non-Creamy Layer), Orphans, Transgender and all children living with or affected by HIV, shall be considered as Disadvantaged Group Category as defined in Section 2 (d) of the RTE Act-2009 (**Income Certificate is not required to claim the benefit of DG Category**). (Copy of notification and instructions No.F.15(172)DE/ACT/2010/4926-40 dated 17/10/2012 in r/o 'Orphan' and notification dated 09/10/2014 in r/o of Transgender and all children living with or affected by HIV and Notification dated are enclosed as Annexure-III, IV & V). The applicant under Children with Disabilities Category must have disability certificate issued from a Govt. Hospital as mentioned in assessment guidelines issued under RPWD Act, 2016. The certificate of disability issued under the persons with disabilities (equal opportunities, protection or rights and full participation) Act, 1995 (1 of 1996) shall continue to be valid after commencement of the act for the period specified there in. **Income Certificate is also not required to the applicant under Children with Disabilities Category.**

9. Regarding Age Limit.

The eligible age limits for admission in the entry level classes (Pre-school/Nursery, Pre-Primary/KG and Class-I) will be the same as was in previous year i.e. as follows:-

Class	Age limit as on 31.03.2019
Pre-School/Nursery	3-5 years
Pre-Primary/KG	4-6 years
Class-I	5-7 years

10. Regarding prohibition of demand of Capitation fee/Donation at the time of admission.

"Capitation fee means any kind of donation or contribution or payment other than the fee notified by the school" As per the order of Hon'ble High Court in LPA 196/2004 in the matter of Rakesh Goyal vs. Mont Fort School and section 13(1) of RTE Act, 2009 no school or person shall, while admitting a child, collect any Capitation fee, Donation from the parents. Any school or person who contravenes this provision and receive Capitation fee, shall be punishable fine which may extent to 10 times the Capitation charged".

11. Monitoring Cell

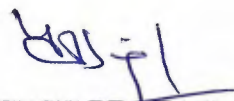
A Monitoring Cell shall be constituted in each district under the Chairmanship of the Deputy Director (District), to redress the queries and grievances pertaining to online application of EWS/DG & Children with Disabilities Category admission and to ensure admission of successful candidates selected through computerized draw of lots in accordance with instructions and guidelines issued by DoE by each and every concerned Private Unaided School recognized by DoE.

12. In addition to the above, for any grievance relating to admission process in EWS/DG & children with disabilities category in the Private Unaided School Recognized by DoE, complaints or queries may be registered at the link <http://doepvt.delhi.gov.in> or at helpline numbers 8800355192 & 9818154069 (between 10.00 AM to 5.00 PM on all working days {Monday to Friday}).

13. The mechanism for redressal of the queries and grievances pertaining to the admission process in the Private Unaided Schools Recognized by North MCD and East MCD will be issued by both the MCDs.

14. All the above directions are issued for strict compliance by all concerned and non compliance of the order shall be viewed seriously.

This issues with approval of the Competent Authority.


(YOGESH PRATAP)
DEPUTY DIRECTOR OF EDUCATION (PSB)

No.DE 15 (577)/PSB/2018/ 326 - 332

Dated: 11 Jan 2019

Copy to: -

1. PS to Commissioner MCD (East), MCD (North) with the request to issue direction to their Directors (Education) for issuance of subsequent admission notice, help line Nos & mechanism for redressal of grievances and queries regarding admissions under EWS/DG category at entry level in their Private Unaided Recognized Schools.
2. PA to Director (Education), GNCTD.
3. Director, Education, MCD (East), MCD (North) with the request for issuance of subsequent admission notice, help line Nos & mechanism for redressal of grievances and queries regarding admissions under EWS/DG category at entry level in their Private Unaided Recognized Schools.
4. PA to Spl.DE (PSB), GNCTD.
5. All DDE Districts with the direction to ensure strict compliance of the above said directions for admission of successful candidates.
6. SO (IT) to upload the Circular on departmental website.
7. Guard File.


(YOGESH PRATAP)

DEPUTY DIRECTOR OF EDUCATION (PSB)

(TO BE PUBLISHED IN PART-IV) OF THE DELHI GAZETTE-EXTRA ORDINARY)
GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF EDUCATION, OLD SECRETARIAT, DELHI-110054.

Delhi, 23rd July, 2018

NOTIFICATION

No.F.19/DDE(EDSS)/Admn.Cell/PSB/2018/26923.— In exercise of the powers conferred by sub-section (1) of section 3 of the Delhi School Education Act, 1973 (18 of 1973) read with rule 43 of the Delhi School Education Rules, 1973 and sub-section (2) of section 35 read with clause (d) of section 2 of the Right of Children to Free and Compulsory Education Act, 2009, the Lt. Governor of the National Capital Territory of Delhi hereby makes the following order to amend the Delhi School Education (Free Seats for students belonging to Economically Weaker Sections and Disadvantaged Group) Order, 2011, namely: --

1. Short title and commencement (1) This order may be called the Delhi School Education (Free Seats for students belonging to Economically Weaker Sections and Disadvantaged Group) Amendment Order, 2018.

(2) It shall come into force with immediate effect.

2. In the Delhi School Education (Free seats for students belonging to Economically Weaker Section and Disadvantaged Group) order, 2011, for sub-clause (a) of clause 3, the following clause shall be substituted, namely: -

3(a) — All schools specified in sub clauses (iii) and (iv) of clause (n) of section 2 of the Right of Children to Free and Compulsory Education Act, 2009 shall admit children, in class one to the extent of at least twenty-five percent of the strength of that class, from children belonging to weaker sections and disadvantaged groups in neighborhood and provide free and compulsory elementary education till its completion as per provisions of clause (c) of sub-section (1) of section 12 of the said Act, 2009;

Provided that within twenty-five percent seats as referred above, three percent seats shall be reserved in private unaided schools for admission of Children With Disabilities as defined in the Rights of Persons with Disabilities Act, 2016 subject to the final outcome of SLP No. 12549/2014 titled as "Lt. Governor, Delhi and Ors. Vs Pramod Arora. Such admissions shall be done without considering any

neighborhood criteria in view of the judgment dated 03rd April, 2014 of the Hon'ble High Court in WPC-1225/2014.

Provided further that where such school imparts pre-school education, the above provisions shall apply for admission to such pre-school education:

notwithstanding supersession of order No F.DE/15/ACT/2006/424 dated 25th January, 2007, the school (including minority) which were allotted land by the government shall also admit children from economically weaker section in neighborhood to the extent of twenty percent in all fresh admissions made in other classes above the entry level (Pre-School/Pre-Primary Class-I) in the same manner as provided in this Directorate's notification dated 07th January, 2011."

By order and in the name of the Lt. Governor of
the National Capital Territory of Delhi.



SPECIAL DIRECTOR OF EDUCATION

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF EDUCATION, OLD SECRETARIAT :
DELHI-110054.

No.F.19/DDE(IEDSS)/Admn.Cell/PSB/2018/26931

Date: 23/7/18

CERTIFICATE

It is hereby certified that the contents of the soft copy as well as the hard copy as given in notifications No.F.19/DDE(IEDSS)/Admn.Cell/PSB/2018/26923 dated 23/07/2018, are the same and also approved by the Competent Authority. A copy of the aforesaid notification has been e-mailed to (gadegazette.delhi@gov.in) in the (PDF) as well as MS word format.

Yogesh Pratap
23/7/18

(YOGESH PRATAP)
DEPUTY DIRECTOR OF EDUCATION (PSB)
9810122892

Yogesh Pratap
23/7/18

GOVERNMENT OF N.C.T. OF DELHI
DIRECTORATE OF EDUCATION (ACT-I BRANCH)
OLD SECRETARIATE, DELHI - 110054

Annexure II

No. DE-15/Act-I/WPC No. 3168/13/2013/11134-48 Dated: 14/11/13

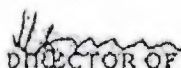
CIRCULAR

Attention of all recognized unaided private schools is invited to this Directorate's notification No. DE-15/Act-I/WPC No. 3168/13/2013/11134-48 issued in exercise of powers conferred by section-3 (1) of the Delhi School Education Act 1973 (18 of 1973) read with rule 43 of Delhi School Education Rules 1973 and under the provisions of the Right of Children to Free and Compulsory Education Act, 2009. In this regard Hon'ble High Court of Delhi in its judgement dated 07.10.2013 in WP (C) No. 3168/2013, titled Hiranji Vs Govt. of NCT of Delhi, has held the meaning of clause (c) of section 17(1) of the Act defining - "Child belonging to 'Weaker Section'" only to mean a child whose parents have total annual income of less than one lakh rupees from all sources. The minimum residency period of 3 years in Delhi for applying to admission under EWS/DG categories has been quashed.

The above directions of Hon'ble High court of Delhi are to be strictly complied with by all private unaided schools.

This issues with the prior approval of Competent Authority

The detailed judgement dated 07.10.2013 in the above said case is available under the given link.


ADDL. DIRECTOR OF EDUCATION (ACT I)


To

The Management of all unaided recognized private schools.

No. DE-15/Act-I/WPC No. 3168/13/2013/11134-48 Dated: 14/11/13

Copy to

1. P.S. to Principal Secretary (Education), Directorate of Education.
2. P.S. to Director (Education), Directorate of Education.
3. All RDEs/DDEs, Directorate of Education.
4. O.S. (IT) to the Director of Education, Directorate of Education.
5. Guard file.


(H. LATA TARA)
ADDL. DIRECTOR OF EDUCATION (ACT I)

Notification No. 15/172/DE/AE/2012 dated 14.10.2012

Date: 14/10/2012

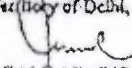
NOTIFICATION

No. 15/172/DE/AE/2012 In exercise of the powers conferred by sub-section (1) of section 4 of the Delhi School Education Act, 1973 (13 of 1973) read with rules 3 of the Delhi School Education Rules, 1973 and under the provisions of the Right to Free and Compulsory Education Act, 2009, the Lt. Governor of the National Capital Territory of Delhi is pleased to amend the Delhi School Education (Free Seats for students belonging to Economically Weaker Sections and Disadvantage Group) Order, 2011 published vide Notification No. 15/172/DE/AE/2010/69 dated 07.01.2011 as following, namely:-

- 1. Short title and commencement:- (1) This order may be called the Delhi School Education (Free Seats for students belonging to Economically Weaker Sections and Disadvantage Group) Amendment Order, 2012.
- (2) It shall come into force with immediate effect.

5. Amendment in Clauses 2 and 6. In the Delhi School Education (Free Seats for students belonging to Economically Weaker Sections and Disadvantage Group) Order, 2011,-

- (A) In clause 2, in sub-clause (a) after the words "Child belonging to disadvantaged group" means a child belonging to the Scheduled castes, the Schedule tribes, the other backward classes not falling in the creamy layer, child with special needs and suffering from disability as defined in the Persons with Disabilities (Equal Opportunities, Protection and Full Participation) Act, 1996, the following shall be added, namely:-
"Orphan as defined in The Juvenile Justice (Care and Protection of Children) Rules, 2007".
- (B) In clause 6, after sub-clause (b) the following sub-clause (bb) shall be added, namely:-
"(bb) For the admission of child belonging to Orphan - a certificate issued by the Women and Child Development Department of GNCT of Delhi shall be considered".

By order and in the name of the
Lt. Governor of the National
Capital Territory of Delhi,

(GANLI PADU)
SPL. SECRETARY (EDUCATION)

No.F.15(172)/DE/A/cv2010/4926-40

Dated 17/10/2012

Copy to :-

1. Secretary, MHRD, Govt. of India.
2. Pr. Secretary to Lieutenant Governor, GNCT of Delhi.
3. Pr. Secretary to Chief Minister, GNCT of Delhi.
4. Secretary to Minister of Education, GNCT of Delhi.
5. OSD to Chief Secretary, GNCT of Delhi.
6. Secretary (Education), GNCT of Delhi.
7. Director (Education), GNCT of Delhi.
8. Director (Education), Municipal Corporation of Delhi.
9. Director (Education), New Delhi Municipal Council.
10. Chief Executive Officer, Delhi Cantonment Board.
11. Director, Directorate of Information and Publicity, GNC of Delhi.
12. All Addl. Directors/RDEs/JDEs/DDEs/ADEs, Dte. of Education, GNCT of Delhi.
13. All Branches Incharges, Dte. of Education, GNCT of Delhi.
14. OS (IT) with the request to place it on the website of Directorate of Education.
15. Guard file.



(GAURI PADU)
SPL. SECRETARY (EDUCATION)


TO BE PUBLISHED IN PART II OF DELHI GAZETTE EXTRA ORDINARY
GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF EDUCATION
OLD SECRETARIAT, DELHI-110055

Dated the 09.10.2014

NOTIFICATION

NO. DE. 23 (32)/DE/RTE/2013-14/1305-1314. In exercise of the powers conferred by clause (b) of section 2 of the Right of Children to Free and Compulsory Education Act, 2009 (85 of 2009) (RTE Act) the Lieutenant Governor National Capital Territory of Delhi is pleased to notify inclusion of a "transgender" child within the meaning of "child belonging to disadvantaged group" as defined in the said section of the RTE Act applicable to all schools situated within the National Capital Territory of Delhi.

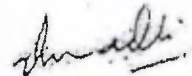
By Order and in the name of Lt. Governor of National Capital Territory of Delhi,



(Dr. Madhu Rani Teotia) (IAS)
Additional Secretary (Education)

Copy to:-

1. Pr. Secretary to Hon'ble Lt. Governor, Delhi.
2. OSD to Chief Secretary, Govt. of NCT of Delhi.
3. Secretary, MHRD, Govt. of India.
4. Principal Secretary, Education, Govt. of NCT of Delhi.
5. Director (Education), Govt. of NCT of Delhi/Municipal Corporations of Delhi (East/North/South)/New Delhi Municipal Council/Chief Executive Officer, Delhi Cantonment Board.
6. Director, Directorate of Information and Publicity, Govt. of NCT of Delhi.
7. All Addl. Directors/RDs/JDs/DDEs/ADEs of Directorate of Education, Govt. of NCT of Delhi.
8. All Branch In charges, Directorate of Education, Govt. of NCT of Delhi.
9. OS (IT) with the request to place it on the website of the Department.
10. Guard file.



(Dr. Madhu Rani Teotia) (IAS)

Annexure - V
Annexure - IV

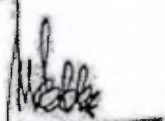
[TO BE PUBLISHED IN PART-IV OF DELHI GAZETTE EXTRA-ORDINARY]
GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF EDUCATION, OLD SECRETARIAT: DELHI-110054

Dated the 06.07. 2017

NOTIFICATION

No.F.DE.23 (67)/RTE/2017/1421-1433. - In exercise of the powers conferred by sub-clause (ii) (B) of clause (a) read with clause (d) of section 2 of the Right of Children to Free and Compulsory Education Act, 2009 (35 of 2009), the Lieutenant Governor, National Capital Territory of Delhi is pleased to notify inclusion of the words "all children living with or affected by HIV" within the meaning of "child belonging to disadvantaged group" as defined in clause (d) of section 2 of the said Act applicable to all schools situated within the National Capital Territory of Delhi.

By order and in the name of Lt.
Governor of National Capital
Territory of Delhi,




(MARCEL EKKA)
Additional Secretary (Education)

No.F.DE.23 (67)/RTE/2017/1421-1433

Dated: 06.07.2017

Copy to:-

1. Pr. Secretary to Hon'ble Lt. Governor, Delhi.
2. Secretary, MHRD, Govt. of India.
3. Pr. Secretary to Chief Minister, Govt. of NCT of Delhi
4. Pr. Secretary to Minister of Education, Govt. of NCT of Delhi
5. OSD to Chief Secretary, Govt. of NCT of Delhi.
6. P. S. to Secretary (Education), Government of NCT of Delhi
7. P. S. to Director (Education), Government of NCT of Delhi
8. Director (Education), Govt. of NCT of Delhi/Municipal Corporations of Delhi (East/North/South)/New Delhi Municipal Council/Chief Executive officer, Delhi Cantonment Board.
9. Director, Directorate of Information and Publicity, Govt. of NCT of Delhi.
10. All Addl. Directors/RDs/JDs/DDEs/ADEs of Directorate of Education, Govt. of NCT of Delhi.
11. All Branch In charges, Directorate of Education, Govt. of NCT of Delhi.
12. OS (IT) with the request to place it on the website of the Department.
13. Guard file.



(MARCEL EKKA)
Additional Secretary (Education)