

**THE KARNATAKA EDUCATIONAL INSTITUTIONS (RECOGNITION OF PRIMARY AND
SECONDARY SCHOOLS) RULES, 1999.
EDUCATION SECRETARIAT**

NOTIFICATION

No. ED 131 VIVIDA 98. Bangalore, Dated 04th November 1999.

Whereas the draft of the Karnataka Educational Institutions (Recognition of Primary and Secondary Schools) Rules 1999 was published as required by sub-section (1) of Section 145 of the Karnataka Education Act, 1983 (Karnataka Act 1 of 1995) in Notification No. ED 131 VIVIDA 98, dated 24.08.1999 in Part IV-Section 2C (i) of the Karnataka Gazette Extraordinary dated 24th August 1999 inviting objections and suggestions from the persons likely to be affected thereby:

And whereas the said gazette was made available to the Public on 24th August 1999;

And whereas the objections and suggestions have been received in this regard by the State Government :

Now, therefore in exercise of the powers conferred by sub-section 36 to 39 read with sub-section (1) of Section 145 of the Karnataka Education Act, 1983 (Karnataka Act No. 1 of 1995) the Government of Karnataka hereby makes the following rules, namely :-

1. Title and commencement.- (1) These rules may be called the Karnataka Educational Institutions (Recognition of Primary and Secondary Schools) Rules, 1999.

(2) They shall come into force from the date of their publication in the official Gazette.

1. Published in the Karnataka Gazette Part IV Section 2c(i) Extraordinarily No 1343

2. Definitions.-(1) In the rules, unless the context otherwise requires,-

(a) "Act" means the Karnataka Education Act, 1983 (Karnataka Act 1 of 1995).

(b) "Form" means a form appended to these rules.

(c) "Registered Institution" means an Educational Institution registered under the Act to run a Primary or Secondary School.

(d) "Section" means a section of the Act.

(2) Words and expressions used in these rules but not defined shall have the same meaning assigned to them in the Act.

3. Procedure for recognition of registered educational institution.- (1) Every registered institution shall file an application for recognition in the month of July of the academic year in which the institution has been started but not later than 31st August, to the competent authority. The application shall be filed in triplicate and shall be in form-1. If the management fails to submit the proposal in the prescribed form within the time stipulated above, a notice shall be issued to such management directing to submit the proposal within a period of two weeks from

the date of receipt of such notice, falling which the permission granted to the institution shall be withdrawn.

(2) The amount of security deposit shall be as specified in column (4) of the Table below for the class of Educational Institutions and standards specified in the corresponding entries in columns (2) and (3) thereof respectively.

TABLE

Sl. No.	Class of Educational Institutions	Standards governed	Value of Security Deposit
1	2	3	4
1	Lower Primary School	I-IV	10,000/-
2	Upper Primary School (Including Composite School)	V-VII	20,000/-
3	Secondary School (Including composite school)	VIII-X	30,000/-

Provided that in respect of an Institution run by a management belonging to Scheduled Caste and Scheduled Tribe, Security deposit shall be fifty percent of the amount specified above.

(3) Every application seeking recognition shall be accompanied by a copy of the Security Deposit Certificate for the amount as specified in sub-rule (2). The Security Deposit certificate shall be in the term of a 'Fixed Deposits' deposited in the joint name of the receiving authority and the Secretary/President of the School Managing Committee, in a Nationalized Bank. The Management shall have the liberty to utilize the interest earned on the Security Deposit for the development of the institution. In case of default or closure of school, the department shall have the right to utilize the Security Deposit to clear any dues payable by the management towards staff on the department.

4. Conditions to grant recognition to an Educational Institution.- (1) The competent authority shall after verification, ensure and satisfy itself that every education institution seeking recognition,-

- (a) has a site registered in the name of the governing council or the managing committee of such educational institution, the area of which shall be sufficient to provide building and accommodation facilities specified in rules 4 and 5 of the Karnataka Educational Institutions (Classification, Registration and Prescription of curricula etc.) Rules, 1995 (hereinafter referred to as the 1995 rules).
- (b) has good building facility, sufficient accommodation with water, toilet and other facilities sufficient as specified in rules 4, 5, 6 and 8 of the 1995 rules;
- (c) has provided laboratory equipment, library books, sports materials, maps, charts and other teaching aids;

- (d) has provided the required staff as stipulated by the State Government from time to time;
 - (e) has constituted the school managing committee or the governing council as the case may be in accordance with the provisions of Section 42;
 - (f) has financial viability and has produced the required documents in this regard in accordance with the norms specified in rule 4 of the Karnataka Educational Institutions (Classification and Registration) Rules, 1997;
 - (g) has followed the admission and fee regulations and rules for the time being in force;
 - (h) has followed the norms relating to curricula, text books, medium of instruction, examination rules, working days, working hours, home work etc. In accordance with the rules 18, 19 and 20 of the 1995 rules;
 - (i) has kept the location of site and institution open and acceptable to all;
 - (j) has maintained all records and registers as required by the Act and rules made there under;
 - (k) has maintained a minimum strength of 40 students in respect of lower primary, 100 students in respect of upper primary schools and 25 students in each standard in respect of High schools.
- (2) Every registered educational institution seeking recognition shall give an undertaking to the effect that,-
- (a) it shall abide by all the provisions of the Act and the rules made there under;
 - (b) it shall spare the building and staff for the purpose of conduct of examinations, training programmes, census work and any other departmental work as and when they are required to do so;
 - (c) it shall be subject to the inspection by the department and abide by such instruction as may be issued by the department, from time to time;
 - (d) the educational institution shall be secular, attendance at religious instructions, if thereby any, shall not be compulsory and such classes shall not be conducted during regular school hours;
 - (e) the institution shall provide all facilities required in the rules for the time being in force;
 - (f) the institution shall not make any claim for recognition on the basis of registration accorded;
 - (g) the institution shall abide by any other conditions that the competent authority may impose from time to time.
- (3) The recognition granted under section 36 shall be in form-II and it shall contain,-
- (a) the name of the governing council in whose favor the recognition is granted;

- (b) the class of institution for which recognition is granted lower primary, upper primary, secondary etc;
- (c) the standards with number of sections for which the recognition is granted;
- (d) the year or years for which the recognition is valid;
- (e) the conditions to be fulfilled by the governing council and time specified for this, which in respect of school building and playground shall be three years from the date granting approval provisionally and one year in respect of other infrastructural facilities such as furniture, teaching aid etc;
- (f) any other information as desired necessary by the competent authority.

5. Provisional approval.-(1) The provisional approval granted under clause (f) or sub-section (6) of section 36 shall be in Form-III and it shall contain,-

- (a) the name of the Governing council in whose favor the provisional approval is granted;
- (b) the reasons for according provisional approval and the conditions which are not fulfilled;
- (c) the class of registered institution with the standards and number of sections for which the provisional approval is granted;
- (d) the time schedule within which the conditions are to be fulfilled;
- (e) whether the recognition has been granted with aid or without aid;
- (f) any other information as desired necessary by the competent authority.

(2) The provisional approval shall be valid only for the class of registered institution, the standards and sections and the year for which it is granted. The Governing council or the Managing Committee shall fulfill all the conditions laid down in the provisional approval and the rules for the time being in force within the time specified by the competent authority.

(3) The registered institution granted with provisional approval shall be given an opportunity to rectify the defects as pointed out in the inspection Report and fulfill all the conditions of recognition and submit a compliance report within a period of one month from the date of granting provisional approval. If the action taken by the management of the registered Institution is satisfactory and satisfies all the conditions of recognition, the Competent Authority shall issue a certificate of Recognition in Form-II. If the competent authority is not satisfied with the report, it may refuse to grant such certificate.

(4) Every such order refusing to grant a certificate shall indicate the reasons for such refusal and shall be communicated in writing to the Governing council. Such order of refusal shall contain instructions for transferring of stability fund certificate in favour of management and shall contain a direction to the jurisdictional Educational Officer concerned to make necessary alternate arrangements for admission of students in near by recognised school for the furthering of their education.

6. Issue of certificate of recognition to existing educational institutions etc.- (1) Every educational institutions specified in clause (b) of sub-section (1) of section 38 shall file a statement in form IV before the competent authority within a period of six months from the date of coming into force of these rules.

(2) The statement shall be delivered in person in the office of the competent authority after obtaining acknowledgment or shall be sent by speed or registered post with acknowledgment due.

(3) The competent authority shall after satisfying itself issue a fresh certificate of recognition in Form V with in sixty days from the date of filing the application.

7. Grant of recognition user sub-section (2) of section 38.- (1) Every Educational Institution seeking recognition under sub-section (2) of section 38 shall submit the application for recognition under these rules within sixty days from the date of coming into force of these rules.

(2) The procedure for filing of application, processing of application and grant of recognition or provisional approval or refusal shall be as stipulated in these rules.

By Order and in the name of the Governor of Karnataka,

H.S. Venkatesaiah,

Under Secretary to Government,
Education Department (General).

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FORM I
(See Rule 3)

Application form Recognition of Primary / Secondary Schools

1	Name of School: (a) Composition of the school Boys / Girls / Co-education (b) Medium of instruction				
2	Date of starting Working hours of the Schools				
3	Whether Registered under the Societies Registration Act (Furnish copy) Date:				
4	Name and address the Management. Type of the Management Gen/minority/SCand ST				
5	List of Management Committee Members.				
6	Name of the Secretary/Correspondent with full address Telephone: Fax:				
7	Whether the Management is running any other institutions, if so furnish the list.				
8	Financial position of the Management (enclose audit report of the last three years) (a) furnish details of stability fund (b) furnish details of fees/donations or any other amount collected				
9	Aided or unaided (if aided enclose a copy of the G.O.) (a) whether permitted by the Government.				
10	If any subject or activity that is not included in the curricular is prescribed. If so details.				
11	Class or Classes to be recognized.				
	Nomenclature	No. of Pupils on the date of application in each class/section			
	I				
	II				
	III				
	IV				
	V				
	VI				
	VII				
	VIII				
	If the additional sections have been sanctioned enclose copy of the order				
12	Year of latest recognition obtained (enclose a copy.....)				
13	Staff Particulars:				
Sl. No.	Name of the Teacher	Date of Birth	Qualification	Date of entry into service	Whether approved or not
1	2	3	4	5	6

14	Accommodation (enclose copy) (a) Total area of the school buildings (i) No. of rooms / size (ii) Rented or own (b) Total area of playground (c) Toilet provided or not both for staff and Students (d) Electricity facility available or not (e) Whether the special provision is made in the school building for disabled, children to	
15	Drinking water facility - provided or not	yes / No
16	Library:- (a) No. of book set (b) Appointments value	
17	A.V. aids. furnish the list	
18	Sports and Games Furnish the list.	
19	Laboratory facilities	Available / Not available
20	Co-curricular activities provided	
21	Furnish Annual Public Examination results of the last three years.	
22	Any unique features of the school	

Note: (Enclose copies of relevant G.O's / records whether applicable)

Date :

Place :

Signature
Secretary / Correspondent
with seal.

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Form II

(See sub-rule (a) of Rule 6)

Certified No.

Certified that (Specify here the name and address of the local authority, Society or trust as the case may be) Governing Council has been recognised under Section 36 of the Karnataka Education Act, 1983 (Karnataka Act No. 1 of 1995) on the day of one thousand nine hundred for the purpose of running the following class of educational institution at (Specify the place here).

1. Name of the Institution.
2. Serial No.
3. Class of educational institution.
4. Standards permitted.
5. The academic year the standards are to be opened.
6. Medium of instruction permitted details of registration.
7. Fees paid.

The educational institution is registered at Sl. No. at page No..... of volume No..... of the register of educational institutions maintained in the office. The recognition certificate issued here is subject to conditions stipulated under.

1. The validity of the registration certificate shall be governed by the Rule 6.
2. That the governing council shall fulfil all the general conditions as stipulated in Rule 4 & 5.
3. The conditions to be fulfilled in respect of site, area building, equipment, staff, financial viability etc.
4. Any other condition specified by the authority.

Place :
Date :

Signature and Name & Designation
and Official seal of the registering
authority.

FORM III

(See rule 7)

Provisional approval of recognition.

- (1) Registration No.
- (2) The name and address of the Governing Council and the School.
- (3) The reason for according provisional approval.
- (4) Conditions which are not fulfilled.
- (5) Class of educational institutions.
- (6) Standard permitted.
- (7) The time in which the conditions are to be fulfilled.

The educational institutions is provisional approved of Sl. No. at Page No.
of Volume No..... of the recognitions of the Register of Educational Institutions
maintained in this office to provisional approval certificate issued or subject to rectification of the
conditions to be fulfilled. Any other conditions specified by the authority.

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FORM IV

(See rule 8)

RECOGNITION OF EXISTING INSTITUTIONS

Form of application for recognition of existing educational institution
(Specify her the designation and address of Recognition Authority)

Sir,

FOR AND ON BEHALF OF (SPECIFY HERE THE NAME OF THE LOCAL AUTHORITY, TRUST OF SOCIETY, AS THE CASE MAY BE) THIS APPLICATION IS BEING SUBMITTED FOR RECOGNITION OF THE SAID INSTITUTION UNDER SECTION 38 OF THE KARNATAKA EDUCATIONAL ACT, 1983 (Karnataka Act No. 1 of 1995) FOR RECOGNITION OF AN EXISTING EDUCATIONAL INSTITUTION NAMEDLY.

(SPECIFY HERE NAMED AND ADDRESS OF THE EDUCATIONAL INSTITUTIONS)

PARTICULARS ARE AS FOLLOWS:-

1. NAME LOCATION OF EXISTING EDUCATIONAL INSTITUTION. :

2. NAME & ADDRESS AND NATURE OF THE LOCAL AUTHORITY, OR THE GOVERNING COUNCIL (ENCLOSED A COPY OF THE CERTIFICATE OF REGISTRATION, COPY OF THE MEMORANDUM OF ASSOCIATION ETC., OF THE SOCIETY, TRUST, ETC.) (SEE SECTION 2 (17) :

3. OBJECTIVES OF THE EDUCATIONAL INSTITUTION. :

4. DETAILS OF THE COURSE BEING RUN :

SL. NO.	NAME OF THE COURTS	INTAKE	RECOGNISING AUTHORITY	NO. AND DATE OF THE ORDER RECOGNISING THE COURSE	MEDIUM OF INSTITUTION

5. NO OF TEACHING STAFF AND NON-TEACHING STAFF EMPLOYED :

6. ANY OTHER INFORMATION THE APPLICANT WISHES TO FURNISH :

I REQUEST THAT RECOGNITION CERTIFICATE MAY PLEASE BE ISSUED.

CERTIFIED THAT THE INFORMATION FURNISHED ABOVE IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

SIGNATURE OF THE APPLICANT
WITH NAME & DESIGNATION
AND WITH OFFICIAL SEAL.

PLACE :

DATE :

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FORM V

(See Rule 9)

Recognition Order

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CERTIFICATE OF RECOGNITION

1. Registration No.
2. Name and Address of the Educational Agency and the School.
3. Reference to provisional certificate so far enjoyed.

xx here specify the details.

XX

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XX

xx here specify the details

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