

GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF EDUCATION
(ACT - I BRANCH)
OLD SECTT: DELHI-54

NO.DE.15/Act-I/Misc./2015/1297-1303

Dated:- 1/6/15

CIRCULAR

Collection of capitation fee by a school while admitting a child in a school is illegal and punishable in view of section 2 (b) read with section 13 (1) and (2) of RTE Act, 2009.

This Directorate vide its order dated 23-02-2015 directed managements of all the Private Unaided Recognized School not to charge any capitation fee at the time of granting admission in their school.(copy enclosed)

Govt. of NCT of Delhi is committed to stop taking capitation fee by the Private Unaided recognized Schools for admission of a child. With a view to create awareness amongst the general public about the aforesaid provisions of RTE Act, 2009 (regarding prohibition of taking capitation fee), government got published a message for the general public in the News papers in this regard on 27-02-2015, advising the public at large to collect evidence by making audio/vedio recording of such illegal demands being made.

It has come to the notice of the department that some of the school managements of Private Unaided Recognized Schools are not allowing parents visiting/approaching the schools for admissions etc. to enter the school premises with their mobile phones and their mobile phones are retained at the entry gate of the school which causes hinderance for the parents/guardians to collect evidence of such malpractices.

Therefore, all the school managements of Private Unaided Recognized Schools are hereby directed that parents/guardians must be allowed to carry their mobile phones within school premises failing which strict action shall be taken against the defaulter schools.

This issues with the approval of the Competent Authority.

P. Lata Tara

(P. LATA TARA)
DEPUTY DIRECTOR OF EDN.(ACT-I)

All HOS/Manager,
Private Unaided Recognized Schools,
GNCT of Delhi.

NO.DE.15/Act-I/Misc./2015/1297-1303

Dated:- 1/6/15

Copy to the:-

1. OSD to Dy. Chief Minister/Minister of Education, GNCT of Delhi.
2. P.S. to Secretary (Education), Dte. of Education, GNCT of Delhi.

3. P.S. to Director (Education), Dte. of Education, GNCT of Delhi.
4. P.A. to Addl. DE (Act-I), Dte. of Education, GNCT of Delhi.
5. All RDEs/DDEs, Dte. of Education.
6. O.S. (IT) with the request to up-load on the department's website.
7. Guard file.

P. Lata Tara

(P. LATA TARA)
DEPUTY DIRECTOR OF EDN. (ACT-I)

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**Government of National Capital Territory of Delhi
Directorate of Education (Act-I) Branch
Old Secretariat, Delhi-54**

No. F/DE(15)(27)/Act-I/2015/29150-29158 Dated:- 23/02/2015

ORDER

Sub: - Prohibition of charging capitation fee at the time of admission in Private Unaided Recognized Schools of Delhi.

Section 2 (b) of RTE, Act 09 defines Capitation Fee as under:-

"Capitation fee means any kind of donation or contribution or payment other than the fee notified by the school."

Further, Section 13 (1) prohibits taking of capitation fee which is as under:-

No capitation fee and screening procedure for admission: "No school or person shall, **while admitting a child**, collect any capitation fee and subject the child or his or her parents or guardian to any screening procedure."

If any school or person contravenes Section 13(1), it is liable to be penalized under section 13 (2) (a) of the RTE Act, 09 which reads as under:-

Any school or person, if in contravention of the provisions of sub-section (1)-

(a) receives capitation fee, shall be punishable with fine which may extend to ten times the capitation fee charged;

In the light of above referred provisions, taking of capitation fee while admitting a child in the school is illegal and punishable, therefore, the managements of all Private Unaided Recognized Schools are, hereby, directed not to charge any 'Capitation Fee' at the time of granting admission in their schools.

Further, in order to maintain transparency in the admission process and also to make the general public aware of the provisions of RTE Act , 09 related to prohibition of charging capitation fee, following directions are issued for all the concerned for strict compliance:-

1. All Heads/Managers of Recognized Unaided Private Schools are hereby directed to get a flexi board fixed at the main entrance of

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their schools within three days of the issue of this order containing the information as per the specimen enclosed.

2. All the Unaided Private Recognized Schools shall send compliance report to this effect to Education Officer concerned on the very next date of fixing the said flexi boards.
3. The flexi board to be fixed shall have the minimum dimension of 4 feet x 3 feet and be placed at the height of approximately 5-6 feet above the ground level.
4. The base colour of the board shall be blue and the contents be written in white colour. It must be written in bilingual (Hindi & English) as per specimen enclosed.
5. District DDEs shall monitor this exercise and send the final report of completion of this task within a week of issue of this order to ADE (Act-I) branch for appraisal of Hon'ble Minister (Education).

Non-compliance of the order shall be viewed seriously.

This issues with the prior approval of the Competent Authority.



ADDITIONAL DIRECTOR (ACT 1)

No. F/DE(15)(27)/Act-I/2015/29150-29158 Dated:- 23/02/2015

1. All Districts DDEs
2. All Zonal Education Officers
3. HOSs/Managers of all unaided recognized private schools for compliance.

Copy for information:-

1. Pr. Secretary to Chief Minister, Delhi
2. PS to Minister of Education, GNCT of Delhi
3. PS to Pr. Secretary, Education
4. PS to Director (Education)
5. All Spl DE/RD/ADE of Directorate of Education.
6. OS(IT) with direction to upload the order on the website of the department on the link 'Public Circulars and Orders.'
7. Guard file.


(P.Lata Tara)
ADE (Act-I)