

Subject - Appeal application for new unaided private primary school/sequential class/class additional classes from new academic year commencing from the year 2023

Taking reading

Reg. No. 881812023
Date: 21/6/2023

1. Provisions of the Bombay Primary Education Act-1947 and the Rules of 1949 thereunder.
2. Gujarat RTE Rules 2012, Education Department Secretariat Gandhinagar Notification No: GH-SH-4-PRE-122010/GOI-10/K dated 18/2/2012
3. Education Department Notification No. GH/SK/113/PRE/112018/Single File-24/K Date-20/12/2019
4. Office of G.Shi.A./G.Pra.Shi. Valsad - No/Pra.Shi./Private/Sequential/Class Increase/ Vashi 23/11283-84, 25/12/2022
5. Managing Trustee Lumens Education Trust Appeal Application No.VAL/100051 dated 20/01/2023

Introduction-

By the order mentioned in taking reading-4 the proposal of the school board mentioned below is rejected. In return, the appeal petition has been filed by the school board from the date mentioned in Preamble-5.

Name of School Board-	LUMENS EDUCATION TRUST
Address of School Board-	SURVEY NO. 445, VILLAGE CHANDOR, TALUKA VAPI DISTRICT VALSAD, VALSAD-396191
Name of School	LUMENS SCHOOL
Medium	ENGLISH
Details of Appeal	NEW SCHOOL (STANDARD 6 TO 8)
Date of hearing	14/02/2023



Venue-Office of the Director of Primary Education, Block 12/1, Dr. Jivraj Mehta Bhavan, Gandhinagar

Appeal No. VAL/100051

Application No. VAL/756807

Name of the member present on behalf of the school board in the appeal - Shri Raul Desai, Trustee present. The school board has given written authority.

Name of Officer/Employee appearing from the District Office in the appeal - Mr. Arjunbhai Patel, Na. Dist. Pra. Shi, Valsad

Reasons for disapproval at district level

1. Grounds of land being non-agricultural for educational purposes have not been submitted. (Change of Purpose)
2. The school building plan has not been approved by the competent authority.
3. "Building usage is appropriate" (B.P.U.) has not submitted Competent Authority Certificate to the effect

Building usage is appropriate. (B.P.U.) A certificate to that effect has not been produced.

Presentation by the school board-

In the hearing, the school board has given a written and oral representation that it has demanded to start a new school of class 6 to 8 in English medium. At present, the school is running from class 1 to 5. The school land has been N.A. As per rule, the School Board has registered lease of the land of the school building and grounds, a copy of which has been submitted. The school building and grounds are registered leased. Approval has been obtained for the construction of the school building. The plan-map of the school building is approved by the competent authority. The school building has ground floor plus first floor. It has total 24 rooms. Approval for construction of school building, B.U.P. of the school is obtained and submitted by the competent authority. The school has a ground of 2508 square meters. Which is enough. Structural stability certificate is submitted. Health and physical facilities in the school are adequate. Regarding fire safety, NOC of fire officer has been obtained and submitted. There is no school in the vicinity and submitted after obtaining NOC. Bank details and audit report have been submitted. As per the checklist all the necessary supports have been submitted. Guarantee given to comply with the provisions of the prevailing

norms.

Representation made by the District Education Officer / District Primary Education Officer or his representative-

Conclusions -

A new private school of class 6 to 8 in English medium has been demanded considering the submissions of the school board and the grounds presented. In this school building, classes of classes 1 to 5 in English medium are currently running. The registration of the school board is registered under the Mumbai Public Trust Act-1950 on 21/01/2015. The school board has submitted the bank details and audit report. The school land is N.A. A copy of the order dated 20/06/2015 regarding N.A. has been submitted. The school board has registered lease for school building and sports ground for 15 years as per extant norms of Govt. A copy of which has been submitted. A copy of the sale deed dated 03/05/2013 regarding ownership of the land of the registered lessee for the school land and grounds has been submitted. School Building Plan - Maps Town Planner Approved by Valsad. It shows the plan of ground floor and first floor. Which are adequate classrooms with sufficient area as per the requirement of the school. Approval for construction of school building by Ashi A.D.O. Ahmedabad Municipal Corporation dated 31/01/2015 has been approved by Talati Cum Minister. A copy of which has been presented in the general meeting. The School Board has given the use of the school building by the Chandor Gram Panchayat dated 30/11/2019 by the BPU Talati Cum Mantri. The school board has issued

a structural stability certificate dated 03/12/2019 by a structural engineer approved by the competent authority. A copy of which has been submitted. The school board has offered a 15-year lease as per prevailing norms for the school sports ground. In which the school board has indicated an area of 2508 square meters for the school sports ground. As per the existing norms, the proposed school should have an area of 800 sq.m for urban area and 1500 sq.m for rural area. The school board has adequate grounds of sufficient area. Recent color photographs of the school building and sports ground are presented. The school has provided separate toilets for staff, boys and girls. The health facility is adequate. The school board has submitted a copy of the resolution of the new unaided private primary school board. It is guaranteed that no such school is located within 3 km from the proposed school. A written guarantee has been given. The school board has given a written undertaking regarding the implementation of F.R.C., R.T.E., School Safety Policy Act. The school board has submitted an affidavit of prescribed format for starting a new school. A certificate dated 30/03/2022 from Regional Fire Officer, Surat regarding fire safety facility in the school has been submitted. Taking into consideration the above details and grounds, this institution's motion to sanction one class at a time for starting a new unaided private primary school of English medium class 6 to 8 of Lumans School, Chandor, Survey No. 445, Village Chandor, Taluka Vapi, District Valsad, Valsad-396191 School is not the same.

ME :
KAPLESHA
Vapi City
Valsad.
02/262

Order -

Dr. M I Joshi, Director of Primary Education (Gujarat State) and in pursuance of the powers vested under Gujarat RTE Rules-2012 mentioned in Appendix-1

Name of School Board - LUMENS EDUCATION TRUST

School Name - LUMENS SCHOOL

Medium - ENGLISH

For the reasons stated in the above conclusion, I order to approve the proposal of this institution to start a new non-aided private primary school of class 6 to 8 in English medium for approving one class at a time.

The District Education Officer / District Primary Education Officer is hereby informed to register this school / class and take action as per the following rules. To implement the provisions of Mumbai Primary Education Act - 1947, Mumbai Primary Education Rules - 1949, RTE Act 2009, RTE Rules - 2012 School Safety Policy - 2016 and Fee Regulation Act - 2017 as well as the amendments made in the said rules from time to time by the Government And the approval is given on the condition of implementing the instructions issued by the Government.

Terms of School Accreditation :-

1. It will be the school board's responsibility to fulfill and fulfill the terms of accreditation of the school.

2. It shall be the responsibility of the school board to comply with and enforce all the provisions of the Right of Children to Free and Compulsory Education Act-2009 and the Right of Children to Free and Compulsory Education Rules-2012 and the Mumbai Primary Education Act-1947 and Mumbai Primary Education Rules 1949.

3. Apart from the Act and the rules framed thereunder, it shall be the responsibility of the school board to comply with the rules, bye-laws, resolutions, circulars, instructions etc. promulgated by the State Government from time to time.

4. The school should admit underprivileged children from underprivileged groups in the nearby area to the extent of 25% of the strength of that class in class 1 and provide free and compulsory elementary education till its completion.

5. Receipt of capitation fee is prohibited and therefore the Trust or the school shall not accept any capitation fee or otherwise other donations or goods in lieu of such fee.

6. The school shall not adopt any screening test or procedure of the child or his or her parents or guardians for the purposes of admission.

7. The school shall not refuse admission to any child for want of proof of age or on the grounds of religion, caste, creed or caste, place of birth or any of these.

8. The school should ensure that :-

(I) No admitted child shall be held back or expelled from school in any class other than Class-V and Class-VIII till the completion of elementary education in the school or be processed under the prevailing rules of class promotion.

(II) No child shall be subject to physical punishment or mental torture

(III) To award a certificate as prescribed under rule 30 to every child who has completed elementary education.

(IV) As per the provisions of the Acts, special needs students with disabilities have to be given admission.

(V) Teachers with educational qualifications as prescribed by the Government from time to time shall be recruited.

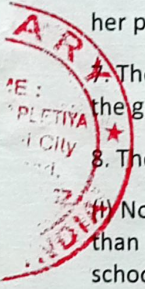
(VI) Keeping teacher-student ratio as per rules. The classroom area in the school should be as per rules and should have all necessary physical facilities.

(VII) A teacher shall perform his duties as specified under sub-clause (1) of section-24 of the Act.

(VIII) It shall be the responsibility of the governing body to see that the teacher or the female teachers themselves cannot provide private tuition.

(IX) A transparent and fair admission process has to be followed following the guidelines and orders issued by the Central Government or the State Government or the Director.

9. The school has to provide education according to the curriculum prepared on the basis of the curriculum formulated by the competent authority.



10. The school should admit students in proportion to the facilities available in the school as stipulated in Section-19 of the Act.

11. The school shall maintain the norms and standards of the school as specified in Section - 19 of the Act. And all the conditions of Rule - 13 relating to maintenance of school website and filling of correct and reliable DISE (Dayas) District Information System for Education data (information) in due time every year shall be complied with.

12. No unauthorized school classes shall be conducted inside the school premises or outside the school under the same name.

13. The school building or other structure or grounds shall be used only for the purposes of teaching skill development.

14. A society registered under the Societies Registration Act, 1860 (21 of 1860) or any law for the time being in force or carried on by a public trust established thereunder or by any company registered under section 25 of the Companies Act, 1956 (1st of 1956).

15. The school shall not be run by any person, group or association of persons or for the profit of any other person.

16. A Chartered Accountant should audit and certify the accounts and prepare proper books of accounts as per the rules. A copy of the audited report of the books of accounts should be sent to the competent authority every year

17. The facility with recording of CCTV cameras should be available and the competent authority should ensure the same.

18. Necessary measures for school safety should be taken within time limits as per the guidelines of the National Disaster Management Authority. School Safety Policy 2016 has to be implemented.

19. The safety of the students and staff shall be ensured by taking necessary measures from time to time.

20. The school board cannot insist or compel the students/parents to buy certain types of books, literature, uniforms or boots from their institution, from any particular organization or agency or from certain brands or companies.

21. The provisions of the Gujarat Self-Supporting Schools (Regulation of Fees) Act - 2017 and the rules made thereunder shall be applicable to this school and an undertaking to comply will have to be submitted.

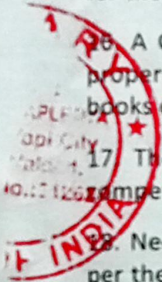
22. Competent authority or person authorized by him and Inspector/Officers of Education Department shall be allowed to inspect the school.

23. The school has to use only the syllabus approved by the Government and the textbooks approved from time to time.

24. The rates of education fees and pay scales of academic and non-academic employees should be approved by the government.

25. Records, statistics sheets and certificates issued by the principal or administrators of the school must be kept reliable.

26. The school shall furnish such reports and information as may be required by the Principal and the competent authority from time to time and shall comply with the orders of the State Government / Local Authority to fulfill the condition of recognition for the continuation of the school or to remedy the deficiencies in the functioning of the school.



27. No change in the name of the school, change in the location of the school or change in the system of the school can be made without the prior permission of the competent authority.

28. The school has to be started in the year in which the school is sanctioned. If the school is not started within 6 months after the approval, the approval will automatically be subject to cancellation.

29. When required, the school building shall be set aside for use by the school management for public examination and expedients.

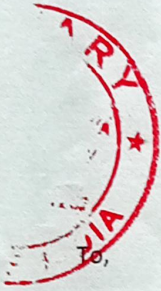
30. All Resolutions/Circulars/Instructions/Rules promulgated by the Government from time to time shall be followed

31. The revenue and other grounds submitted by us for this approval are correct. It is believed. If any basis submitted in future is found to be materialistic, the governing body will be held responsible and the competent authority will be empowered to take action including police complaint against them Note that.

(Dr. M.I. Joshi)

Director of Primary Education

Gu. State, Gandhinagar



Name of School Board - LUMENS EDUCATION TRUST
School Board Address - SURVEY NO 445, NEAR PANCHAYAT OFFICE,
CHANDOR VILLAGE, NAMDHA ROAD,
TALUKA VAPI, DISTRICT – VALSAD,
GUJARAT – 396191
Email - rahul@lumenseeducation.net
Mobile - 9820451747
School Name - LUMENSE SCHOOL
School Address - CHANDOR, SURVEY NO 445, VILLAGE CHANDOR
TALUKA VAPI, DISTRICT VALSAD,
VALSAD – 396191

District Education Officer / District Primary Education Officer - Valsad

Select file

No. -Prashini/Kh. R/ Appeal allowed Pra. Patra/ Fa. 115/2023 / 1374-77

Office of the Director of Primary Education

Block 12/1, Dr. Jivraj Mehta Bhavan

Gu. State. Gandhinagar Date - 29-03-2023

CERTIFICATE

In accordance with the provisions of the Right of Children to Free and Compulsory Education Act - 2009 as well as the Right of Children to Free and Compulsory Education Rules - 2012 enacted under this Act and the Mumbai Primary Education Act - 1947 and subject to the approval of this office Inward No. Prashini/Kha. R/Appeal/2023/1370-73 dated 29-03-2023 Lumens School Address Chandor, Survey No 445, Village Chandor, Taluka Vapi, District Valsad - 396191 School managed by Lumens Education Trust is granted recognition certificate to start a new unaided private primary school of class 6 to 8 in English medium from June 2023.

(Dr. M.I. Joshi)

Director of Primary Education

Gu. State, Gandhinagar

To,

Name of School Board - LUMENS EDUCATION TRUST
 School Board Address - SURVEY NO 445, NEAR PANCHAYAT OFFICE,
 CHANDOR VILLAGE, NAMDHA ROAD,
 TALUKA VAPI, DISTRICT - VALSAD,
 GUJARAT - 396191
 Email - rahul@lumenseeducation.net
 Mobile - 9820451747
 School Name - LUMENSE SCHOOL
 School Address - CHANDOR, SURVEY NO 445, VILLAGE CHANDOR
 TALUKA VAPI, DISTRICT VALSAD,
 VALSAD - 396191

Certified to be True Translation
 of Appeal Application

From Gujarati Language
 to English

MITAL G. KAPLETIYA
 NOTARY
 Vapi City, Dist. Valsad.

Book No. 08

Page No. 112

Serial No. 8819

Date 21/6/2023

District Education Officer / District Primary Education Officer - Valsad

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