



CBSE/AFF-BYELAWS/Circular No. 03/2019/1449461

30 January, 2019

The Secretary/ Principal Secretary,
School Education of all States/UTs

Subject: Adherence to the provisions of revamped Affiliation Bye Laws-2018 regarding the role of Appropriate Government

As you are aware that the CBSE has revamped its Affiliation Bye-Laws vide notification dated 18.10.2018. Therefore, the adherence to the various provisions of Affiliation Bye-Laws is the prime responsibility of every affiliated school of CBSE.

Therefore careful attention of the State/UT Governments is drawn towards the following important provisions of the revamped Affiliation Bye-Laws for their information and compliance by the State Education Department and by the schools affiliated with the Board:

Rule 2.4.5(a)

Admission in the school affiliated to the CBSE shall be made without any distinction of gender, disability, religion, race, caste, creed and place of birth etc. Reservation, if any, shall be governed by the applicable Education Act/Rules of the **Appropriate Government**.

Rule 2.4.13

A school affiliated with the Board is not allowed to have dual affiliation i.e. simultaneous affiliation with two boards with the same set of infrastructure and land.

In case the affiliation has been granted under switch over category, the school is required to withdraw its students from the classes of the board, to which it was earlier affiliated, in a phased manner.

Rule 5.1.2

Minimum qualifications for the teaching staff (including the Principal/Vice-Principal/Head of school) of School should be in according to laid down in the Recruitment Rules for the teachers by the **Appropriate Government** where the school is situated or the Recruitment Rules for the teachers of **Kendriya Vidyalaya Sangathan** or **Navodaya Vidyalaya Samiti**.

Rule 5.2.1

The school shall have well defined recruitment rules for the staff on the lines of the recruitment rules of the **Appropriate Government**.

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Rule 5.2.2

Teaching & non-teaching staff should be appointed on pay scales and allowances prescribed by the **Appropriate Government**.

Rule 5.3

The school shall define the service rules of teaching & non-teaching staff on the lines of the service rules of the employees of **Appropriate Government**.

Rule 6.6

The school will maintain a reserve fund if the laws/regulations of the **Appropriate Government** so stipulates in the manner prescribed under such laws/ rules.

Rule 7.2

Admission Fee and Fee charged under any other head are to be charged only as per the regulations of the **Appropriate Government**.

Rule 7.4

In case not otherwise provided by the **Appropriate Government**, in the event of a student discontinuing the studies or wishing to migrate to some other School, dues shall be collected only up to the month of discontinuance or migration and not up to the month in which the transfer certificate is applied for. This shall apply to all Heads of fee.

Rule 7.5

Sub Rule- 7.5.1

Fee revision of schools shall be subject to laws, regulation and directions of the **Appropriate Government**.

Sub Rule- 7.5.2

Fee shall not be revised without the express approval of the School Management Committee or the process prescribed by the **Appropriate Government** under any circumstances.

Rule 7.6

The acts and regulations of the **Central and State/UT Governments** enacted/framed in connection with regulation of fee in respected of the various categories of the schools situated in the state will be applicable to the school affiliated with CBSE also

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Rule 8.1

All the schools affiliated with the board shall have a School Management Committee as stipulated in RTE Act 2009, any other enactment or regulations framed by the State/Appropriate Government.

Rule 8.5

The provisions contained in Acts and Regulations of the **Appropriate Government** will prevail upon the provisions related to School Management Committee in these byelaws.

Rule 14.17

Every school is bound to follow the directions issued by the **Central Government, State/UT Government** and the Board in the form of Notifications, Circulars and Advisories etc. from time to time.

Rule 15.2.2

A school affiliated with the Board may be allowed to transfer the school from Society/Trust/Company only after prior express Approval from the State/UT Government.

Rule 15.3.1

A school affiliated with the Board may be allowed to run the school in two shifts only after the permission has been obtained from the concerned State/UT Government for running classes in two shifts.

Rule 15.4.1

A school affiliated with the Board may be allowed to shift the school from one campus to another only after the permission has been obtained from the concerned State/UT Government for Shifting the school to new site with complete address of the new site.

Rule 15.5.2

A school affiliated with the Board may be allowed to change its name only after express approval from the **Appropriate Government**.

Rule 15.6.1

A society running a school affiliated with the Board may be allowed to change its name subject to an express approval from the **Appropriate Government**.

Rule 15.10.2

A school affiliated with the Board may be allowed to close/down permanently with the approval of the Board subject to an express approval from the **Appropriate Government**.

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In addition to the above, the provision regarding the minimum land requirement provisions in different states are listed below:

Rule 3.4

The land requirement will be of minimum 4000 square meters in case of the following:

- 3.4.1 School located in limits of Municipal Authorities of cities with a population exceeding 15 Lakhs.
- 3.4.2 School located in hilly areas for which the norms are as prescribed by the Planning Commission (NITI Aayog) shall be applicable for determining the hilly areas.
- 3.4.3 Schools located within the limits of Municipal Authorities of the State Capital Cities.
- 3.4.4 Schools located in the North Eastern States.
- 3.4.5 Schools located in the state of Jammu and Kashmir.
- 3.4.6 Schools located within the limits of Municipal Authorities of Ghaziabad, NOIDA, Faridabad and Gurugram cities only of National Capital Region
- 3.4.7 Schools located within the limits of Municipal Authorities of Panchkula (Haryana) and Mohali/SAS Nagar (Punjab), the satellite cities of Chandigarh.

Rule 3.5 & 3.7

For the schools located within the limits of Municipal Authority of the **cities classified as Class-X** (At present Ahmedabad, Bengaluru, Hyderabad and Pune) by the Government of India and **Hills Stations** the minimum land requirement will be as follows:

1	Secondary Level	Classes from pre-primary to Class X	-----	2000 Square meters
2	Senior Secondary Level	Classes from pre-primary to Class XII	Maximum 02 streams	3000 Square meters
3	Senior Secondary Level	Classes from pre-primary to Class XII	All the 04 streams	4000 Square meters

Rule 3.6

For the schools located in the municipal authorities of 04 metropolitan cities of **Chennai, Delhi, Kolkata and Mumbai**, schools located in the state of **Arunachal Pradesh**, schools located in the state of **Sikkim** and the schools located on the **Islands**, the minimum land requirement are as follows:

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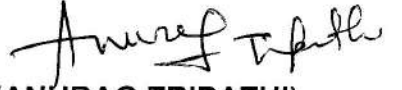
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1	Secondary Level	Classes from pre-primary to Class X		1600 Square meters
2	Senior Secondary Level	Classes from pre-primary to Class XII	Maximum streams 02	2400 Square meters
3	Senior Secondary Level	Classes from pre-primary to Class XII	All the streams 04	3200 Square meters

Any violation of above provisions by the school will be viewed seriously and can lead to imposition of penal provisions including disaffiliation of the school by the Board. It is therefore requested that the necessary instruction may be issued by the State/UT Government to all the concerned.


(ANURAG TRIPATHI)
SECRETARY, CBSE
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Copy for information and necessary compliances thereon.

1. The Directors, Secondary Education Departments of all States/UTs
2. The PS to Chairperson, CBSE.
3. The SPS to Secretary, CBSE
4. The Joint Secretary (Co-ordination), CBSE, Delhi.
5. The Deputy Secretary (A&L), CBSE, Preet Vihar, Delhi.
6. All Regional Offices & COEs of CBSE.
7. The JS (Accord), CBSE, Delhi – For Cenbosec.
8. The PRO, CBSE, Delhi for due Publicity.
9. The Joint Secretary (IT), Affiliation, CBSE – for uploading circular on CBSE website and further circulation.
10. Guard File.

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