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21/8/15-



GOVERNMENT OF KERALA

Abstract

General Education - Higher Secondary Education - Aided — Creation of posts of Lower Division Clerk, Full Time/Part Time Menial and Librarian Grade IV in Higher Secondary Schools — Scheme approved - Common Judgment dated 05.09.2013 in WP(C)No.29618/2005, 5835/2013, 7385/2013 and 7881/2013 - Complied with - Orders issued.

General Education (T) Department

G.O(Ms)No.220/2015/G.Edn.

Dated Thiruvananthapuram, 17/08/ 2015

- Read :
1. G.O(P)No.331/2001/GEdn dated 09.11.2001
 2. G.O(Ms)No.79/2003/GEdn dated 28.03.2003
 3. G.O(Ms)No.134/2004/G.Edn dated 14.05.2004
 4. Common Judgment dated 05.09.2013 of the Hon'ble High Court in WP(C)No.29618/2015, 5835/2013, 7385/2013 and 7881/2013
 5. Letter No.Acd-C4/35452/HSE/2013 dated 04.02.2014 and Acd.C2/21014/14/HSE dated 24.11.2014 of Director, Higher Secondary Education, Thiruvananthapuram

ORDER

Sri. S.Syamkumar & Others; the Manager, MM Higher Secondary School, East Kallada, Kollam District; the Manager, SVM Higher Secondary School, Vendar (PO), Kottarakkara, Kollam and Kerala Aided School Non-Teaching Staff Association & others have filed Writ Petitions No.29618/2005, 5835/2013, 7385/2013 and 7881/2013 respectively before the Hon'ble High Court of Kerala with a prayer to direct the Government to create posts of Menial Workers, Clerks and Librarian in the Higher Secondary Schools in the State of Kerala.

2) The Hon'ble High Court as per the Judgment read as 4th paper above directed Government to take a pragmatic view of the matter and to prepare a scheme in consultation with the Finance Department and place it before the Cabinet for approval within six months from the date of receipt of a copy of the Judgment.

3) The Director of Higher Secondary Education as per the letters read as 5th paper above proposed a scheme to Government for creating the posts of Lower Division Clerk, Full/Part Time Menial and Librarian Grade IV in Higher Secondary Schools in Kerala. He has reported that at present there are a total of 1639 higher secondary schools functioning in aided and Government sector. Out of this 816 are in government sector and 823 are in aided sector.

4) As per the Government Order read as 1st paper above, Government issued Special Rules for the Higher Secondary Education Department. As per this Special Rules, 8 categories of posts are necessary for the smooth functioning of the Higher Secondary Schools viz, Principal, HSST, HSST (Jr), Librarian Grade III, Librarian Grade IV, Laboratory Assistant, Lower Division Clerk and Part Time Menial. As per the Government Order read as 2nd paper above, Government accorded sanction for the creation of two posts of Laboratory Assistants both in Government and Aided Higher Secondary Schools, which have Science batches and no posts of Laboratory Assistants were created previously.

5) As per the directions in the Government Order read as 3rd paper above, the ministerial staff, infrastructural facilities etc. will be shared by both the Principals and Headmasters. But in most of the schools, the assistance of clerk from the high school section is not available to higher secondary section. The Principal of the higher secondary school have to do the clerical works as well as teaching in addition to the administrative functions of the higher secondary section of the school.

6) Government have examined the matter in detail with reference to relevant rules and orders and are pleased to approve the scheme detailed below for the creation of posts of Lower Division Clerk, Full Time/Part Time Menial and Librarian Grade IV in Government/Aided Higher Secondary Schools.

- i. One post each of Lower Division Clerk and Full Time/Part Time Menial for every Higher Secondary School will be created in 1st phase.
- ii. One post of Librarian Grade IV will be created in Higher Secondary Schools which are having a library as per the criteria of the State Library Council consisting of at least ten thousand books in 2nd phase.
- iii. The appointment to the post of Lower Division Clerk and Librarian will be done as stipulated in the concerned Special Rules and the Part Time Menials in Government Higher Secondary Schools on daily wages will be recruited through Employment Exchange.
- iv. The modalities including the filling up of the vacancies will be decided in consultation with Finance Department and a Committee including Secretaries of Finance Department, General Education Department and Director of Higher Secondary Education will be entrusted for the implementation of the scheme in a time bound manner.

7) The Director, Higher Secondary Education is hereby directed to furnish separate proposal on item No.i, ii, iii above for the creation of Lower Division Clerk, Librarian Grade IV and Full Time/Part Time Menials in Government/Aided Higher Secondary Schools.

8) The directions contained in the Common Judgment of the Hon'ble High Court read as 4th paper above is complied with as above.

(By order of the Governor)

V.S. SENTHIL

Additional Chief Secretary to Government

To

The Director, Higher Secondary Education, Thiruvananthapuram

The Regional Deputy Director, Higher Secondary Education

Thiruvananthapuram/Kottayam/ Ernakulam/Malappuram/Kozhikode/Kannur

The Advocate General, Kerala, Ernakulam (with C/L)

The General Administration (SC) Department

The Finance Department(vide U.O No.79153/Edu.B1/14/Fin. Dated 01.10.2014)

Information Officer, Web & New Media

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PS to Minister (Education)

Forwarded/By Order,



Section Officer.