

3

F.No.33 – 3 / 2018 – TS.III
Government of India
Ministry of Human Resource Development
Department of Higher Education

Shastri Bhawan, New Delhi,
dated, the 5th November, 2019

To

- (i) The Directors of all NITs; and
- (ii) The Director, IEST, Shibpur.

Subject:- Implementation of Central Educational Institutions (Reservation in Teachers' Cadre) Act, 2019 – regarding.

Sir \ Madam,

I am directed to inform that the subject matter was placed before the Council of National Institutes of Technology, Science Education and Research (NITSER), vide Agenda Item No.12.16, in its 12th meeting held on 25th September, 2019 wherein the Council resolved that the Ministry shall issue further instructions on the same.

2. The matter has been examined in this Ministry and it is informed that the National Institutes of Technology (NITs) and Indian Institute of Engineering Science and Technology (IEST), Shibpur (West Bengal) are Institutions of national importance under the National Institutes of Technology, Science Education and Research (NITSER) Act, 2007 and thus covered in the definitions provided under Section 2 (c) (ii) of the Central Educational Institutions (Reservation in Teachers' Cadre) Act, 2019.

3. According to the provisions of the CEI Act, 2019, the following have been laid down:-

"2 (l): "teachers' cadre" means a class of all the teachers of a Central Educational Institution, regardless of the branch of study or faculty, who are remunerated at the same grade of pay, excluding any allowance or bonus.

3 (1): Notwithstanding anything in any other law for the time being in force, there shall be reservation of posts in direct recruitment out of the sanctioned strength in teachers' cadre in a Central Educational Institutions to the extent and in the manner as may be specified by the Central Government by notification in the Official Gazette.

3 (2): For the purpose of reservation of posts, a Central Educational Institution shall be regarded as one unit."

...contd./-

2

-: 2 :-

F.No.33 – 3 / 2018 – TS.III

4. In exercise of the powers conferred under Section 3 (1) of the CEI Act, 2019, the Central Government has published a Notification in the Gazette of India Extraordinary on 12th July, 2019, which provides as under:-

"....., the Central Government hereby specifies that there shall be reservation of posts in direct recruitment out of the sanctioned strength in teachers' cadre in a Central Educational Institution in the manner specified in Office Memorandum, No.36039/1/2019-Estt/(Res.) of the Department of Personnel and Training, Ministry of Personnel, Public Grievances and Pensions, dated 31st January, 2019 to the extent as follows, namely:-

- (a) fifteen per cent. for Scheduled Castes;
- (b) seven and one-half per cent. for Scheduled Tribes;
- (c) twenty-seven per cent. for socially and educationally backward classes; and
- (d) ten per cent. for economically weaker sections."

5. A copy of the CEI Act, 2019, Notification dated 12th July, 2019 and a copy of the DoPTs Office Memorandum dated 31st January, 2019 are attached for ready reference.

6. As per provisions under the Act, the Institutes are required to maintain their rosters according to the strength of the teachers' cadre. The NITs / IEST, while continuing with the prevailing flexible faculty structure, shall provide for the reservation of posts in appointments by direct recruitment.

7. All the NITs and IEST, Shibpur are requested to implement the provisions of the Central Educational Institutions (Reservation in Teachers' Cadre) Act, 2019 (10 of 2019) immediately in the manner specified in Office Memorandum, No.36039/12019-Estt/(Res.) of the Department of Personnel and Training dated 31st January, 2019, to the extent mentioned in Gazette Notification dated 12th July, 2019.

Yours faithfully,

Pawan Kumar

[Pawan Kumar]

Under Secretary to the Government of India

Tel: 23384897

Encl.: as above.

Copy to:- The Registrars of NITs and IEST, Shibpur – for further appropriate action.

PS to Secretary (HE)