

ਪੰਜਾਬ ਸਰਕਾਰ
ਸਿੱਖਿਆ ਵਿਭਾਗ
(ਸਿੱਖਿਆ-3 ਸ਼ਾਖਾ)

ਸੇਵਾ ਵਿਖੇ,

DCSE

DM - MIS
ਵਿਸ਼ਾ:-

1. ਸਮੂਹ ਡਵੀਜਨਲ ਕਮਿਸ਼ਨਰ,
2. ਸਮੂਹ ਮੰਡਲ ਸਿੱਖਿਆ ਅਫਸਰ ,
3. ਸਮੂਹ ਜਿਲ੍ਹਾ ਸਿੱਖਿਆ ਅਫਸਰ (ਸੈ:ਸਿ:/ਐ:ਸਿ:)

ਮੀਮੇ ਨੰ: 1/8/2010-4ਸਿ3/

ਮਿਤੀ, ਚੰਡੀਗੜ੍ਹ

THE PUNJAB STATE REGULATION OF FEES OF UNAIDED
EDUCATIONAL INSTITUTIONS RULES, 2017 .

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਦੇ ਹਵਾਲੇ ਵਿਚ।

2. ਵਿਸ਼ਾ ਅੰਕਿਤ ਮਾਮਲੇ ਸਬੰਧੀ ਦਸਿਆ ਜਾਂਦਾ ਹੈ ਕਿ THE PUNJAB REGULATION OF FEE OF UNAIDED EDUCATIONAL INSTITUTIONS Act , 2016. (Punjab Act No.47 of 2016) ਮਿਤੀ 23.12.2016 ਨੂੰ ਨੋਟੀਫਾਈ ਹੋ ਗਿਆ ਹੈ। ਐਕਟ ਦੇ ਸੈਕਸ਼ਨ 3 (2) ਦੇ ਅਧੀਨ ਬਣਾਈ ਗਈ ਰੈਗੂਲੇਟਰੀ ਬਾਡੀ ਦਾ ਗਠਨ ਕਰਨ ਸਬੰਧੀ ਨੋਟੀਫਿਕੇਸ਼ਨ ਵੀ ਮਿਤੀ 12.04.2017 ਨੂੰ ਜਾਰੀ ਕਰ ਦਿੱਤੀ ਗਈ ਹੈ। ਇਸ ਐਕਟ ਅਧੀਨ THE PUNJAB STATE REGULATION OF FEES OF UNAIDED EDUCATIONAL INSTITUTIONS RULES, 2017 ਵੀ ਮਿਤੀ 27.04.2017 ਨੂੰ ਨੋਟੀਫਾਈ ਹੋ ਗਏ ਹਨ। ਨੋਟੀਫਾਈ ਹੋਏ ਰੂਲਾਂ ਦੀ ਕਾਪੀ ਅਗਲੇਰੀ ਕਾਰਵਾਈ ਹਿੱਤ ਭੇਜੀ ਜਾਂਦੀ ਹੈ।

ਸੁਪਰਡੰਟ

ਪਿ.ਅੰ.ਨੰ:1/8/2010-4ਸਿ3 977393/5-9

ਮਿਤੀ ਚੰਡੀਗੜ੍ਹ 16/5/17

ਉਪਰੋਕਤ ਦਾ ਉਤਾਰਾ ਹੇਠ ਲਿਖਿਆਂ ਨੂੰ ਸੂਚਨਾ ਅਤੇ ਅਗਲੇਰੀ ਯੋਗ ਕਾਰਵਾਈ ਹਿੱਤ ਭੇਜਿਆ ਜਾਂਦਾ ਹੈ:

1. ਡਾਇਰੈਕਟਰ ਜਨਰਲ ਸਕੂਲ ਸਿੱਖਿਆ, ਪੰਜਾਬ ਸਕੂਲ ਸਿੱਖਿਆ ਬੋਰਡ ਕੰਪਲੈਕਸ, ਫੇਜ਼ -8, ਐਸ.ਏ.ਐਸ.ਨਗਰ ਨੂੰ The Punjab Regulation of Fee of Unaided Educational Institutions Act, 2016 ਅਤੇ THE PUNJAB STATE REGULATION OF FEES OF UNAIDED EDUCATIONAL INSTITUTIONS RULES, 2017 ਦੀਆਂ ਕਾਪੀਆਂ ਭੇਜਕੇ ਲਿਖਿਆ ਜਾਂਦਾ ਹੈ ਕਿ ਇਹਨਾਂ ਨੂੰ ਵੈਬਸਾਇਟ ਤੇ ਅਪਲੋਡ ਕੀਤਾ ਜਾਵੇ।
2. ਡਾਇਰੈਕਟਰ ਸਿੱਖਿਆ ਵਿਭਾਗ (ਸੈ: ਸਿ:) ਪੰਜਾਬ, ਪੰਜਾਬ ਸਕੂਲ ਸਿੱਖਿਆ ਬੋਰਡ ਕੰਪਲੈਕਸ, ਫੇਜ਼ -8, ਐਸ.ਏ.ਐਸ.ਨਗਰ।
3. ਡਾਇਰੈਕਟਰ ਸਿੱਖਿਆ ਵਿਭਾਗ (ਐ: ਸਿ:) ਪੰਜਾਬ, ਪੰਜਾਬ ਸਕੂਲ ਸਿੱਖਿਆ ਬੋਰਡ ਕੰਪਲੈਕਸ, ਫੇਜ਼ -8, ਐਸ.ਏ.ਐਸ.ਨਗਰ।
4. ਡਾਇਰੈਕਟਰ , ਐਸ.ਸੀ.ਈ ਆਰ.ਟੀ ਪੰਜਾਬ, ਪੰਜਾਬ ਸਕੂਲ ਸਿੱਖਿਆ ਬੋਰਡ ਕੰਪਲੈਕਸ, ਫੇਜ਼ -8, ਐਸ.ਏ.ਐਸ.ਨਗਰ।
5. ਸਕੱਤਰ, ਪੰਜਾਬ ਸਕੂਲ ਸਿੱਖਿਆ ਬੋਰਡ, ਫੇਜ਼ -8 , ਐਸ.ਏ.ਐਸ. ਨਗਰ।

O/o DGSE CUM SFO
Serve Shiksha Aashrayan A-1001
Central Dairy

27000 31/5/17

ਸੁਪਰਡੰਟ

PART III

GOVERNMENT OF PUNJAB

DEPARTMENT OF SCHOOL EDUCATION

NOTIFICATION

The 27th April, 2017

No. G.S.R. 16/P.A.47/2016/S.23/2017.-In exercise of the powers conferred by section 23 of the Punjab Regulation of Fee of Un-aided Educational Institutions Act, 2016 (Punjab Act No. 47 of 2016), and all other powers enabling him in this behalf, the Governor of Punjab is pleased to make the following rules for carrying out the provisions of the said Act, namely:-

RULES

1. Short title and commencement.- (1) These rules may be called the Punjab State Regulation of Fee of Un-aided Educational Institutions Rules, 2017.
(2) They shall come into force on and with effect from the date of their publication in the Official Gazette.
2. Definitions.- (1) In these rules, unless the context otherwise requires,-
 - (a) 'Act' means the Punjab Regulation of Fee of Un-aided Educational Institutions Act, 2016; and
 - (b) 'Form' means a form appended to these rules.(2) The words and expressions used in these rules, but not defined, shall have the same meaning as assigned to them in the Act.
3. Payment of remuneration and travelling allowance to nominated members.-A nominated member shall be paid one thousand rupees as remuneration for attending a meeting of the Regulatory Body. Apart from this, he shall also be paid the actual amount of travelling allowance for attending the meeting. Section 3 (3)
4. Procedure for scrutinizing complaints.- (1) On receipt of a complaint under section 11 of the Act, the Regulatory Body shall give a notice to the concerned Un-aided Educational Institution as well as to the complainant to ascertain the correctness and genuineness of allegations made in the complaint. Section 11(3)
(2) The said notice shall be got served through the concerned District

Education Officer, who shall send his report to the Regulatory Body with regard to its service.

(3) The Un-aided Educational Institution shall be afforded an opportunity of hearing to explain its position with regard to the allegations levelled against it in the complaint. The Regulatory Body may also call for the record of the Un-aided Educational Institution for scrutinizing the complaint and in order to ascertain the genuineness of the allegations made in the complaint.

(4) After verifying the complaint and examining the relevant record, the Regulatory Body shall decide the complaint.

(5) Copies of the decision, taken on the complaint, shall be sent to the complainant, the concerned District Education Officer and the concerned Un-aided Educational Institution.

Section 13(2)

5. Procedure of working of Regulatory Body.-(1) There shall be five days week of working of Regulatory Body.

(2) The office of Regulatory Body shall remain closed on every Saturday and Sunday. Apart from this, the Regulatory Body shall follow such Gazetted holidays, as may be notified or declared by the State Government from time to time.

(3) The Regulatory Body shall take its decision by a quorum of majority.

Section 18(1)

6. Maintenance of accounts and relevant record, and preparation of annual statement of accounts.-(1) Every Un-aided Educational Institution shall maintain its proper accounts of fee and charges in Form 'A'.

(2) Similarly, every Un-aided Educational Institution shall maintain its other relevant record in Form 'B'.

(3) Likewise, every Un-aided Educational Institution shall prepare its annual statement of accounts in Form 'C'.

Section 19

7. Preparation of annual report.-(1) Every Un-aided Educational Institution shall prepare its annual report for each academic year in Form 'D', and forward a copy thereof to the Regulatory Body.

(2) The said annual report shall be prepared by the 30th day of April of Each academic year.

FORM - A
CLASSWISE STATEMENT OF ANNUAL RECEIPT ON ACCOUNT OF ANNUAL FEE/CHARGES/FUNDS

NAME OF THE SCHOOL/INSTITUTION _____ Academic Session _____
 CLASS _____
 NO. OF STUDENTS _____

| SR. No. | Name of student | Annual Fund | MONTHLY FEE (INCLUDING FEE/CHARGES/FUNDS) | | | | | | | | | | | | Total | | |
|---------|-----------------|-------------|---|----------|-------|-------|-----|------|------|--------|-----------|---------|----------|----------|-------|--|--|
| | | | January | February | March | April | May | June | July | August | September | October | November | December | | | |
| 1 | | | | | | | | | | | | | | | | | |
| 2 | | | | | | | | | | | | | | | | | |
| 3 | | | | | | | | | | | | | | | | | |
| 4 | | | | | | | | | | | | | | | | | |
| 5 | | | | | | | | | | | | | | | | | |
| Total | | | | | | | | | | | | | | | | | |

PRINCIPAL _____
 MANAGER/AUTHORISED OFFICER _____

DETAILS OF FEE/CHARGES/FUNDS

| NAME OF FEE/CHARGES/FUNDS | FOR PREVIOUS YEAR | | | FOR CURRENT YEAR | | |
|---------------------------|-------------------|-----------|--------|------------------|-----------|--------|
| | PER STUDENT RATE | | | PER STUDENT RATE | | |
| | MONTHLY | QUARTERLY | YEARLY | MONTHLY | QUARTERLY | YEARLY |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |

FORM-B

PART-1

STATEMENT OF EXPENDITURE ON SALARY

NAME OF THE SCHOOL/INSTITUTION _____ Academic Session _____

| Details of Staff | Principal/ Head Master | Lecturer | Master | C&V Teacher | IBT Teacher | NTT | Clerk | Class IV | Miscellaneous | Total |
|------------------------|---------------------------|----------|--------|-------------|-------------|-----|-------|----------|---------------|-------|
| No. of Teacher / Staff | | | | | | | | | | |

| Sr. No. | Name | Designation | Monthly Salary (including Employer share of EPF if any) | Paid for the period | Annual Expenditure |
|---------|------|-------------|---|---------------------|--------------------|
| | | | | | |
| | | | | | |

MANAGER/AUTHORISED OFFICER

PRINCIPAL

PART-2

STATEMENT SHOWING EXPENDITURE ON CONTINGENCIES UNDER VARIOUS HEADS FOR THE YEAR

| Sr. No. | Month | Purchase of Furniture/Repair | Stationery | Postage | Transport | Miscellaneous | Total |
|---------|-------|------------------------------|------------|---------|-----------|---------------|-------|
| | | | | | | | |
| | | | | | | | |

MANAGER/AUTHORISED OFFICER

PRINCIPAL

FORM C

Name of Schools

INCOME & EXPENDITURE ACCOUNT
 FOR THE YEAR ENDING 31.03.....

| EXPENDITURE | AMOUNT (RS.) | INCOME | AMOUNT (RS.) |
|-------------------------------|--------------|--------------|--------------|
| To Advertisement Expenses | | By Fees | |
| To repair & Maintenance | | | |
| To Bank Charges | | | |
| To Depreciation | | | |
| To Bank Interest | | | |
| To Diesel Expenses | | | |
| To Electricity Expenses | | | |
| To Newspaper & Periodicals | | | |
| To Kitchen Expenses | | | |
| To Printing & Stationery | | | |
| To Smart Class Charges | | | |
| To Staff Welfare | | | |
| To Rent | | | |
| To Telephone Expenses | | | |
| To Student Welfare | | | |
| To Salary | | | |
| To Excess of Income over Exp. | | | |
| Total | | Total | |

FORM D

Name of Schools

Balance Sheet as on 31.03.....

| LIABILITIES | AMOUNTS (RS.) | ASSETS | AMOUNT (RS.) |
|------------------------|----------------------|-----------------------|---------------------|
| CAPITAL FUNDS | | | |
| | | FIXED ASSETS | |
| | | As per Annexure 'B' | |
| | | | |
| GENERAL FUNDS | | CURRENT ASSETS | |
| As per Annexure 'A' | | Cash in hand | |
| | | Deposit in Banks | |
| | | | |
| SECURED LOANS | | | |
| S.B.I. | | | |
| | | | |
| UNSECURED LOANS | | | |
| | | | |
| | | | |
| TOTAL | | TOTAL | |
| | | | |
| | | | |

(VYSK 13, 1939 SAKA)

| Name of Schools | |
|---|---------|
| SCHEDULE OF GENERAL FUND AS ON 31.03.20... (Annexure 'A') | |
| PARTICULARS | AMOUNTS |
| Opening Balance of General Fund | |
| Add Excess of Income over expenditure | |
| | |
| TOTAL | |

| SCHEDULE OF FIXED ASSETS AS ON 31.03.20... (Annexure 'B') | | |
|---|-------------------------|--------------|
| Sr. No. | PARTICULARS | AMOUNTS (RS) |
| 1 | Building | |
| 2 | Electrical Installation | |
| 3 | Furniture | |
| 4 | CC TV | |
| 5 | Computer | |
| 6 | Notice Board | |
| 7 | Sound System | |
| 8 | Fire Equipments | |
| 9 | Generator | |
| 10 | Water Filter | |
| 11 | If any other | |
| TOTAL | | |

DR. G. VAJRALINGAM, I.A.S.,
 Additional Chief Secretary to Government of Punjab,
 Department of School Education

PART I

GOVERNMENT OF PUNJAB

DEPARTMENT OF LEGAL AND LEGISLATIVE AFFAIRS, PUNJAB

NOTIFICATION

The 23rd December, 2016

No. 54-Leg./2016.-The following Act of the Legislature of the State of Punjab received the assent of the Governor of Punjab on the 22nd day of December, 2016, is hereby published for general information:-

**THE PUNJAB REGULATION OF FEE OF UNAIDED
EDUCATIONAL INSTITUTIONS ACT, 2016**

(Punjab Act No. 47 of 2016)

AN

ACT

to provide for the constitution of Regulatory Body with a view to provide a mechanism for the purpose of regulating fee of un-aided educational institutions in the State of Punjab and for the matters connected therewith or incidental thereto.

BE it enacted by the Legislature of the State of Punjab in the Sixty-seventh Year of the Republic of India as follows: -

1. (1) This Act may be called the Punjab Regulation of fee of Un-aided Educational Institutions Act, 2016. Short title and commencement.

(2) It shall come into force on and with effect from the date of its publication in the Official Gazette.

2. In this Act, unless the context otherwise requires,- Definitions.

(a) 'academic year' means a period of twelve months prescribed as such, and different academic years may be prescribed for different classes of institutions;

(b) 'affiliation' means inclusion of the name of an institution in the approved list of affiliated institutions with the Punjab School Education Board or any other such board or authority, approved and authorized by the Central Government for admitting it to the privileges of the said board or authority;

- (c) 'appropriate authority' means,-
 - (i) in the case of an unaided educational institution recognized or to be recognized by an authority, authorized by the State Government, that authority; and
 - (ii) in the case of an unaided educational institution recognized or to be recognized by an authority, authorized by the Central Government, that authority;
- (d) 'Regulatory Body' means the Regulatory Body, constituted under section 3;
- (e) 'complaint' means an allegation made in writing to the Regulatory Body by a student studying in an Unaided Educational Institution or by his parents or guardians, as the case may be, containing a grievance of charging excessive fee or of doing or asking to do any other activity with a motive to gain financial benefit or profit by the Unaided Educational Institution;
- (f) 'commercialization or profiteering or profit or financial gain' means an activity of charging fee by an Un-aided Educational Institution from any student or parents or guardians in excess of the fee, as fixed or increased under section 5;
- (g) 'fee' means any amount by whatever name it may be called, which is charged directly or indirectly by an Unaided Educational Institution for admission of a student for education to any standard of course of Study;
- (h) 'Fund' means the Unaided Educational Institution Development Fund constituted under section 9;
- (i) 'Government' means the Government of the State of Punjab in the Department of School Education;
- (j) 'local authority' means a Municipal Corporation, Municipal Committee, Notified Area Committee, Town Improvement Trust, Panchayat Samiti or Gram Panchayat or any other authority entrusted with their functions under any law for the time being in force;
- (k) 'minority institution' means an educational institution established and administered by a minority whether based on religion or language having the right to do so under clause (1) of article 30 of the

Constitution of India;

- (l) 'prescribed' means prescribed by rules made under this Act by the Government;
- (m) 'section' means section of this Act; and
- (n) 'Unaided Educational Institution' means an affiliated private school, established and administered by any person or body of persons, imparting education up to 10+2 level including a minority institution which does not receive any aid from the Government, but does not include,-
 - (i) an aided school; and
 - (ii) a school established and administered or maintained by the Central Government or State Government or any local authority.

3. (1) There shall be constituted a Regulatory Body to be known as the Constitution of
Regulatory Body. Regulatory Body for Regulating Fee of Un-aided Educational Institutions at the Divisional Level in the State of Punjab to exercise the powers conferred upon and perform the functions assigned to it under this Act.

(2) The Regulatory Body shall consist of the following, namely:-

- (a) Divisional Commissioner of the concerned division; Chair-person
- (b) Circle Education Officer of the concerned division; Member-Secretary
- (c) District Education Officer (Secondary Education) posted at the concerned Headquarter of the division; Member
- (d) District Education Officer (Elementary Education) posted at the concerned Headquarter of the division; Member
- (e) Two members, to be nominated by the Government from amongst the eminent educationists of the concerned division; Nominated members
- (f) One member, to be nominated by the Divisional Commissioner from amongst the Deputy Controllers (Finance and Nominated members

Accounts) or Assistant Controllers
(Finance and Accounts) working in the
concerned division.

(3) The nominated members referred to in sub-section (2), shall be paid such remuneration and travelling allowance for attending the meeting of the Regulatory Body, as may be prescribed.

Headquarter of
the Regulatory
Body.

4. The office of the Regulatory Body shall be located at the Headquarter of the concerned Division.

Power to fix and
increase fee.

5. An Unaided Educational Institution shall be competent to fix its fee and it may also increase the same after taking into account the need to generate funds to run the institution and to provide facilities necessary for the benefit of the students:

Provided that while fixing or increasing fee, the factors mentioned in sub-section (1) of section 6, shall be kept in view by the Unaided Educational Institution:

Provided further that increase in fee shall not exceed eight per cent of the fee of the previous year, charged by the Unaided Educational Institution.

Provided further that while fixing or increasing fee, an Unaided Educational Institution cannot indulge in profiteering and it cannot charge capitation fee.

Factors to be
taken into
consideration for
fixing or
increasing fee.

6. (1) For fixing or increasing fee structure by an unaided educational institution, the following factors shall be kept in view, namely:-

- (a) the infrastructure and facilities available or to be made available in the Unaided Educational Institution;
- (b) the investment made and salaries paid to the teachers and staff;
and
- (c) future plans for expansion and betterment of institution, subject however, to the restrictions of non-profiteering and non-charging of capitation fee.

(2) The fee fixed under sub-section (1), shall be displayed by every Unaided Educational Institution at the conspicuous place in the School premises.

(3) The Unaided Educational Institution shall also ensure that the fee or funds charged by it from the parents or guardians, are not diverted from such institution to the society or the trust, as the case may be, which runs such institution or to any other institution, except as permissible under sub-section (4) of section 10.

7. Subject to the provisions of this Act, the Regulatory Body shall exercise the powers and discharge the functions as mentioned below:-

Powers and functions of the Regulatory Body.

- (a) to hear complaints from the students or their parents or guardians with regard to the charging of excessive fee or for doing or asking to do any other activity with a motive to gain financial benefit or profit in contravention of the provisions of this Act by any Unaided Educational Institution;
- (b) to ensure that the Unaided Educational Institutions are not indulging in commercialization of education;
- (c) to check that the fee structure is being kept within the limits as provided under this Act so as to avoid profiteering;
- (d) to strike a balance between autonomy of an Unaided Educational Institution, and measures to be taken in avoiding commercialization of education;
- (e) to check excessive hike in fee by an Unaided Educational Institution with the motive to earn profit;
- (f) to ensure that increase in the fee undertaken by an Un-aided Educational Institution is justified and necessitated by the circumstances like increase in expenditure or because of needed developmental activities, and does not result into profiteering; and
- (g) to check that funds charged from the students are not diverted to any other purpose, except as permissible under sub-section (4) of section 10.

8. Notwithstanding anything contained in this Act, the Regulatory Body may, if on information is satisfied that an Un-aided Educational Institution has contravened or is contravening any of the provisions of this Act, it may call for the relevant record of such Unaided Educational Institution in order to verify the information.

Jurisdiction of the Regulatory Body.

9. (1) Every Unaided Educational Institution shall constitute a Fund, to be called the Unaided Educational Institution Development Fund.

Constitution of fund.

- (2) The following shall be credited to the Fund, namely:-
 - (a) fee;
 - (b) charge;
 - (c) funds;

- (d) any other charge or sum, which may be realized by the Unaided Educational Institution for any purpose; and
- (e) any contributions, endowments or gifts received by the Unaided Educational Institution.

Utilization of Fund.

10. (1) The Fund shall be utilized for the betterment and development of the concerned Unaided Educational Institution.
- (2) The Fund or any profit accrued therefrom shall not be used for any personal gains or business or enterprise by the Unaided Educational Institution.
- (3) The Fund can be used by the Unaided Educational Institution for the activities, which are beneficial to the students.
- (4) No amount whatsoever shall be diverted from the Fund by the Unaided Educational Institution to the Society or the Trust or any other institution, except under the management of the same Society or Trust.

Complaint.

11. (1) Any student studying in an Unaided Educational Institution or his parents or guardians, as the case may be, may make complaint to the Regulatory Body with regard to any excessive fee or charge being charged or for doing or asking to do any other activities with a motive to gain financial benefit or profit by the said institution.

(2) The complaint referred to in sub-section (1), shall be accompanied by a self attested affidavit disclosing particulars of the concerned Unaided Educational Institution alongwith the name and address of the complainant.

(3) Any complaint received under this Act, shall be scrutinized by the Regulatory Body within a period of fifteen days from the date of its receipt in accordance with the prescribed procedure, and it shall be finally decided within sixty days.

(4) If after scrutinizing a complaint under sub-section (3), the Regulatory Body finds any substance in it, the Regulatory Body shall give an opportunity of being heard to the concerned Unaided Educational Institution before taking any final decision on such complaint.

Power to summon witnesses and take evidence.

12. The Regulatory Body shall, for the purpose of any enquiry under this Act, have the same powers as are vested in a civil court while trying a suit under the Code of Civil Procedure, 1908 in respect of the following matters, namely;-

- (a) enforcing the attendance of any person or examining him on oath;
- (b) requiring the discovery and production of documents;

- (c) receiving evidence on oath by way of affidavits; and
- (d) issuing commission for the examination of witnesses.

13. (1) The Regulatory Body shall meet at such time and place as the Chairperson may decide. Procedure to be followed by the Regulatory Body.

(2) The Regulatory Body shall follow such procedure of working, as may be prescribed

(3) All orders and decisions of the Regulatory Body shall be authenticated by the Member- Secretary or any other officer, authorized by him.

14. (1) If any Un-aided Educational Institution contravenes the provisions of this Act or the rules made thereunder, it shall be punishable with fine, which may extend to thirty thousand rupees in the case of an Un-aided Educational Institution of Primary Level, rupees fifty thousand in the case of an Un-aided Educational Institution of Middle Level, and rupees one lac in the case of an Un-aided Educational Institution of Secondary and Senior Secondary Level for each contravention. Penalties.

(2) If an Un-aided Educational Institution contravenes the provisions of this Act or the rules made thereunder for the second time, it shall be punishable with fine, which shall be sixty thousand rupees in the case of an Un-aided Educational Institution of Primary Level, rupees one lac in the case of an Un-aided Educational Institution of Middle level, and rupees two lac in the case of an Un-aided Educational Institution of Secondary and Senior Secondary Level for each contravention.

(3) If an Un-aided Educational Institution contravenes the provisions of this Act or the rules made thereunder for the third time, then besides imposing penalty as mentioned in sub-section (2), the Regulatory Body shall direct the concerned authority to withdraw recognition or affiliation of such Un-aided Educational Institution.

(4) The Regulatory Body may direct the Un-Aided Educational Institution to refund the fee in excess of the fee as displayed by such institution.

15. Any person or Un-aided Educational Institution aggrieved by any direction or order passed under this Act, may file an appeal to the Government within a period of forty five days from the date of passing of such order or direction. Appeal.

16. No civil court shall have jurisdiction to settle, decide or deal with any question or to determine any matter, which is by or under this Act is required to be settled, decided or determined by the Regulatory Body. Bar of Jurisdiction of civil courts.

- Protection of actions taken in good faith. 17. No suit, prosecution or other legal proceedings shall lie against the Chairperson or any member of the Regulatory Body or any officer or other employee or any person acting under the direction either of the Government or of the Regulatory Body, in respect of anything, which is in good faith done or intended to be done in pursuance of the provisions of this Act or the rules or orders made thereunder.
- Accounts and audit. 18. (1) Every Unaided Educational Institution shall maintain proper accounts of fee and charges, and also maintain other relevant record and prepare annual statement of accounts in such form, as may be prescribed.
(2) The accounts maintained under sub-section (1), shall be audited by a qualified Chartered Accountant.
- Annual report. 19. Every Un-aided Educational Institution shall prepare, in such form and at such time for each academic year, as may be prescribed, its annual report by a qualified Chartered Accountant giving full account of its fees, received during the previous academic year, and forward a copy thereof to the Regulatory Body.
- Staff of the Regulatory Body. 20. The Government in consultation with the Chairperson shall provide such officers and employees, as may be decided by it to discharge the functions of the Regulatory Body under this Act.
- Power to remove difficulties. 21. If any difficulty arises in giving effect to the provisions of this Act, the Government may, by an order in writing, make such provision including any adaptation or modification of any provision of this Act, as appears to it, to be necessary or expedient for the purpose of removing the difficulty.
- Power to issue directions. 22. The Government may, from time to time, issue such directions to the Regulatory Body, as it may deem fit, for giving effect to the provisions of this Act and it shall be the duty of the Regulatory Body to comply with such directions.
- Power to make rules. 23. (1) The Government may, by notification in the Official Gazette, make rules for carrying out the provisions of this Act.
(2) Every rule made under this Act shall be laid as soon as may be, after it is made, before the House of the State Legislature while it is in session for a total period of ten days, which may be comprised in one session or in two or more successive sessions and if, before the expiry of the session in which it is so laid or the successive sessions as aforesaid, the House agrees in making any modification in the rule or the House agrees that the rule should not be

made, the rule shall thereafter, have effect only in such modified form or be of no effect, as the case may be; so however that any such modification or annulment shall be without prejudice to the validity of anything previously done or omitted to be done under that rule.

VIVEK PURI,
Secretary to Government of Punjab,
Department of Legal and Legislative Affairs.

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