

GOVERNMENT OF WEST BENGAL

LAW DEPARTMENT

Legislative

West Bengal Act XXV of 2001¹

THE WEST BENGAL COUNCIL OF HIGHER SECONDARY EDUCATION (AMENDMENT) ACT, 2001.

[Passed by the West Bengal Legislature.]

[Assent of the Governor was first published in the *Kolkata Gazette*,
Extraordinary, of the 18th January, 2002.]

An Act to amend the West Bengal Council of Higher Secondary Education Act, 1975.

West Ben.
Act VIII of
1975.

WHEREAS it is expedient to amend the West Bengal Council of Higher Secondary Education Act, 1975, for the purposes and in the manner hereinafter appearing;

It is hereby enacted in the Fifty-second Year of the Republic of India, by the Legislature of West Bengal, as follows:—

1. This Act may be called the West Bengal Council of Higher Secondary Education (Amendment) Act, 2001.

Short title.

2. In sub-section (1) of section 4 of the West Bengal Council of Higher Secondary Education Act, 1975, (hereinafter referred to as the principal Act),—

Amendment
of section 4
of West Ben.
Act VIII of
1975.

(1) after clause (b), the following clause shall be inserted:—

“(bb) The President of the West Bengal Board of Madrasah Education established under the West Bengal Board of Madrasah Education Act, 1994, *ex officio*;”;

West Ben.
Act XXXIX
of 1994.

(2) for clause (c), the following clause shall be substituted:—

“(c) The Director of School Education, West Bengal, *ex officio*, or, in his absence, any officer in the rank of Joint Director of School Education, West Bengal, authorised by him in this behalf;”.

¹For proceedings of the West Bengal Legislative Assembly, see the proceedings of the meeting of that Assembly held on the 10th December, 2001.

*The West Bengal Council of Higher Secondary Education
(Amendment) Act, 2001.*

[West Ben. Act XXV of 2001]

(Section 3.)

Amendment
of section
19.

3. For sub-section (4) of section 19 of the principal Act, the following sub-section shall be substituted:—

“(4) the Secretary to the Council shall be the Secretary to each such committee.”.

**Statement of Objects and Reasons on the West Bengal Council
of Higher Secondary Education (Amendment) Bill, 2001
(Bill No. 27 of 2001).**

STATEMENT OF OBJECTS AND REASONS.

Under the West Bengal Council of Higher Secondary Education Act, 1975, there was no representation of West Bengal Board of Madrasah Education in the Council established under the Act. Hence, the amendment of the Act become necessary providing for inclusion of the President of the West Bengal Board of Madrasah Education as an *ex officio* member of the Council.

Director of School Education, West Bengal is an *ex officio* member of the Council, but his presence in the Council's meeting is not always possible due to his heavy pre-occupation. Hence, amendment became necessary to provide for his authorised officer in the rank of Joint Director of School Education to attend the Council's meeting in his absence.

In the West Bengal Council of Higher Secondary Education Act, 1975, it has been provided that Secretary of different Committees constituted by the Council shall be selected from amongst officers of the Council by the President. In view of the problems arising from this provision, the Act is proposed to be amended providing that the Secretary of the Council shall be the Secretary to each such Committee.

2. The Bill has been framed with the above objects in view.

3. There is no financial implication involved in the Bill.

KOLKATA,
The 12th October, 2001.

KANTI BISWAS,
Member-in-charge.