

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Establishment – Municipal Administration Department – Procedure for absorption by transfer of Teachers of Government Schools / Z.P. Schools, M.P.P. Schools to Nagar Panchayats / Municipalities / Municipal Corporations and vice-versa – Comprehensive revised guidelines – Issued.
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MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (G2) DEPARTMENT

G.O.Rt.No. 68,

Dated: 19 .01.2010

Read the following:-

1. G.O.Rt.No.950, Municipal Administration and Urban Development (G2) Department, Dated: 3-7-2008.
2. From the Hon'ble APAT, Hyd., order dt.15-6-2009 in O.A.No.4485/08 and batch.
3. From the Hon'ble APHC, Hyd., order dt.18-9-09 in W.P.Nos.18042, 18043, 18044, 18047, 18048 & 18049 of 2009.
4. From the CDMA, Hyd., Lr.Roc.No.10045/2008/J3, dt.17-11-2009.

ORDER :

In the G.O. first read above, certain guidelines have been issued for absorption of Teachers of Government Schools / Z.P. Schools / M.P.P. Schools to Nagar Panchayats / Municipalities / Municipal Corporations and vice-versa duly fixing a time-frame for the year 2008-09 for consideration of the transfers of teachers by absorption.

2. Subsequently certain teachers have filed O.As., in the Hon'ble APAT challenging the guidelines and the Hon'ble Tribunal in its order 2nd read above, has upheld the above guidelines issued by Govt. Again certain teachers have filed W.Ps., in the Hon'ble A.P.H.C., against the orders of the Hon'ble Tribunal and the Hon'ble High Court has also upheld the orders passed by the Hon'ble Tribunal and dismissed all the W.Ps. vide reference 3rd read above.

3. In the reference 4th read above, in view of the Hon'ble High Court orders, the Commissioner and Director of Municipal Administration has submitted proposals for issuing comprehensive guidelines without specific any time bound dates for applicability.

4. Government after careful examination of the matter hereby issue the following guidelines indicating the procedure for absorption by transfer of Teachers of Government Schools / Z.P. Schools, M.P.P. Schools to Nagar Panchayats / Municipalities / Municipal Corporations and vice-versa :

- i. The absorption by transfer of Teachers should be considered only within the ambit of G.O.Ms.No.610, General Administration (SPF.A) Department, Dated:30.12.1995 and the Presidential Order on Six Point Formula. However, the Inter District transfers shall not be taken up until further orders.
- ii. Absorption by transfer of Teachers from one Nagar Panchayat, Municipality, Municipal Corporation / Z.P. Schools / M.P.P. Schools / Government Schools to another Nagar Panchayat/ Municipality/ Municipal Corporation and vice-versa within the

(p.t.o.)

District, the District should be treated as a Unit. The District Level Committees are hereby constituted, and each District level committee is headed by the District Collector / Joint Collector as Chairperson and the District Educational Officers is Member Convener and the Municipal Commissioner concerned as Member for processing cases of absorption by transfer of Teachers from Government Schools / Z.P. Schools / M.P.P. Schools to Municipal Schools.

- iii. This order will be applicable only in respect of spouse cases. The period of minimum service required shall be **three years** and only one of the spouses shall be shifted duly following the prescribed procedure, where either of the spouse is employed in State Government / Central Government / Universities/ Local Bodies/ Public Sector Undertakings.

iv. Criteria for absorption by transfer of Teachers:

- a. The absorption by transfer of Teachers shall be made against an existing / clear vacancy falling under relevant roster point as on the date of orders to be issued.
- b. All the Municipalities (Municipal Council) in the District shall notify the **number** of vacancies to be filled up category wise to the District Education Officer concerned.
- c. The Teacher absorbed by transfer shall take last rank in the category / cadre to which he/she belongs in the new unit where he/she is proposed to be absorbed by transfer and shall forego his/her seniority in the local cadre from which absorption by transfer is sought.
- d. These guidelines are not applicable to Teachers working in Government Aided Schools/ Residential Schools and Social Welfare/Tribal Welfare Residential Schools.

vi. Submission & Scrutiny of absorption by transfer proposals:

- a. The applicants who are seeking Intra District absorptions by transfers of Teachers to Nagar Panchayat / Municipality / Municipal Corporation Schools from Government Schools / Z.P.P. Schools / M.P.P. Schools shall submit the applications to the District Education Officer concerned.
- b. The District Educational Officer after receipt of notification from the concerned Municipality / Corporation will place the information before the District Collector / Joint Collector and convene a meeting with the Members of the Committee for calling of the applications. The Committee will call for applications from eligible and interested Teachers and fill up the posts through counseling as per seniority / spouse employed in Government e.t.c., (Counseling Rules).

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5. The Commissioner and Director of Municipal Administration / Director of School Education shall issue necessary instructions to the concerned accordingly.

6. This order issues with the concurrence of Finance (W&M) Department vide their U.O.No.131/7/A2/W&M/10, Dated 15-01-2010.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

PUSHPA SUBRAHMANYAM
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Commissioner and Director of Municipal Administration,
Andhra Pradesh, Hyderabad.

The School Education Department.

The General Administration (SPF) Department.

The Director of School Education, Andhra Pradesh, Hyderabad.

All District Collectors through the C & DMA, Hyd.

Copy to:

The P.S. to Prl.Secretary to C.M.

The P.S to M (MA&UD) for information.

The P.S. to Prl.Secy(P), MA&UD Dept.

Sf/Sc.

//Forwarded::By Order//

SECTION OFFICER