

**SIKKIM**



**GOVERNMENT**

**GAZETTE**

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**Wednesday 9<sup>th</sup> July 2025**

**No. 270**

**GOVERNMENT OF SIKKIM  
LAW & PARLIAMENTARY AFFAIRS DEPARTMENT  
GANGTOK**

**No. 11(656)L&PAD/2025/17**

**Dated: 09.07.2025**

**NOTIFICATION**

The following Act passed by the Sikkim Legislative Assembly and having received the assent of the Governor on the 13<sup>th</sup> day of June, 2025 is hereby published for general information:-

**THE NATIONAL COUNCIL FOR SKILL EDUCATION, SIKKIM ACT, 2023**

**(ACT No. 16 of 2023)**

**AN**

**ACT**

**to** establish and incorporate the "National Council for Skill Education", in the State of Sikkim on the principle of "*antyodaya*" to "*sarvodaya*" for the revival of livelihood competencies of the people, capable to supplement skill gap, life skills, entrepreneurial abilities and enhanced employability in skill education based on secondary, senior secondary and alternative vocational pre-degree education system of the council with the provisions of recognition of prior learning earned through formal, informal or non-formal mode and also to assist in providing any other specialized inputs required for human resource development in sectors that are critical for the development of the world with special emphasis on rural and backward areas under the management and sponsorship of National Council for Skill Education, a chapter of non-profitable wholly charitable trust registered with Government of National Capital Territory, New Delhi bearing Registration No. 2095 in additional book No. 4 Vol. No. 2647 dated 17/03/2008 and to provide matters connected therewith or incidental thereto.

**Be** it enacted by the Legislature of Sikkim in the Seventy-fourth Year of the Republic of India, as follows:

**Short title and commencement**

1. (1) This Act may be called the National Council for Skill Education Act, 2023.
- (2) It shall come into the force on the date of its publication in the Official Gazette.

**Definitions**

2. In this Act, unless the context otherwise requires,-
  - (a) "Academic Senate", "Board of Governors", "Examination Committee" and "Finance Committee" means the academic senate, Board of Governors, examination committee and finance committee of the Council;
  - (b) "Admission" means admission into any course offered by the Council;
  - (c) "Affiliation" means granting accreditation to a publicly or privately owned centre, office, school, institution, community education centre, etc. in or outside State for the purpose as prescribed by the Council from time to time;
  - (d) "Annual Report", "Auditor" and "Balance Sheet" means the Annual Report, Auditor and Balance Sheet of the Council, respectively;
  - (e) "Centre", "Community Education Centre", "Institute", "Office", "School" and "Village Skilling Centre" means centre, community education centre, institute, office, school and village skilling centre maintained or recognized by the council in or outside State;
  - (f) "Certificate" means the secondary, senior secondary, charter or diploma certificate issued by the Council;
  - (g) "Chairperson", "Vice-Chairperson", "Secretary", "Controller of Examination", "Finance Officer", "Director", "Principal", "Member" and "Other Officer" means Chairperson, Vice-Chairperson, Secretary, Controller Of Examination, Finance Officer, Director(s), Principal(s), Member(s) and other officer(s) of the Council;
  - (h) "Charter" means the grant of privilege to formally recognize the grantee's existing competencies or skills obtained formally, informally or non-formally, which includes academic, non-academic or work experience based on evaluation for conferring a certification equivalent to formal academic qualification to the grantee;
  - (i) "Code of Conduct", "Collaboration", "Contract" and "Committee, means code of conduct, collaboration(s), contract(s) and committee(s) of the Council;
  - (j) "Collaborative Skill based Education" means the skill blended education with provisions of component like on-job-training, internship, apprenticeship, real-time-work-experience, etc. at various industries and organizations;

- (k) "Constituent" means constituent centre(s), community education centre(s), institute(s), office(s), school(s) and village skilling centre(s) of the Council;
- (l) "Continuing Education" means the continuing education system of the Council;
- (m) "Correspondence Education" means education system that allows students to learn remotely, often without the need to attend physical classes or be present in the campus with the help of course materials, instructions, and assessments through various means of communication as described in Regulations;
- (n) "Course" means course(s) offered by the Council in any of the branch of learning in school education, skill and vocational education in formal mode and/or informal mode and/or non-formal mode as prescribed in Regulations;
- (o) "Credit Transfer" means transfer of credits and part of scheduled duration of a course based on the skills, competencies or qualifications possessed by the aspirant at the time of admission;
- (p) "Diploma" means formal competency award attesting accomplishment of prescribed course or activities from the Council by the grantee;
- (q) "Distance Education" is a form of education that allows students to learn remotely, typically outside of a traditional classroom setting by utilizing various technologies and instructional methods to deliver course content to students, who are geographically separated from the instructor or the educational institution as prescribed in Regulations;
- (r) "Elementary", "Secondary" and "Senior Secondary" education system means education from "class first to class eight", "class ninth to class tenth" and "class eleventh to class twelfth", respectively, as prescribed in Regulations;
- (s) "Empaneled Training Associate" means associate of the Council to arrange and/ or conduct internship, apprenticeship, on job training, technical training, etc., for the students of Council;
- (t) "Employee" means employee appointed by the Council, which includes teachers and other staff of the Council or of a constituent centre, community education centre, institute, office, school and village skilling centre, etc.;
- (u) "Examinations" means examination of the Council as prescribed in Regulations;
- (v) "External Education" or "Private Education" means education system, where students on the basis of their self-study appear in examinations as prescribed in Regulations;

- (w) "Information Centre" means a centre for providing information and guidance about the Council and its courses to the students, parents, etc.;
- (x) "Lateral Entry" means exemption of credits and part of scheduled duration of a course on the basis of previous qualification, wherein, the previous course title is different from the applied course title;
- (y) "NCVET", "NSQF" and "NVEQF" means National Council for Vocational Education and Training, National Skill Qualification Framework and National Vocational Education Qualification Framework;
- (z) "Online Education" means online education system of the Council for the students and others as prescribed in Regulations;
- (aa) "Optional Early Exit" means an optional certificate on the basis of early exit after partially completion of the course as prescribed in Regulations;
- (bb) "Prescribed" means prescribed by Regulations under this Act;
- (cc) "Regular Education" means the regular education system of the Council as prescribed in Regulations;
- (dd) "Regulations" means the Regulations of the Council;
- (ee) "SSC" means the Sector Skill Council recognized by the National Skill Development Corporation;
- (ff) "Skill Based Credit Transfer" means transfer of credits and exemption in duration of course on the basis of skills or work experience, which are held equivalent to the educational achievements by the Council as prescribed in Regulations;
- (gg) "Skill Education" means skill development courses offered and certified by the Council as per NSQF/ NVEQF, which includes long-, medium- and short-term courses, apprenticeship training and recognition of prior learning, equivalent to formal and vocational education course but not covered by the All India Council for Technical Education Act, and the University Grants Commission Act, or by any other law for time being in force;
- (hh) "SKP" means skill knowledge provider recognized by the Council for imparting skill trainings to students;
- (ii) "Sponsoring Body or the Sponsorer" means the National Council for Skill Education, a chapter of World Education Mission, and a non-profit wholly charitable trust registered with Government of NCT, New Delhi;
- (jj) "State" means the State of Sikkim;

		(kk) “(s)” {suffix (s)} means single or multiple or form possessive of plural, which may refer to singular or plural as per the requirement by the Council;
		(ll) “Vocational Education” means vocational education for preparing trainee(s) for jobs that are based on manual or practical activities, traditionally non-academic and related to a specific product, occupation or vocation.
<b>Establishment and Incorporation of Council</b>	<b>3.</b>	<p>(1) “National Council for Skill Education” shall be a self-sponsored, multi-campus, skill Council with the sponsorship of National Council for Skill Education, a chapter of World Education Mission, and a non-profit wholly charitable trust registered with Government of NCT, New Delhi.</p> <p>(2) The Council shall be a body corporate, having perpetual succession and a common seal with power, subject to the provisions of this Act, to acquire and to hold properties through lease and to contract.</p> <p>(3) The headquarter of the Council shall be at Gangtok and it may have campuses and regional centre at such locations which its Board of Governors may deem fit.</p>
<b>Council shall be open to all</b>	<b>4.</b>	The Council shall be open to all irrespective of class, caste, creed, region, religion, language, gender, economic status or social status, provided that nothing in this section shall be deemed to prevent the Council from making special provisions for the students of State and students of weaker sections of society.
<b>Council shall be self-financing</b>	<b>5.</b>	<p>The Council shall be self-financing. There shall be no financial obligations on the part of State Government for the Council and <i>vice-versa</i>:</p> <p>Provided that nothing in this section shall be deemed to prevent the Council from obtaining grants, subsidies and loans etc. for the functioning of Council and augmenting the quality of skill education &amp; training, entrepreneurship development, life skills, employability enhancement courses, etc. from the State or Central Government or any other source.</p>
<b>Authorities of the Council</b>	<b>6.</b>	<p>The following shall be the authorities of the Council, namely: -</p> <p>(i) the Board of Governors;</p> <p>(ii) the Academic Senate;</p> <p>(iii) the Finance Committee;</p> <p>(iv) the Examination Committee; and</p> <p>(v) such other authorities as may be declared by the Regulations to be the authorities of the Council.</p>

**The Board of  
Governors and  
its powers**

7. (1) The Board of Governors shall be the supreme authority and principal governing body of the Council and shall exercise all powers and functions of the Council.
- (2) The Board of Governors shall consist of the following members, namely : -
- (a) the Chairperson;
  - (b) the Vice-Chairperson;
  - (c) nominee of State Government from Skill Development Department;
  - (d) nominee of bonafide Sikkim domicile nominated by the sponsorer;
  - (e) educationalist(s) of repute nominated by sponsorer;
  - (f) representative(s) of sponsorer;
  - (g) nominee(s) of Chairperson;
  - (h) special Invitee(s) nominated by the Chairperson for specific purpose;
  - (i) the Secretary.
- (3) The Chairperson shall be the Chairman of the Board of Governors.
- (4) In the absence of Chairperson, the designated nominee of sponsorer shall be the Chairman of Board of Governors.
- (5) The Secretary shall be the ex-officio Member Secretary of the Board of Governors.
- (6) The minimum quorum for the meeting of Board of Governors shall not be less than 5 members.
- (7) In the absence of Secretary, one existing member nominated by the Chairperson shall temporarily work as Member Secretary of Board of Governors.
- (8) The Chairperson, Vice-Chairperson, Secretary or any other member, if becomes subject to any of the disqualifications prescribed in Regulations, shall cease to be the Chairperson, Vice-Chairperson, Secretary or member, as the case may be with effect from such date as the sponsorer may direct.
- (9) The term of all the nominated members of the Board of Governors shall be for 3 (three) years.
- (10) The Board of Governors, normally meet once in a calendar year at such time and place either in person or through online or hybrid mode as the Chairperson may deem fit.

- (11) The Board of Governors shall have the following powers and functions, namely : -
- (a) to create, amend and repeal Regulations and policies of the Council;
  - (b) to review decisions of the other authorities of the Council in conformity with the provisions of the Act, or the Regulations;
  - (c) to approve the budget and balance sheet of the Council;
  - (d) to determine, demand and receive fee, bills, invoices and collect charges, etc.;
  - (e) to approve the operations of fund and expenditures of the Council;
  - (f) to create, abolish and appoint academic, administrative, support staff and any other posts;
  - (g) to receive donation and gifts of any kind and to acquire, hold, manage, maintain, lease, mortgage and dispose of any movable or immovable properties of the Council;
  - (h) to raise, collect, subscribe and borrow money, whether on the security of the property of the Council for the purpose of the Council;
  - (i) to invest, sponsor or contribute in the projects that are considered necessary for fulfilling the objects of the Council or of the sponsor;
  - (j) to make special provisions for the candidates belonging to State, rural areas, underprivileged sections of society and *divyangjan(s)*;
  - (k) to open, close, operate and manage accounts of the Council;
  - (l) to enter into, carry out, vary or cancel contracts;
  - (m) to sell, lease, exchange, hire, or otherwise transfer and dispose of all or any portion of the property, movable or immovable assets of Council with prior written approval of State Government;
  - (n) to invest and deal with surplus funds and/or securities of the Council in such a manner, as may be provided by the Regulations of Council as may be laid down from time to time;
  - (o) to perform all such acts, functions and enjoy other powers as prescribed by the Regulations and to take such decisions as are found desirable for effectively carrying out the objects of the Council or of sponsor.

**The Academic Senate and its powers**

8. (1) The Academic Senate shall be the principal academic body of the Council and shall, subject to the provisions of the Act and the Regulations, coordinate and exercise general supervision over the academic policies of the Council.
- (2) The Vice-Chairperson and Secretary shall be the Chairman and Secretary of the Academic Senate, respectively. The other members of the Academic Senate shall be as prescribed in Regulations.
- (3) The Academic Senate shall meet, as and when required, at such time and place, as the Vice-Chairperson may deem fit, either in person or through online or hybrid mode.
- (4) The Academic Senate shall have following powers and functions, namely: -
- (a) to make provisions for trainees, students and employees;
  - (b) to establish co-operation and collaboration with other institutions, industries, educational institutions, other councils, schools, boards, universities and community education centers, Government Organizations, Ministries, etc., in such a manner and for such purpose as Council may determine from time to time;
  - (c) to design and promote for skill and vocational education courses from elementary to pre-degree level at all level of NSQF and NVEQF;
  - (d) to offer formal, non-formal, informal and continuing skill education courses from elementary to pre-degree level in face-to-face, regular, part-time, private, open, online, distance, visual and correspondence mode;
  - (e) to organize and conduct refresher course(s), orientation course(s), workshop(s), seminar(s) and other course(s);
  - (f) to determine standards of admission to the various course(s);
  - (g) to prescribe such course for secondary, higher secondary, vocational, charter, diploma certifications and other academic distinctions, etc.;
  - (h) to design and develop need based academic, skill and vocational education courses and curriculum for the courses identified at different point of time including courses as prescribed by NCVET, NCVT and SCVT apprenticeship embedded courses including open, basic education, secondary and senior secondary education, vocational education and training up to pre-degree level;
  - (i) to provide for the preparation of instructional material, reference books, study material, including films and other software;

**The Finance  
Committee and  
its powers**

- (j) to establish, maintain, affiliate, recognize centers, offices, empaneled training associates, skill knowledge providers, institutions, schools, community education centre(s) and village skilling centre(s), etc.;
  - (k) to offer Recognition of Prior Learning (RPL) as per NSQF and NVEQF for accepting examinations or periods of study (where in full or part) of other institutions, or other places of learning as equivalent to examination or period of study, or work experience or internship or apprenticeship or on-job-training, etc., in the Council and to withdraw such recognition at any time;
  - (l) to create industry academia partnership by inviting industry in-campus and other institutions for mutual benefits in its owned or affiliated offices, centers, schools, institutions, community education centre(s) and village skilling centre(s), etc.;
  - (m) to do all such acts or things as directed by the Board of Governors;
  - (n) to do all things necessary or expedient the above powers; and
  - (o) such other powers and functions as may be prescribed in Regulations to be the powers and functions of the Academic Senate.
9. (1) The Finance Committee shall be the principal financial body of the Council to take care of financial matters and shall, subject to the provision of Act and Regulations, coordinate and exercise general supervision over the financial matters of the Council.
- (2) The Finance Committee shall consist of such members as prescribed in the Regulations.
- (3) The Finance Committee shall have following powers and functions, namely:-
- (a) to determine, demand and receive fees, bills, invoices and collect charges;
  - (b) the operation of various funds of the Council;
  - (c) to receive fee, money, securities, instruments or any other movable or immovable properties, donations and gifts of any kind for and on behalf of the Council and to acquire, hold, manage, maintain, lease, mortgage and dispose of any movable or immovable properties of the Council for the purpose of the Council or its offices, centers, institutions, schools, community education centre(s) and village skilling centre(s), etc.;

- (d) to invest resources or money belonging to the Council, including any type of income, in such stock, funds, shares or securities, as it may from time to time think fit or in the purchase of movable or immovable property in the State, country or abroad with the like power of varying such investments from time to time;
- (e) to transfer or accept transfers of any movable or immovable properties on behalf of the Council;
- (f) to manage and regulate finances, accounts, investments, property, businesses and all other administrative affairs of the Council and its owned offices, schools, institutions centers, community education centre(s) and village skilling centre(s), etc. and for the purposes to appoint such resources as it may deem fit;
- (g) to raise, collect, subscribe and borrow finances for the purpose of the Council; and
- (h) such other powers and functions as may be prescribed by the Regulations.

**The Examination Committee and its powers**

10. (1) The Examination Committee shall be the principal examination body of the Council and shall subject to the provision of this Act and Regulations, shall coordinate and exercise general supervision over the examination matters of the Council.
- (2) The Examination Committee shall consist of such members as prescribed in the Regulations.
- (3) The Examination Committee shall have following powers and functions, namely: -
- (a) to prepare and implement examination schedule;
  - (b) to appoint examiners and moderators as per prescribed procedure;
  - (c) to arrange for printing of examination stationary and their safe custody;
  - (d) to arrange examinations, assessments and publish result;
  - (e) to postpone or cancel examinations in part or in whole;
  - (f) to finalize the mode of examinations for various types of courses;
  - (g) to appoint external agencies for monitoring, assessments or evaluation;
  - (h) to submit all procedural and outcome reports to Academic Senate; and
  - (i) such other powers and functions as may be prescribed by the Regulations.

**Other Authorities and Proceedings on account of vacancy**

11. (1) The constitution, powers and functions of the other authorities of the Council shall be as prescribed by the Regulations.
- (2) No act or proceeding of any authority or any officer of the Council shall be invalid merely by the reason of existence of any vacancy or defect in the constitution of the authority.

**Accreditation and Equivalency**

12. (1) The Council shall be empowered to impart skill education and also to function as training, assessment or awarding body for training, assessment and certification of skill trainings, capacity building courses including Recognition of Prior Learning (RPL) as well as for trainers and assessor's certification courses being implemented by various Government, Non-Government agencies, sector skill councils, empaneled training associates, etc. at all levels of NSQF and NVEQF.
- (2) The skill education, secondary, senior secondary, charter, diploma and vocational certificates and other academic distinctions awarded by the Council in any of the mode will automatically stand applicable for the post and services of State, other States, Union Territories and Central Government vacancies of corresponding level.
- (3) The skill education, secondary, senior secondary, charter, diploma and vocational certificates and other academic distinctions awarded by the Council in any of the mode will automatically stand applicable for pursuing further studies from other recognized institutions and universities across the nation.
- (4) The Council shall be empowered to accredit centre(s), office(s), school(s), internship campus(s), community education center(s), institution(s), examination centre(s), information centre(s), study centre(s) and village skilling centre(s) etc., anywhere in India and abroad.
- (5) The Council shall be eligible to avail facilities from the State and Central Government which are meant for industries.

**Officers of the Council**

13. The following shall be the officers of the Council; namely: -
- (1) the Chairperson;
- (2) the Vice-Chairperson;
- (3) the Secretary;
- (4) the Controller of Examinations;
- (5) the Finance Officer;
- (6) the Director(s);
- (7) such other officers as may be declare by the Regulations to be officers of the Council.

- The Chairperson** 14. (1) A person of eminence shall be appointed by sponsor as the Chairperson of the Council for a period as specified by the sponsor.
- (2) The Chairperson shall be the head of the Council and shall preside at the meeting of the Board of Governors.
- (3) The Chairperson is authorized to appoint or remove any officer(s) of the Council and/or to review, ratify, amend, repeal the decisions of Council officer(s) or authority(s) and/or to call for information or record and/or to issue directions in Council matters.
- (4) The Chairperson shall have such powers as may be conferred on him by the Act and Regulations.
- The Vice-Chairperson** 15. (1) The Vice-Chairperson shall be appointed by Chairperson as recommended by the sponsor for such a duration which Chairperson may deem appropriate.
- (2) The Vice-Chairperson shall be the principal executive and academic officer of the Council and shall exercise general supervision and control over the affairs of the Council and give effect to decision of the authorities of the Council.
- (3) The Vice-Chairperson shall have such powers as may be conferred on him by the Act and Regulations
- The Secretary** 16. (1) The Secretary shall be appointed by the Chairperson with prior approval of sponsor in such manner and on such terms and conditions as may be prescribed in Regulations.
- (2) All contracts, documents, records, etc. shall be maintained and authenticated by the Secretary on behalf of the Council.
- (3) The Secretary shall be responsible for due custody of the records and the common seal of the Council and will produce the same before the Vice-Chairperson on demand or furnish the information to concerned on the directions of Vice-Chairperson excluding the sensitive and confidential information of the Council.
- (4) The Secretary shall be accountable for maintaining the secrecy of records related to examinations, evaluation, examiners, results, question papers, award sheets, etc. and have special privilege to deny supply of information which he may deem fit to any applicant or even officer of Council except Chairperson.
- (5) The Secretary shall have such powers as may be conferred on him by the Act and Regulations.

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| <b>The Controller of Examinations</b> | 17. | (1) | The Controller of Examinations shall be appointed by the Secretary on the recommendations of Vice-Chairperson in such manner and on such terms and conditions as may be prescribed in Regulations.  |
|                                       |     | (2) | The Controller of Examinations shall have such powers as may be conferred on him by the Act and Regulations.  |
| <b>The Finance Officer</b>            | 18. | (1) | The Finance Officer shall be appointed by the Secretary on the recommendations of sponsor in such manner and on such terms and conditions as may be prescribed in Regulations.  |
|                                       |     | (2) | The Finance Officer shall have such powers as may be conferred on him by the Act and Regulations.   |
| <b>The Director(s)</b>                | 19. | (1) | The Director(s) shall be appointed by the Secretary on the recommendations of Vice-Chairperson for heading the specific area of operations which may be relevant for Council, its school of studies, constituent units, offices, centers, institutions, community education centre(s), village skilling centre(s) and/or department, etc.   |
|                                       |     | (2) | The Director(s) shall have such powers as may be conferred on him by the Act and Regulations.   |
| <b>Other Officer(s)</b>               | 20. | (1) | The manner of appointment, terms and conditions of services and powers and duties of the other officers of the Council shall be such as may be prescribed by the Regulations.   |
| <b>Powers of the Council</b>          | 21. |     | <p>The powers of the Council shall be as follows, namely : -</p> <ul style="list-style-type: none"> <li>(1) to perform necessary steps for ensuring “<i>antyodaya</i>” to “<i>sarvodaya</i>” for providing benefit of skill education to all human beings including the last man in queue;</li> <li>(2) to deliver excellence in quality skill education at par with the formal education by the State Government, Central Government, other institutions, industries and other organizations at global level;</li> <li>(3) to identify the need of skill gap at various levels of education and introducing skill embedded courses at secondary, senior secondary, vocational, charter, undergraduate diploma level;</li> <li>(4) to provide instructions, teaching, internship, training, on-job trainings, apprenticeship, etc. with quality education at pre-degree level aligned with NSQF or NVEQF in all required functional areas in State and national level, also, to implement embedded credit framework of education and skill development;</li> <li>(5) to provide education from elementary to pre-degree level as well as vocational education and training course and skill course to the weaker sections of the society in order to empower them;</li> </ul> |

- (6) to integrate educational resources with employment for the development of adequate human resource;
- (7) to provide for instructions, trainings, studies, knowledge, technology, skill and vocational competencies, professional expertise in the field of Agricultural Sciences, Animal Husbandry, Architecture, Arts, Ayush, Commerce, Dental, Designing, Education, Engineering, Fine Arts, Legal Studies, Library and Information Science, Management, Medical, Naturopathy, Nursing, Paramedical, Performing Arts, Pharmacy, Planning, Science, Skill Development, Social Science, Special Education, Sports, Technology, Veterinary Science, Vocational Studies, Yoga and other areas of studies, as the Council may determine from time to time;
- (8) to confer skill education, secondary, senior secondary, charter and diploma certificates and other academic distinctions on the basis of examination or any other method of evaluation, which may also include accomplishment of any prescribed set of activity(s);
- (9) to develop community or village level clusters for the identification and development of best local trade practices of the local population at global level;
- (10) to institute and award fellowship, *honoris causa*, scholarship, studentship, professorship, medals and prizes, etc.;
- (11) to design and develop skill education, course(s) structures, curricula, credit system, teaching methodology, evaluation, pedagogy, etc., at all levels of NSQF or NVEQF;
- (12) to conceptualize, design and develop various new skill education courses in association with Skill Development Department for the welfare of the students of the State and deprived sections of the society;
- (13) to confer joint certification courses with Skill Development Department and/or State Council of Vocational Training (SCVTs), whichever the case may be;
- (14) to be empanelled as assessor under SCVTs as local assessor for long-medium-short term courses;
- (15) to conceptualize, design, develop and offer need based, job-oriented, industry driven NSQF and NVEQF aligned skill education courses oneself or jointly with industries, sector skill councils, training institutions or other organizations, etc. for students, trainees, faculty members and others to be delivered on-site in prospective employer premises for the better chances of employment post completion;
- (16) to confer continuing education certificate(s) or bridge course certificates or pre-degree skill certificate(s) at all NSQF and NVEQF levels for facilitating dropouts, semi-skilled and skilled manpower to enter main stream of education;

- (17) to collaborate and promote constant industry engagement to understand the skilled manpower needs of specific industries and build partnerships for youth to learn in a practical and real-world environment;
- (18) to design industry-led innovative models with flexibility in training delivery and assessment mechanism via use of technology platforms, employer on-site location, on-the-job models covering the entire course credit requirements;
- (19) to facilitate Recognition of Prior Learning (RPL) and accumulation of formal, non-formal or informal, academic or professional competencies into formal credits and transfer them into an academic course;
- (20) to hold assessments for certification of knowledge and competency, or accredit the examination or assessment systems of other institutions and industries, as the Council may determine, from time to time;
- (21) to define norms of examination(s) or any other measure of assessment of knowledge and competencies of a student including modalities of industry-based assessment, industry-based projects, internships, on-the-job training and any related activities of students admitted to the Council or any institution affiliated or associated to it;
- (22) to lay down parameters for assessment and accreditation of skill educators and training providers in accordance with the norms specified by or under the NSQF or NVEQF or in their absence, such norms as may be prescribed by the Council;
- (23) to prescribe, conduct and certify skill development courses as per NSQF or NVEQF, which includes long-, medium- and short-term courses, apprenticeship training and recognition of prior learning, equivalent to formal & vocational education course but not covered by the All India Council for Technical Education Act, and the University Grants Commission Act, or by any other law for time being in force;
- (24) to act as an assessment and awarding body for conducting diploma level courses in the fields of Pharmacy, Education, Nursing & Paramedical Sciences;
- (25) to recognize industries for purposes of skill-centric real-time training of students and to define norms for recognition of competencies attained by a student in such skill-centric practical training for the purpose of earning credits;
- (26) to identify, recognize, accredit or affiliate institutions of skill education in such manner and in accordance with such parameters as may be prescribed by Regulations;

- (27) to implement different models of embedded apprenticeships under National Apprentice Promotion Scheme and to find the most scalable and sustainable solutions for on-job learning for learners in school or technical education and to integrate all skill courses with practical training components;
- (28) to identify production units, entrepreneurship promotion centre, incubation centre, service centre or any other centre which shall provide practical training to enhance entrepreneurship skill level of youth;
- (29) to impart skill education and also to function as training, assessment or awarding body for training, assessment and certification of skill trainings, capacity building courses including Recognition of Prior Learning (RPL) as well as for trainers and assessor's certification courses being implemented by various Government, Non-Government agencies, sector skill councils, empanelled training associates, etc., at all levels of NSQF and NVEQF;
- (30) to receive gifts, grants, donations or other benefits of any kind to acquire, hold, manage, maintain, lease, mortgage or dispose-off such movable and immovable properties, for the purpose of Council or sponsor from Government, Non-Government Organizations or individuals;
- (31) to borrow, whether on the security of the property of the Council or otherwise, fund for the purpose of the Council or sponsor;
- (32) to invest or contribute revenue or resources in the projects based upon objects of Council or sponsor, and to share resources with sponsor for its utilization as per the objects of Council or of the sponsor;
- (33) to offer regular, open, distance, online, external, private, correspondence, continuing, collaborative skill-based, vocational, industry-integrated education and to define the manner in which such course(s) are to be conducted by the Council;
- (34) to create and abolish academic, administrative and other posts and to make appointments thereto;
- (35) to co-operate, collaborate and/or enter Memorandum of Understanding (MoU) with other universities, institutions, industries, professional associations, etc. at global level in such a manner and for such purposes as the Council may determine from time to time;
- (36) to establish, maintain, affiliate and recognize such regional centers, schools, community education centers, institutions, campuses, off-campus, internship campuses, examination centre(s), information centre(s), study centers and village skilling centre(s), etc. anywhere in India and abroad, as may be determined by the Council from time to time;

- (37) to describe admission criteria and determine, demand and/or receive various types of fee(s) and such other charges to fulfill the objects of Council;
- (38) to make payment for fulfilling the cause mentioned in objects of the Council;
- (39) to formulate the regulations for maintaining discipline amongst the students, employees and faculty members of the Council and to define the penal actions for the violation of Council Regulations;
- (40) to lay down service rules for the employees of the Council;
- (41) to establish equivalency of various certificates, senior secondary certificates, secondary certificates, diploma, charter, continuing education certificates, pre-degree certificates, other academic distinctions, examinations or period of study (whether in full or part) offered by other universities, institutions, organizations recognized by the Council for this purpose with the similar level of certifications offered by the Council, and *vice-versa*;
- (42) to create industry academia partnership by affiliating industries to impart apprenticeship, internship, on-job-trainings, etc. as an integral part of course curriculum for the students;
- (43) to avail facilities meant for industries from the Government in the category of the industries;
- (44) to enter into, carry out, vary or cancel contracts;
- (45) to create, amend and/or repeal the Regulations to fulfill the objects of the Council;
- (46) to raise, collect, subscribe and/or borrow funds on the security of the Council assets;
- (47) to carry out all such activities as may be necessary or feasible in furtherance of the objects of the Council and to do all things necessary or expedient to exercise the above powers.

## **Regulations**

- 22.** Subject to the provisions of this Act, the Board of Governors shall have the power to prescribe Regulations, amendments in regulations and repealing old regulations to provide for the administration, management and all or any matter relating to the Council, as given below: -
- (1) the constitution, powers and functions of the authorities and other bodies of the Council as specified in the act and such other authorities as may be constituted from time to time;
  - (2) the mode of recruitment, power, functions and terms and conditions of the service for teaching, non-teaching, other employees and other officers of the Council;
  - (3) procedure for creation and abolition of posts;

- (4) the procedure for resolving dispute between the Council and its officers, faculty members, employees and students;
- (5) creation, abolition or restructuring of skill education courses;
- (6) the manner of cooperation with an affiliation to other universities, institutions, industries, schools, empanelled training associates, offices, community education centre(s), organizations, village skilling centers(s), etc.;
- (7) the registration and affiliation of empanelled training associates, skill knowledge provider, learning centre(s), industries, institutions, school(s), village skilling centre(s), community education centre(s) and organizations for providing skill development, training and learning support;
- (8) the operation of the various funds of the Council;
- (9) procedure for conferring diploma, charter, certificates, senior secondary certificate, secondary certificate, continuing education bridge course certificate, other academic distinction, *honoris causa*, honorary awards, professorships, fellowship(s), scholarship(s), studentship(s), free-ship(s), medal(s) and prize(s), etc.;
- (10) procedure for disciplinary action against students or employees;
- (11) all other matters which Board of Governors may deem necessary to prescribe under the Regulations;
- (12) procedures for admission, enrolment and continuation of students into the Council;
- (13) procedures for laying down the courses of study for diploma, charter, certificates, senior secondary certificate, secondary certificate, continuing education bridge course certificate, other academic distinction, etc. of the Council;
- (14) procedures for laying down the Regulations for conducting skill development, entrepreneurship development and capacity building courses;
- (15) procedures for laying down the Regulations for implementing NSQF & NVEQF into various course of studies;
- (16) procedures for conducting examinations and the conditions and mode of appointment and duties of examining bodies, examiners, invigilators, tabulators and moderators;
- (17) procedure for prescribing fee structure under various heads and revision of fee;
- (18) procedures for maintaining discipline in the Council;
- (19) conditions of services of the employees of the Council; and
- (20) all other matters as may be prescribed by the Regulations under the Act.

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| <b>Constitution of Committees</b>               | <b>23.</b> | The authorities of the Council shall be empowered to constitute a committee of such authority, consisting of such members and having such powers as the authority may deem fit.   |
| <b>Casual Vacancies</b>                         | <b>24.</b> | The Secretary on the recommendations of Vice-Chairperson is authorized to fill up casual vacancies under intimation to Board of Governors. The causal vacancies are co-terminus with the purpose.   |
| <b>Protection of action taken in good faith</b> | <b>25.</b> | No suit or other legal proceedings shall lie against any officer or other employee of the Council for anything, which is done in good faith or intended to be done in pursuance of the provision of the Act and Regulations.  |
| <b>Transitional Provisions</b>                  | <b>26.</b> | <p>Notwithstanding anything contained in other provisions of this Act and the Regulations: -</p> <p>(1) In all emergent and transitional situations, the Chairperson in consultation with sponsorer is authorized to appoint suitable candidates on all council posts. All such appointments shall be reported to Board of Governors at earliest possible opportunity.</p>  |
| <b>Fund of Council</b>                          | <b>27.</b> | <p>(1) The Council may establish a General Fund and Development Fund from the receipts of fee charged under various heads, amounts received from other sources including sponsor, contributions, donations by individuals or body incorporate or alumni's, etc.</p> <p>(2) The General Fund shall be normally maintained for meeting the recurring expenditure of the Council.</p> <p>(3) The Development Fund shall be normally maintained for meeting the requirements of developmental activities of the Council.</p> <p>(4) The maintenance of General Fund and Development Fund shall be subject to general supervision and control of the Finance Committee in such a manner as may be prescribed by the Regulations.</p> |
| <b>Annual Account and Balance Sheet</b>         | <b>28.</b> | <p>(1) The annual accounts and balance sheet of the Council shall be prepared under the direction of the Finance Officer and all funds accruing to or received by the Council from whatever source and all amount disbursed or paid shall be entered in the accounts maintained by the Council.</p> <p>(2) The annual accounts of the Council shall be audited by a Chartered Accountant.</p> <p>(3) The annual account of the Council shall be prepared under the direction of Vice-Chairperson and shall be submitted to the Board of Governors for its approval:</p>   |

- (4) The Board of Governors shall consider the annual account in its meeting and may approve the same with or without modifications.
- Mode of proof of Council record**      29. The Secretary shall be the custodian of all Council documents and records. A copy of any receipt, application, notice, order, proceeding, resolution of any authority or committee, other documents in possession of Council, any entry in any register maintained by the Council, if certified by the Secretary, shall be received as *prima facie* evidence of such receipt, application, notice, order, proceeding, resolution, document, the existence of entry in the register shall be admitted as evidence of the matters and transaction therein recorded where the original thereof would, if produced, have been admissible as evidence.
- Power of Sponsorer**      30. (1) The sponsorer with prior approval of World Education Mission, may appoint a new sponsor of the Council for smooth continuance of the operations of the Council with intimation to State Government.
- (2) The sponsorer may by resolution remove Chairperson of the Council.
- (3) The sponsorer may direct the Council about the funds to be invested or spent for furthering the objects of the Council, sponsor or any other social purpose.
- (4) The sponsorer may propose dissolution of Council to the State Government and by giving at least 12 (twelve) months' notice in writing and shall ensure that no new admissions to the Council are accepted during the notice period. All financial obligations, whatsoever may be, for dissolution of the Council shall lie with the Council.
- (5) In case of dissolution of Council all the assets and belongings of the Council will subsumed in the sponsorer.
- Powers of State Government**      31. (1) On establishment of mismanagement, mal-administration, indiscipline, failure in the accomplishment of the objects of Council or economic hardships in the Council, the State Government in consultation with sponsorer may issue necessary directions to the management of Council.
- (2) In case the directions are not followed within 12 (twelve) months, the State Government may issue show cause notice to the Council for dissolution of the Council.
- (3) The manner of winding up of the Council would be such as may be mutually decided by the State Government and sponsor.
- (4) On the dissolution of the Council, all the assets of the Council shall vest in the sponsorer.

**Removal of  
Difficulties**

- (5) After finalization of process of winding up either by sponsorer or mutually by State Government and sponsorer, the State Government shall place the matter before the Legislative Assembly, which shall come into force on such date as the State Government may by notification in the Official Gazette, appoint.

32. (1) If any difficulty arises in giving effect to the provisions of this Act, the State Government may, by a notification or order, make such provisions, not inconsistent with the provisions of this Act, as appear to it to be necessary or expedient, for removing the difficulty:

Provided that no notification or order under sub-section (1) shall be made after the expiration of a period of two years from the commencement of this Act.

- (2) Every notification or order made under sub-section (1) shall, as soon as may be after it is made, be laid before the State Legislature.

**SURAJ CHETTRI (SSJS)  
L.R.-cum-SECRETARY  
LAW & PARLIAMENTARY AFFAIRS DEPARTMENT**

