

CHANDIGARH COMMISSION FOR PROTECTION OF CHILD RIGHTS RULES, 2014.



Extract from the Chd. Admn. Gaz. , dated the 1st March, 2014] CHANDIGARH ADMINISTRATION Draft as modified on dated 29th January, 2014 SOCIAL WELFARE DEPARTMENT Notification The 7th February, 2014 No. SW3/SCPCR/2014/1265.---4n exercise of the powers conferred by sub-section (1), read With clauses (a) to (d) of sub-section (2), of Section 36 of the Commissions for Protection of Child Rights Act, 2005 (4 of 2006) and delegation of powers to discharge the functions of the 'State Government' under the Act ibid by the Government of India, Ministry of Home Notification F No. 11030/1/2007-UTL, dated 7th August, 2013, the Administrator, U T., Chandigarh hereby makes the following rules, namely I.

Short title and commencement. —(1) These rules may be called the Chandigarh Commission for Protection of Child Rights Rules, 2014 (2) They shall come into force on the date of their publication in the official gazette 2. Definition.—In these rules, unless the context otherwise requires— (a) (b) (c) (d) (f) (g) "Act" means the Commissions for Protection of Child Rights Act, 2005 (4 of 2006) "Commission" means the Chandigarh Commission for Protection of Child Rights to be constituted under Section 17 of the Act "Chairperson" means the Chairperson of the Commission "Member" means the Member of the Commission "Secretary" means the official appointed by the Chandigarh Administration as the Secretary of the Commission under section 21(1) of the Act "Section" means a section of the Act All other words and expressions used and not defined in these rules but defined In the Act shall have the meanings respectively assigned to them In the Act 3 Selection Committee.—The three members Selection Committee referred to In the proviso to section 18 of the Act. to be constituted by the Administrator UT Chandigarh shall be headed by Advisor to the Administrator 4 No person having any past record of violation of human rights or Child rights shall be eligible for appointment as Chairperson or other Member of the Commission 5 Secreby.—The appointment under section 21 of the Act of the Secretary. officers and other employee of the Chandigarh Commission for Protection of Child Rights shall be made in the manner as under (i) (ii) (iii) (iv) The U.T. Administration shall. by notification, appoint an officer not below the rank of a Joint Secretary to the UT Administration as the Secretary of the Commission All other officers and employees as may be necessary for the efficient performance of the functions of the Commission. shall be made available to the Commission by the UT Administration The functions and the responsibilities of the Secretary shall be as prescribed under the Act. The salary and allowances payable to the Secretary or other officers and employees of the Commission shall be as prescribed by the UT Administration Scanned by CamScanner 2 6. Terms and Conditions of service of Chairperson and other Chairperson and every Member shall hold office as such for a term of three years from the date on which he assumes office Provided that no Chairperson or any other Member shall hold office as such after he attained (a) in the case of the Chairperson, the age of sixty-five years ; and (b) in the case of any Member, the age of sixty years. (2) The Chairperson or a member may, by writing under his hand addressed to the Administrator. resign his office at any time. (3) The Chairperson and Members shall not be eligible for appointment for more than two terms 7. Term of office of Chairperson and other Members.—(1) The Chairperson shall unless removed from office under section 19(1), hold office for a period not exceeding three years (from the date of assuming office), or till the age of sixty-five years, whichever is earlier. (2) Every Member shall, unless removed from office under section 19(1), hold office for a period not exceeding three years (from the date of assuming office), or till the age of sixty years, whichever is earlier. (3) Notwithstanding anything contained in sub-rule (1) or sub-rule (2)— (a) a person who has held the office of Chairperson shall be eligible for re-nomination and (b) a person who has held the office of a Member shall be eligible for re-nomination as a member or nomination as a Chairperson Provided that a person who has held an office of Chairperson or Member for two terms, in any capacity shall not be eligible for re-nomination as Chairperson or, as the case may be, as Member. (4) If the Chairperson is unable to discharge his functions owing to illness or other incapacity, the Chandigarh Administration shall nominate any other Member to act as Chairperson and the Member so nominated shall hold office of Chairperson until the Chairperson resumes office or till the remainder of his term. (5) A vacancy caused by death, resignation or any other reason shall be filled up by nomination within ninety days from the date of occurrence of such vacancy 8. Salaries and allowances.—(1) The Chairperson and Members shall be entitled to the following remuneration (i) Chairperson—R 25,000 p.m. and R 7,500 p.m. for Conveyance and Mobile allowance. (ii) Members—R 1,500 per meeting, subject to the condition that monthly amount will not exceed 15,000 9 Leave.—The Chairperson shall take leave of absence from the Administrator, UT, Chandigarh and every Mernber shall take leave of absence from the Chairperson 10) Leave

sanctioning The Administrator, UT, Chandigarh shall be the authority competent to sanction leave to the Chairperson. Scanned by CamScanner 3 (2) The Chairperson shall be the authority to sanction leave to every Member: (3) The Secretary shall be the authority to sanction leave to any officer of the State Commission (1) Travelling allowance.—The Chairperson and Members shall get their leave approved from the Administrator, UT, Chandigarh They shall be entitled to the 'leave' and 'Jaitil allowance as admissible to the officers in the super time scale in grade pay 10 (2) HRA.—The Chairperson may be provided Government accommodation of 'in the absent' of the same House Rent Allowance as applicable in the U T, Chandigarh to officers, drawing salary in the Super Time Scale (basic pay) shall be payable 12 Residuary Provisions.—The conditions of service of the Chairperson and the Members for which no express provision has been made in these rules shall be such as may determined by the Chandigarh Administration 13. Functions of the Commission.—The Commission shall, in addition to the functions assigned under various provisions of the Act, perform the following functions namely (a) (b) (c) (d) (g) (h) analyze existing law, policy and practice to assess compliance With Convention on the Rights of the Child undertake inquiries and produce reports on any aspect of policy or practice affecting children and comment on proposed new legislation from a Child Rights perspective present to the Chandigarh Administration, annually and at such other intervals as the Commission may deem fit, reports on the working of those safeguards undertake formal investigations where concern has been expressed either by children themselves or by concerned person on their behalf ensure that work of the Commission is directly informed by the views of children order to reflect their priorities and perspectives promote, respect and serious consideration of the views of children In its work and in that of all Government Departments and Organizations dealing With children produce and disseminate information about child rights compile and analyze data on children promote the incorporation of child rights into the school curriculum, teachers training and training of personnel dealing with children 14 Procedure for transaction of business.—(1) The Commission shall meet regularly at its office in Chandigarh, at such time as the Chairperson thinks fit, but three months shall not intervene between its last meeting and the next meeting (2) The Commission shall ordinarily hold its meetings in its office located in Chandigarh (3) Secretariat-Assistance.—The Secretary along with such officers as the Chairperson may direct shall attend the meetings of the Commission (4) (i) The Secretary shall, in consultation with the Chairperson, prepare the agenda for each meeting of the Commission and shall have notes prepared by the Secretariat and such notes shall, as far as possible be self-contained Scanned by CamScanner covering the agenda shall to the two H I to the attention in V x e. 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Dissenting opinions, If given, shall also form part of the Action shall be taken basis on the opinion of the majority and (jections of the shall be authenticated by the any other officer of the Commission duly authorized by the Secretary With the prior approval of the Chairperson In this behalf (4) Unless specifically authorized, no action shall be taken by the Secretariat of the Commission on the minutes of the meetings until the Chairperson confirms the same (5) A master copy of the record of all meetings and opinions of the Commission shall be duly authenticated by the Secretary and a copy of the minutes pertaining to each item shall be kept In the respective files for appropriate action Opinions shall be kept In respective records and for convenience, copies thereof with appropriate Indexing shall be kept In guard files 16 Report of Action Taken. —Report of the following 110 Commission at every subsequent meeting Indicating therein the present stage of action taken on each on which the Commission has taken any decision in any of its earlier meetings, excepting 17 Panel of the Commission may constitute a panel of the Commission In a wide range of tasks such as investigation/inquiry to consultants for forces or Committees . for research and analysis etc. The Commission may draw on experts Commission may a transparent process the empanelling these consultants so that they 18 Annual report—I) The Commission shall prepare and publish an annual report on the 31st December every year for to the Chandigarh Administration and (2) The Commission shall also prepare special reports on specific issues, as and necessary under the direction of the Chairperson 6 TF Chandigarh Commission for Protection Of Child

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FORM III The Chandigarh Commission for Protection of Child Rights Nominal Rolls rule Other Total
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 Child Rights (Abstract of Nominal Rolls) [See rule 18(6)] Total Actual sanctioned strength as Io on 1st
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