

भारत सरकार GOVERNMENT OF INDIA
रेल मंत्रालय MINISTRY OF RAILWAYS
(रेलवे बोर्ड RAILWAY BOARD)

PC-VI No. 200
RBE No. 58/2010

No. E(P&A)I-2008/CPC/LE-8

New Delhi dated 23.04.2010

The General Managers/CAOs
All Indian Railways and Production Units.

Sub.: Implementation of Government's decision on the recommendations of the Sixth Central Pay Commission – Child Care Leave Waiving of age restriction of 18 years for Government servant having mentally challenged/disabled children –

Please refer to Board's letter of even number dated 23.10.2008 and 12.12.2008 regarding grant of Child Care Leave (CCL).

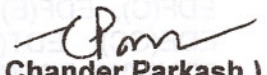
2. Consequent upon the decision taken by the Government, the Ministry of Railways have decided to permit CCL to female railway employees having disabled children up to the age of 22 years for a maximum period of two years (i.e 730 days) subject to the other terms and conditions stipulated in Board's above referred letters. However, it is re-iterated that CCL cannot be demanded as a matter of right and under no circumstances can any employee proceed on CCL without prior approval of the Leave sanctioning authority.

3. Disabled Child having a minimum disability of 40% is elaborated in the Ministry of Social Justice and Empowerment's Notification No. 16-18/97-NI.I dated 01.06.2001 (copy enclosed). Documents relating to the handicap as specified in the above said Notification dated 1.6.2001, as well as a certificate from the Railway servant regarding dependency of the child on the railway servant would have to be submitted by the female railway employee. The CCL would be permitted to female railway employees only if the child is dependent on them.

4. This issues with the concurrence of the Finance Directorate of the Ministry of Railways.

5. Please acknowledge receipt.

DA: As above.


(Chander Parkash)
Joint Director Estt.(P&A),
Railway Board

No. E(P&A)I-2008/CPC/LE-8

New Delhi dated 23.04.2010

Copy to:

1. The Principal Director of Audit, All Indian Railways.
2. The Deputy Comptroller and Auditor General of India (Railways), Room No. 224 Rail Bhawan, New Delhi(with 40 spares).


for Financial Commissioner/Railways.

भारत सरकार
रेल मंत्रालय (रेलवे बोर्ड)

पी.सी.VI/200

रे.बो.स्था. सं. 58/2010

सं. ई (पी एण्ड ए)I-2008/सी पी सी /एल ई-8

नई दिल्ली, दिनांक 23 .04.2010

महाप्रबंधक/मुख्य प्रशासनिक अधिकारी,
सभी भारतीय रेलें एवं उत्पादन इकाइयां।

विषय : छोटे केन्द्रीय वेतन आयोग की सिफारिशों पर सरकार के निर्णय का कार्यान्वयन - जिन सरकारी कर्मचारियों के मानसिक रूप से विकृत/विकलांग बच्चे हैं, उनके मामले में बच्चे की देखभाल के लिए छुट्टी (चाइल्ड केयर लीव) के लिए 18 वर्ष का आयु प्रतिबंध हटाना।

बच्चे की देखभाल के लिए छुट्टी प्रदान करने के संबंध में कृपया बोर्ड के दिनांक 23.10.2008 तथा 12.12.2008 के समसंख्यक पत्र देखें।

2 सरकार द्वारा लिए गए निर्णय के फलस्वरूप, रेल मंत्रालय ने यह निर्णय लिया है कि 22 वर्ष तक के आयु वाले विकलांग बच्चों वाली महिला रेल कर्मचारियों को बोर्ड के उपर्युक्त पत्रों में अनुबंध अन्य शर्तें एवं प्रतिबंध के अधीन अधिकतम 2 वर्ष की अवधि के लिए (अर्थात् 730 दिन) बच्चे की देखभाल के लिए छुट्टी प्रदान करने की अनुमति दी जाए। बहरहाल, यह फिर स्पष्ट किया जाता है कि बच्चे की देखभाल के लिए छुट्टी की माँग अधिकार के रूप में नहीं की जा सकती तथा किसी भी परिस्थिति में कर्मचारी छुट्टी स्वीकृत करने वाले प्राधिकारी के पूर्व अनुमोदन के बिना बच्चे की देखभाल के लिए छुट्टी पर नहीं जा सकती।

3 कम से कम 40% की विकलांगता वाले विकलांग बच्चों के बारे में सामाजिक न्याय एवं अधिकारिता मंत्रालय की दिनांक 01.06.2001 की अधिसूचना सं. 16-18/97-एन1.1 में विस्तार से दिया गया है (प्रति संलग्न है)। महिला रेल कर्मचारी को दिनांक 01.06.2001 की उक्त अधिसूचना में दिए गए अनुसार विकलांगता से संबंधित प्रलेख तथा रेल कर्मचारी पर बच्चे के आश्रित होने के संबंध में महिला रेल कर्मचारी द्वारा प्रमाण-पत्र प्रस्तुत करना होगा। महिला रेल कर्मचारी को बच्चे की देखभाल के लिए छुट्टी की अनुमति तभी दी जाएगी जब बच्चा उस पर आश्रित हो।

4. इसे रेल मंत्रालय के वित्त निदेशालय की सहमति से जारी किया जा रहा है।

5. कृपया पावती दें।

चंद्र प्रकाश

(चंद्र प्रकाश)

संयुक्त निदेशक स्था.(पी एंड ए)

रेलवे बोर्ड

सं. ई (पी एंड ए)I-2008/सीपीसी/एलई-8

नई दिल्ली, दिनांक 23.04.2010

प्रतिलिपि प्रेषित:

1. प्रधान लेखा परीक्षक, सभी भारतीय रेलें।
2. भारत के उपनियंत्रक एवं महालेखा परीक्षक (रेलें) कमरा नं. 224, रेल भवन, नई दिल्ली (40 अतिरिक्त प्रतियों सहित)।

पुष्पेश्वरी
कृते वित्त आयुक्त, रेलें

सं. ई (पी एंड ए)I-2008/सीपीसी/एलई-8

नई दिल्ली, दिनांक 23.04.2010

वित्त सलाहकार एवं मुख्य लेखा अधिकारी, सभी भारतीय रेलें एवं उत्पादन इकाइयों आदि को प्रतिलिपि प्रेषित।

चंद्र प्रकाश

(चंद्र प्रकाश)

संयुक्त निदेशक स्था.(पी एंड ए)

रेलवे बोर्ड

सं. ई (पी एंड ए)I-2008/सीपीसी/एलई-8

नई दिल्ली, दिनांक 23.04.2010

प्रतिलिपि प्रेषित:

1. महासचिव, एनएफआईआर (35 अतिरिक्त प्रतियों सहित)
2. महासचिव, एआईआरएफ (35 अतिरिक्त प्रतियों सहित)।

Annexure-**EXTRACTS OF THE NOTIFICATION****MINISTRY OF SOCIAL JUSTICE AND EMPOWERMENT****NOTIFICATION**

New Delhi, the 1st June 2001

Subject:- Guidelines for evaluation of various disabilities and procedure for certification.

No. 16-18/97-NI.I In order to review the guidelines for evaluation of various disabilities and procedure for certification as given in the Ministry of Welfare's O.M.No.4-2/83-HW.III, dated the 6th August, 1986 and to recommend appropriate modifications/alterations keeping in view the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995, Government of India in Ministry of Social Justice and Empowerment, vide Order No. 16-18/97-NI.I, dated 28.8.98, set up four committees under the Chairmanship of Director General of Health Services-one each in the area of mental retardation, Locomotor/Orthopaedic disability, Visual disability and Speech & Hearing disability. Subsequently, another Committee was also constituted on 21.7.1999 for evaluation, assessment of multiple disabilities and categorization and extent of disability and procedure for certification.

2. After having considered the reports of these committees the undersigned is directed to convey the approval of the President to notify the guidelines for evaluation of following disabilities and procedure for certification:-

Visual impairment
Locomotor / Orthopaedic disability
Speech & hearing disability
Mental retardation

Copy of the Report is enclosed herewith as **Annexure ***.

3. The minimum degree of disability should be 40% in order to be eligible for any concessions/benefits.

4. According to the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Rules, 1996 notified by the Central Government in exercise of the powers conferred by sub-section (1) and (2) of section 73 of the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995 (1 of 1996), authorities to give disability Certificate will be a Medical Board duly constituted by the Central and the State Government. The State government may constitute a Medical Board consisting of at least three members out of which at least one shall be a specialist in the particular field for assessing locomotor/Visual including low vision/hearing and speech disability, mental retardation and leprosy cured, as the case may be.

5. Specified test as indicated in Annexure * should be conducted by the medical board and recorded before a certificate is given.

6. The certificate would be valid for a period of five years for those whose disability is temporary and are below the age 18 years. For those who acquire permanent disability, the validity can be shown as 'Permanent'.

7. The State Govts./UT Admn. may constitute the medical boards indicated in para 4 above immediately, if not done so far.

8. The Director General of Health Services, Ministry of Health and Family Welfare will be the final authority, should there arise any controversy/doubt regarding the interpretation of the definitions/classifications/evaluations tests etc.

(GAURI CHATTERJI)

Joint Secretary to the Government of India

NOTE

*The Annexure mentioned above may please be seen from the Ministry of Social Justice and Empowerment notification.