Minutes of the 31st Statutory Meeting of the Commission held on 1st February, 2017 in the Conference Room (5th floor) of NCPCR, Chanderlok Building, Janpath, New Delhi.

The 31st Statutory Meeting of the Commission was held on 01.02.2017 in the Conference Room (5th floor) of NCPCR. The following were present:

1. Ms. Stuti Kacker, Chairperson.
2. Shri Yashwant Jain, Member
3. Shri Priyank Kanoongo, Member
4. Ms. Rupa Kapoor, Member.
5. Smt. Geeta Narayan, Member Secretary
6. Shri Baldev Raj, Sr. Consultant [Coord. & Estt.]
7. Shri G. Suresh, Assistant Director
8. Shri Santosh Kumar Pal, Accounts Officer

The meeting commenced with a welcome note and brief introductory remarks by the Chairperson.

Confirmation of the Minutes of 30th Statutory Meeting of the Commission held on 26.10.2016.

The Chairperson informed that the Minutes of the 30th Statutory Meeting of the Commission were treated as confirmed as no comments were received in this regard.

Action Taken Reports on the decisions taken in the 28th, 29th & 30th Statutory Meetings:

The Chairperson informed that the ATRs of the 28th, 29th & 30th Statutory Meetings of the Commission will be reviewed by her later on file.

AGENDA ITEMS

Agenda 1: Ratification of issues/decisions taken by circulation on files.

1 (i) Short Film Award Competition on Child Rights: to encourage film makers to create awareness on Child Rights, a short film competition (of 5 to 10 minutes duration was proposed). There will be three awards, first prize of Rs.1.00 Lakh, second prize of Rs.75,000 and third prize of Rs.30,000. The awards were proposed to be given at the Foundation Day Ceremony of NCPCR on 5th March, 2017. The brief advertisement for the competition in prominent dailies from 10 cities amounting to Rs 2.5 Lakh (approx.) was proposed to be issued. Details will be put up at NCPCR website.

Decision: This issue was noted and ratified by the Commission.

[Action: MS / Advisor (Media)]

1 (ii) Still Photography and Posters Competition on Child Rights: The competition will be organised on the same lines as the short film competition, but the prize money will be Rs.50,000, Rs.30,000 and Rs.20,000 as first, second and third prize for both the categories. The awards will be given at the Foundation Day Ceremony of NCPCR on 5th March, 2017.

Decision: This issue was also noted and ratified by the Commission.

[Action: MS / Advisor (Media)]
1 (iii) Ratification of NCPCR Annual Accounts - 2015-16: Annual Accounts of NCPCR for the year 2015-16 were approved by MS, Members and CP by circulation on 27/28.06.2016 for submission to C&AG within the stipulated time frame, i.e., by 30.06.2016. Accounts have been audited by DGACE and audit report received from DGACE has been given to Sr. CL (Prog.) for incorporation in the Annual Report 2015-16 for laying in the Parliament. The Annual Accounts for the year 2015-16 were placed for ratification of the Commission.

Decision: The Annual Accounts (2015-16) of NCPCR were ratified by the Commission.

[Action: MS / AO]

1 (iv) Ratification of Revised R.E 2016-17 and B.E 2017-18: R.E 2016-17 and BE 2017-18 for Rs. 2057 lakh & Rs. 1900 lakh respectively were approved by the Commission in its 30th Statutory Meeting held on 26.10.2016.

Further, MWCD vide its email dated 26.12.2016 stated that R.E 2016-17 will remain same as B.E 2016-17, i.e., Rs. 1900 lakh. Accordingly, revised R.E 2016-17 was sent to the MWCD vide NCPCR’s letter dated 26.12.2016 with the approval of Chairperson. Members were requested to ratify the same.

The Members requested for information on allocation of funds for their activities, so that they can plan them accordingly. This information was provided to them by the Member Secretary.

Decision: This was noted and ratified by the Commission.

1 (v) Other Matters raised / discussed

(a) It was observed that the Commission receives many reports of studies, surveys or manuals/SOPs; and best practices in the country/abroad. In order to utilize them; to enhance the collective knowledge of the Commission, it was decided that topics would be identified, allocated to Members/Officers and schedule of presentations prepared. It was further decided that the officers of the Commission would meet fortnightly to listen to the presentation listed for the day by the Member/Officer designated for it. This would be followed by Q&A session. In this regard, external experts like the author of the report, book or researcher of the study to be discussed could also be invited to the Commission.

[Action: MS]

(b) The Members suggested that there is need to initiate action to revive the North East (NE) Cell soon. This issue was also a part of Agenda tabled by Member (PK) in the 30th Statutory Meeting. MS was requested to initiate action for the revival of NE Cell.

[Action: MS]

(c) The Members requested that for holding of workshops in North Eastern States the expenditure ceiling per workshop should be enhanced. It was decided that the expenditure ceiling for workshops in North Eastern States would be reviewed on file.

[Action: MS / AO]
(d) The Members also stressed the need for creation of a dedicated CSR Cell. This issue was also a part of Agenda tabled by Member (PK) in the 30th Statutory Meeting. It was decided to explore the possibility of creation of a dedicated CSR Cell in the Commission. Meanwhile, Member (PK) was requested to prepare a Concept Note in this reference.

[Action: Member (PK) / MS]

Agenda 2: Deferred Items of 29th Statutory Meeting held on 10-02-2016:

2 (i) Creation of a ‘National Action Plan for Abolition of Child Labour’ to be implemented by all States – proposed by Member (YJ).

Decision: Member (YJ) was requested to move the proposal on file. This should be done before March 2017 so that the expenditure can be met from the current financial year budget (2016-17).

[Action: Member (YJ)]

2 (ii) Study on Impact of RTE Act, 2009 on ‘Child Labour situation within India’. Devising activities to combating Child Labour with Education - proposed by Member (YJ).

Decision: The proposal was agreed in principle subject to finalization of modalities in this regard. Member (YJ) was requested to adopt modalities that are being adopted in the similar organizations such as NHRC, NCW etc.

[Action: Member (YJ)]

2 (iii) Restructuring of NCPCR – The Chairperson requested all the Members to examine the existing Organogram of NCPCR and provide their suggestions.

   The Chairperson stressed the need for restructuring of NCPCR for smooth and effective functioning of the Commission. In this regard, she requested the Members to examine the existing Organogram of the commission and give their suggestions for creating six verticals as per the CPCR Act. The Commission also felt the need of filling up the sanctioned posts of DSP, Inspectors and constable etc. on priority.

Decision: Establishment Section was requested to look into this issue.

[Action: Members (NCPCR) / MS]

Agenda 3: Agenda Items of 30th Statutory Meeting held on 26-10-2016 which could not be discussed due to shortage of time:

3 (i) Study on Performance Evaluation of Primary Education System in Educationally Backward Blocks. (EBBs)

Decision: The proposal was considered and it was felt that the study is based on Census 2001, hence outdated. Therefore, it was decided that this need not be pursued further. All the concerned may be informed accordingly.

[Action: MS]
3 (ii) Change in nomenclature of National Commission for Protection of Child Rights (NCPCR).

A proposal to consider change in the present nomenclature of National Commission for Protection of Child Rights (NCPCR) to National Child Rights Commission (NCRC) was brought before the Commission, as it is lengthy and not user friendly.

It was further mentioned that the Commission concerned with human rights is known as National Human Rights Commission or NHRC in popular usage; and the Commission concerned with women rights is called National Commission for Women or NCW which is also in popular usage. Hence, on similar lines, the Commission may like to change the present nomenclature of NCPCR to National Child Rights Commission (NCRC).

**Decision:** This proposal was deferred by the Commission for want of an appropriate nomenclature that can be distinct from other bodies with similar abbreviations.

3 (iii) Organizing Public Hearings in three States/UTs, i.e., Uttar Pradesh, Haryana and Delhi;

The Chairperson expressed the need to standardize the procedure of Public Hearings (जन समाबेस्थी) which could be organized periodically in different States. The dates of Public Hearings could be publicized through D.D., Akashwani and local newspapers. Duration could be two-days – on the 1st day, the Commission could have meetings with parents, NGOs associated with children and the public; and on the 2nd day a review meeting with the State Authorities. The State Authorities could be requested to take action and submit Action Taken Reports to the Commission accordingly.

**Decision:** This proposal was unanimously agreed by the Commission.

[Action: MS]

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**AGENDA ITEMS PROPOSED BY MEMBER (CHILD LABOUR / JJ / POCSO / LAW RELATING TO CHILDREN) – SHRI YASHWANT JAIN:**

**Agenda 4: Activity Calendar / Action Plan for the year 2017-18:**

4 (i) Action Plan of POCSO Unit
4 (ii) Action Plan of J.J. Unit
4 (iii) Action Plan of Child Labour Unit
4 (iv) Action Plan of Law Relating to Children Unit

**Decision:** Activity Calendar / Action Plans of POCSO, Juvenile Justice, Child Labour and Law Relating to Children for the year 2017-18 as proposed by Member (YJ), were approved by the Commission subject to availability of funds (Annexure-A, B, C & D).

[Action: Member (YJ)]
AGENDA ITEMS PROPOSED BY MEMBER (CHILD HEALTH) - SMT. RUPA KAPOOR:

Agenda 5: Activity Calendar / Action Plan for the year 2017-18:

Decision: Activity Calendar / Action Plan of Child Health as proposed by Member (Child Health) was approved by the Commission subject to availability of funds (Annexure-E).

[Action: Member (RK)]

Agenda 6: Other Items:

6 (i) Handbook on Counselling: for training and skill development of staff of CCI:

With support of Advisory Committee on Promotion of Positive Mental Health of children, a Handbook on Counselling has been prepared by the Commission. Orientation Workshops of CCI staff have been planned and the same will be held from February or March, 2017 onwards. The Handbook had been circulated to the Members and their approval has been obtained.

Decision: The proposal was approved by the Commission.

[Action: Member (RK)]

6 (ii) Guidelines for a Safe Childhood Programme

Member (RK) informed that the Team Health, NCPCR has developed the guidelines for making childhood safe through child friendly communities. A Training Manual and a Handbook has been developed in collaboration with UNICEF. The said guidelines, handbook and manuals were circulated to the Members and their suggestions have been incorporated.

Decision: These Guidelines, Training Manual and Handbook were approved on file and ratified by the Commission.

[Action: Member (RK)]

6 (iii) Concept of Open House in NCPCR: Concept of Open House could be introduced in the Commission, wherein once in a week (may be on Friday) between 11.00 A.M. to 1.00 P.M., members of the public would get a chance to share grievances in the Commission with the Chairperson/Members (subject to their availability). Through this initiative, NCPCR would be more easily accessible to the public and they will be able to report their grievances. This information can be provided on Commission's website.

Decision: The proposal was approved in principle by the Commission. However, it was decided that Initially Advisor (Grievances) being a Senior Joint Secretary level retired officer, may start the 'Concept of Open House in NCPCR' on every Friday from 11.00 A.M. to 1:00 P.M. to facilitate members of the public to share their grievances with the Commission. The Members may also join subject to their availability. The Chairperson was of the view that District Legal Services Authorities (DLSA) could be requested to associate for this purpose. In this regard, advertisements may be given on D.D. News, All India Radio, Local Newspapers and also on the website of NCPCR.

[Action: Advisor (Grievances)]
6 (iv) **Seminar on Inter Country collaboration:** A seminar on inter country collaboration and prevention of cross border child trafficking can be planned with Nepal, Bangladesh, Afghanistan etc. NCPCR can collaborate with SAIEVAC or any other reputed international organization.

**Decision:** The Commission was of the view that the seminar on inter country collaboration and prevention of cross border child trafficking could be planned with SAARC and other neighboring countries. Member (RK) was asked to prepare a Concept Note on this issue.

**[Action: Member (RK)]**

6 (v) **Promotion of POCSO e-Box:** It is very important that information with regard to POCSO e-Box must reach every citizen, especially children. For this, small card would be printed for dissemination of information on POCSO in every forum and also sent to SCPCRs, Districts Authorities and Schools etc.

**Decision:** It was decided that Member (RK) will accomplish this task with the help of Member (YJ).

**[Action: Members (RK/YJ) / Advisor (Media)]**

6 (vi) **List of Significant Days:** NCPCR may compile a list of significant days on child rights issues for celebration. Inputs may be taken from the concerned Divisions of the Commission.

**Decision:** Member (RK) was requested to prepare a list of all important / significant days that are connected to child rights issues.

**[Action: Member (RK)]**

6 (vii) **Additional staff requirement:** One PPS, One STE or Advisor, Child Health and Two JTEs (One for Child Health and one for Child Psychology) were requested by Member (RK).

**Decision:** MS was asked to look into it and other issues of strengthening of staff support of the Commission early.

**[Action: MS]**

6 (viii) **Engagement of Brand Ambassador for NCPCR for promoting the mandate of the Commission**

Member (RK) suggested exploring the possibility of identifying of a Brand Ambassador(s) for NCPCR for promoting the mandate of the Commission on the lines of 'Swachh Bharat' and such other programs. For this purpose, hiring of a PR or an Advertising agency could be considered.

**Decision:** The proposal was agreed in principle. It was also decided to explore generating awareness about NCPCR’s objectives through animation characters as an alternate to celebrity brand ambassadors. It was decided that the PR or an advertising agency may be hired on retainership basis.

**[Action: MS / Advisor (Media)]**
AGENDA ITEMS PROPOSED BY MEMBER (EDUCATION) — SHRI PRIYANK KANOONGO:

7 (i) **Staffing / Manpower Requirements of RTE and Education Division — additional requirement — reg.**

**Decision:** MS was asked to look into it and other issues of strengthening of staff support of the Commission early.

[Action: MS]

7 (ii) **Pending Payments**

A decision regarding pending payments pertaining to old files of RTE Program needs to be taken by the Commission. For example:

(a) F-15011/102/2014-15-Accounts

(b) 25-58/2014-15/NCPCR/RTE

**Decision:** The Chairperson requested MS to process these files.

[Action: MS]

7 (iii) **E-Office**

Currently through E-Office programmatic aspects could be taken up. However, to deal with grievances, it was proposed to take up new complaints received from March 2017. The old complaint files could be dealt with as hard files until the closure of such complaints.

**Decision:** It was decided that the entire work of the Commission shall be carried out through e-Office with immediate effect. In case of any difficulty, IT cell may be contacted. However, in exceptional circumstances the work can be carried out in conventional mode.

[Action: Members / MS / Advisor (Grievances)]

7 (iv) **Fresh Entitlements of Consultants**

A clear policy outlining details w.r.t to entitlements of Consultants/STE/TE/JTE travelling with Members to assist the Commission’s work be prepared. Till the time, new policy is drafted, all the Consultants/TEs/JTEs etc. may be informed of existing entitlements at the earliest.

**Decision:** MS was requested to examine this issue.

[Action: MS / AO]

7 (v) **Recommendations of the Commission for 64th CABE Committee Meeting - F.No. 2506/02/2016-17/NCPCR/64th CABE (Annexure-F)**

**Decision:** These recommendations were noted by the Commission.

7 (vi) **Long Term Contracts as per CAG**

Issuance of long term contracts with minimum 3 years duration of Technical staff should be done in light of CAG observations.

**Decision:** MS was requested to examine this issue.

[Action: Member (PK) / MS]
7 (vii) Conducting awareness generation Workshops on Substance Abuse by Children for officials of State Education Departments and Children in Schools

**Decision:** This item was withdrawn by Member (PK).

7 (viii) Regulatory Guidelines for Coaching Institutions need to be framed in the interest of students.

**Decision:** Member (PK) was requested to formulate these guidelines.

[Action: Member (PK)]

7 (ix) Regulatory Guidelines for Stand Alone Hostels need to be framed in the interest of resident students.

**Decision:** Member (PK) was requested to formulate these guidelines.

[Action: Member (PK)]

7 (x) Capsule Research on the following topics was suggested by Member (PK):

(a) "Devising Pathways for appropriate Re-patriation w.r.t Educational facilities and well-being of children of Children of Displaced Primitive Tribes viz. Bru-Reang Community".

(b) "Reviewing the status of provisions of Section 29 (2) (1) of RTE Act, 2009 in CCIs Emakulm District at Kochi."

**Decision:** These proposals were approved subject to sample collection through Quality Council of India (QCI).

[Action: Member (PK)]

7 (xi) Terms and Conditions for engaging NGOs in NCPCR.

This issue was brought to the notice of the Commission by Member (PK). A detailed discussion was held regarding the terms and conditions for engagement of NGOs for NCPCR's activities / programmes etc.

**Decision:** It was decided that before collaborating with any NGO or engaging any NGO for the activities / programmes of the Commission, it should be ensured that the NGO is registered and certified by the Foreign Contribution Regulation Act (FCRA). The Ministry of Home Affairs should also be contacted to ensure that the NGO has requisite registration and certification.

[Action: All Members / MS]

7 (xii) One day multi-stakeholder orientation workshop for availing CSR funds by NGOs/CSOs/Organisations working on child rights in North Eastern States- Tentative date by Feb-March 2017.

**Decision:** This proposal was approved by the Commission.

[Action: Member (PK)]

7 (xiii) Member (PK) stated that the Annual Work Plan (AWP) 2017-18 of RTE / Education Division shall be provided by this week.

**Decision:** This was noted by the Commission.
7 (xiv) Foundation Day (5th March, 2017) be dedicated to Children in Need of Care and Protection (CNCP).

It was proposed by Member (PK) that the Foundation Day be dedicated to Children in Need of Care and Protection (CNCP) and the topic of discussion should be – 'Better implementation of JJ Act in CCIs'.

**Decision:** The Commission agreed to the proposal.  
**[Action: Member (YJ) / MS]**

**Agenda 8:** Other Activities - Activity Calendar / Action Plan of the Commission for the year 2017-18:

**Decision:** An action plan for upscaling media related activities was approved by the Commission as per (Annexure-G).

**[Action: MS / Advisor (Media)]**

**AGENDA ITEMS PROPOSED BY ADMINISTRATION SECTION:**

**Agenda 9:** Tender for supply of manpower (DEOs, MTS and House keeping staff):

A tender for supply of manpower had been shortlisted in favour of M/s Comex Computers w.e.f 01.12.2016. Subsequently, a representation / complaint was received from the previously outsourced DEOs & MTS working in NCPCR stating that the representative of the new agency (M/s Comex Computers) was asking for commissions of various amounts from them.

Based on the complaint received, following actions were taken with the approval of the competent authority:

9 (i) An Enquiry Committee has been constituted under Shri Rakesh Bhartiya, Advisor (Grievances), NCPCR on 25.01.2017 to look into the complaint received in the Commission in the matter and to submit a report within two weeks.

9 (ii) The contract with M/s M.S Enterprises, the outsourced agency who were earlier providing DEOs, MTS & House Keeping staff has been extended till March, 2017 or till the enquiry process is completed, whichever is earlier. Till that time, the remuneration to the outsourced staff will be paid as per the pre-revised rate.

9 (iii) The finalization of the contract with M/s Comex has been temporarily suspended till the enquiry process is completed.

The Commission was apprised of the action taken in this regard.

**Decision:** This was noted and approved by the Commission.

**Agenda 10:** E-tender for hiring of vehicles and annual rate contract for supply of stationery and general items:

The Commission was apprised of the fact that the contract of M/s Leela Travels, New Delhi who is presently providing taxi services to the Commission, has already expired 01.12.2016. The firm was given an extension of contract till 28.02.2017 as per the existing terms and conditions. Therefore, an e-tender has been published in the [www.eprocure.gov.in](http://www.eprocure.gov.in) for hiring of vehicles for the official use in the Commission.
The Commission was also apprised of the fact that at present we are purchasing all stationery and general items required for the Commission from Kendriya Bhandar. But the special dispensation given to Ministries to purchase stationery items from Kendriya Bhandar has been withdrawn by the Government of India w.e.f 1.4.2015. It was therefore decided with the approval of the competent authority, that we should go in for open tender to finalise rate contract for supply of stationery items to NCPCR. Accordingly, e-tender has been published for annual rate contract for supply of stationery and general items in the Commission.

**Decision: This was noted and approved by the Commission.**

**Agenda 11: Implementation of e-Office in the Commission:**

The Commission was apprised that the issue regarding implementation of e-Office in NCPCR has come up for discussion in the weekly meetings held with Secretary, MWCD on several occasions. Even though majority of the files of NCPCR have been digitized till July/August, 2016, it has not been fully operational in the Commission so far. It was proposed to implement e-Office in the Commission w.e.f. 01-02-2017. The Commission was also apprised of the actions taken in this regard.

This issue has already been discussed in details vide Agenda Item No. 7 (iii) wherein it has been decided that the entire work of the Commission shall be carried out through e-Office with immediate effect. In case of any difficulty, IT cell may be contacted. However, in exceptional circumstances the work can be carried out in the conventional mode.

**Decision: This was noted and approved by the Commission.**

**Agenda 12: Implementation of 7th CPC recommendations in NCPCR**

The Commission was apprised of the fact that the Ministry of Finance vide their OM No. 1/1/2016-E-III(A) dated 13th January 2017 has extended the recommendations of 7th CPC to Autonomous Organisations. The additional financial impact on implementation of 7th CPC recommendations in NCPCR will be about Rs. 30.00 Lakhs in the current financial year (2016-17).

The Commission was also apprised of the fact that NCPCR does not have internal resources to generate funds and therefore, the Commission is covered under para 5 (iii) of the Ministry of finance OM No. 1/1/2016-E-III(A) dated 13th January 2017. Keeping in view of the functions of the Commission as envisaged under CPCR Act, 2005, MWCD has been requested to extend the implementation of 7th CPC recommendations in pursuance of Ministry of Finance OM dated 13/01/2017 to this Commission.

**Decision: This was noted by the Commission.**

The meeting ended with a vote of thanks to the Chair.
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<tr>
<th>Sr. No.</th>
<th>Activity</th>
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<tbody>
<tr>
<td>1.</td>
<td>Consultation with Nodal Officers of the States to discuss regarding implementation of the POCSO Act.</td>
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<tr>
<td>2.</td>
<td>Consultation with Chairpersons/Members of State CPCRs to discuss regarding implementation of the POCSO Act in their States.</td>
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<td>3.</td>
<td>Data Analysis received from States regarding implementation of the POCSO Act.</td>
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<td>4.</td>
<td>Regional Level Workshop to sensitize stakeholders and public at large on the POCSO Act.</td>
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<td>5.</td>
<td>Developing IEC Materials on POCSO.</td>
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<td>6.</td>
<td>State and District Level Training Workshop cum awareness Programme.</td>
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<td>11.</td>
<td>Regional Level Training Workshop cum awareness Programme.</td>
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<tr>
<td>Sr. No</td>
<td>Task conferred to the Commission in respect of Monitoring and implementation under Rule 6 of the POCSO Act 2012</td>
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<td>Phase-I</td>
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<td>1</td>
<td>To monitor the Designation of Special courts in all states</td>
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<td>Appointment of Special Public Prosecutors by all States</td>
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<td>3</td>
<td>Formulation of Guidelines by all State Governments for the stake holders for the implementation of the POCSO Act 2012</td>
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<td>4</td>
<td>Designing and Implementation of modules for training of Police personnel and other concerned persons, including officers of Central and State Governments</td>
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<td>5</td>
<td>Monitor and support the Central Govt and State Govt for dissemination of information relating to the provisions of the Act</td>
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<td>Data collection / information from relevant agencies regarding reported cases of sexual abuse and their disposal under the process established under the Act</td>
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<td>regional level NGOs, Media, stakeholders, social workers, counsellors to develop outline for awareness of the Act</td>
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### Annexure-B

#### 4 (ii) - Action Plan of J.J. Unit

<table>
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<th>Sr. No.</th>
<th>Activity</th>
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<tbody>
<tr>
<td>1.</td>
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<td>implementation of the Juvenile Justice Act.</td>
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<td>the Juvenile Justice Act.</td>
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<td>4.</td>
<td>Regional Level Workshop for CWC Members to sensitize on the Juvenile</td>
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<td>Justice Act.</td>
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<td>6.</td>
<td>State and District Level Training Workshop cum awareness Programme</td>
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<td>Consultation with Nodal Officers of the States to discuss regarding</td>
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<td>11.</td>
<td>National Level Training Workshop cum awareness for JJBs Members Programme</td>
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### 4(iii) - Action Plan of Child Labour Unit

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<thead>
<tr>
<th>Sr. No.</th>
<th>Objective</th>
<th>Program/Activity</th>
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<tbody>
<tr>
<td>1.</td>
<td>Govt. Of India is going to ratify ILO convention 138 about minimum age, and 182 (prohibition and elimination of the worst forms of child labour).</td>
<td>One day national level Workshop on the current scenario of ILO convention 138 and 182 with international, local NGOs and Ministry of Labour.</td>
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</tbody>
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| 2. | (i) 4 Regional Consultations (two day each) on total elimination/abolition of Child Labour (It is the policy of the present Government)  
(iii) Discussion on Rules for Child labour Act. | 4 Regional Consultations (two day each). |
| 3. | Businesses houses who deal in production of Mica, Electronic Waste and Tobacco which are hazardous. | One day National level meeting and consultation with multi stakeholders to eradicate child labour from these Industries. |
| 5. | Current situation on Raid, Rescue and Rehabilitation of Child labourer with Ministry of labour, Govt. Of India and labour Ministries of State Government along with NGOs working at ground level. | One day National level Workshop. |
| 6. | Child labourer as a Victim of Human Trafficking and the current situation with the existing laws. Including Ministry of Home Affairs, NGOs working at ground level and all the SCPCRS. | One day National level Workshop. |
| 7. | Preparation of IEC Materials:-  
(i) Posters (in Hindi and English) and stickers for awareness of Section 79 of J.J. Act (this section is about prevention of Child Labour)  
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<tr>
<th>Sr. No.</th>
<th>Objective</th>
<th>Program/Activity</th>
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<tbody>
<tr>
<td>1.</td>
<td>Review on Bonded Labour System (Abolition) Act, 1976</td>
<td>One day National Level Workshop to review on implementation of Bonded Labour System (Abolition) Act, 1976, with the Ministry of Labour, National / International NGOs, SCPCRS and State Labour Departments / Ministries.</td>
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<tr>
<td>2.</td>
<td>The Indian Penal Code and Child related offences and their relevant sections to protect child rights in the country.</td>
<td>One National level Workshop on IPC with the Ministry of Home Affairs and State Police Departments.</td>
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<td>3.</td>
<td>Prohibition of Child Marriage Act. Regional Meetings to share best practices.</td>
<td>6 Regional Meetings and consultations (one day each) with multi stakeholders to share best practices.</td>
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<td>5.</td>
<td>Contradiction between Orphanages and other Charitable Homes Supervision and Control Act, 1960 and Juvenile Justice (Care and Protection of Children) Act, 2015</td>
<td>4 Regional Workshops (one day each) in other than North Eastern States; and 6 Workshops (one day each) in North Eastern States - for sensitization on problems occurring in registration of Homes under relevant sections of appropriate law.</td>
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<tr>
<td>6.</td>
<td>Preparation of IEC Materials- (i) Posters (in Hindi and English) and stickers for awareness about law relating to Children (ii) Books in Hindi and English regarding general awareness amongst citizens about laws relating to children</td>
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## 5 - Action plan of Child Health Unit

<table>
<thead>
<tr>
<th>S.No.</th>
<th>Broad Topics</th>
<th>Program / Activity</th>
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<tr>
<td></td>
<td><strong>Child Health &amp; Development Seminars</strong></td>
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<tr>
<td>1.</td>
<td>Sharing of Best Practices to improve quality care system in delivery care.</td>
<td>One day seminar (State to be decided)</td>
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<td>2.</td>
<td>Roadmap to end preventable neonatal deaths and stillbirths</td>
<td>One day Seminar (State to be decided)</td>
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<td>3.</td>
<td>Parenting -children with special needs: Success stories</td>
<td>One day Seminar and compilation of Success stories (State to be decided)</td>
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<td><strong>Awareness Generation</strong></td>
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<td>4.</td>
<td>Sensitization Programme on prevention of Early marriage and Early pregnancy</td>
<td>Awareness Campaigns in 12 states through SCPCRs.</td>
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<td>5.</td>
<td>Sanitation and Hygiene Programmes for Children and Adolescents with special</td>
<td>Awareness Campaigns at GP level in worst performing Districts of the States.</td>
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<td>focus on menstrual hygiene among girls.</td>
<td>(State to be decided)</td>
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<td>6.</td>
<td>Awareness Programme on sickle cell anemia &amp; malnutrition among tribal children</td>
<td>5 Districts of 2 States (State to be decided)</td>
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<td>of India</td>
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<td>7.</td>
<td>Awareness Programme on health aspects of children of Beedi workers</td>
<td>2 Districts of West Bengal- Murshidabad &amp; Raigunj</td>
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<td>8.</td>
<td>Rights and Entitlements of Children with HIV/AIDS</td>
<td>Sikkim, Manipur, Mezoram &amp; Kerala</td>
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<td>9.</td>
<td>Ensuring Rights and entitlements of Adolescents and young people</td>
<td>Workshops (six) in 3 States</td>
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<td>10.</td>
<td>Jagrut Raho Chuppi Todo Abhiyan (on CSA) II with POCSO cell</td>
<td>Delhi</td>
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<td><strong>Reviews</strong></td>
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<td>11.</td>
<td>Review of available Health Care facilities and identifying gaps in services</td>
<td>Review meetings and Consultation in 2 tribal dominated States</td>
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<td>for children in tribal communities.</td>
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<td>12.</td>
<td>Review of situation of children in Tea growing States of India - Assam,</td>
<td>State level Review Meetings</td>
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<td></td>
<td>Kerala and West Bengal</td>
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<td>13.</td>
<td>To review nutritional status of children/ adolescents and existing health care</td>
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<td>facilities in five States of the Country with focus on strengthening System.</td>
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<td><strong>Guidelines</strong></td>
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<td>14.</td>
<td>Safe Childhood Programme (Surakshit Bachpan Karyakaram)</td>
<td>One National Consultation and one Review meetings.</td>
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<td>- Rural -with Ministry of Panchayat &amp; Rural Development</td>
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<td>- Urban -with Ministry of Urban Development</td>
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<td>15.</td>
<td>Child Friendly Hospitals with Ministry of Health &amp; Family Welfare</td>
<td>Advisory Body meets and one consultation</td>
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<td>17.</td>
<td>Child Friendly Police Stations (with UNICEF)</td>
<td>National Consultation &amp; handholding for Delhi Police</td>
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<td>18.</td>
<td>Public Hearing on Nutritional situation of children.</td>
<td>To be held in Odisha/Jharkhand</td>
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<td>19.</td>
<td>Guidelines &amp; Training of CCI staff on the basis of Handbook on Counselling developed by Psychology Div, NCPCR in collaboration with JJ Section, NCPCR</td>
<td>Four Regional Training Programmes</td>
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<tr>
<td>21.</td>
<td>Ensuring establishment of one stop Crisis Intervention Centres/ separate wards for victims/ Survivors of CSA.</td>
<td>Meetings and piloting with Government Hospitals Administration (with POCSO Cell, NCPCR)</td>
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<tr>
<td>22.</td>
<td>Research Study on Paedophiles (After finalization of Guidelines for Research Studies)</td>
<td>Documentation of Case studies</td>
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<tr>
<td>23.</td>
<td>Psycho social Profiling of survivors of CSA.</td>
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</table>
7 (v) - Recommendations of
NATIONAL COMMISSION FOR PROTECTION OF CHILD RIGHTS for
64th Central Advisory Board of Education
Vigyan Bhavan, New Delhi.

Dated: 25.10.2015
NCPCR Recommendations to 64th CABE Committee, as per the Agenda of the meeting

1. Agenda Item No. 1
Discussion on Main concerns to be addressed in New Education Policy (NEP).

**NCPCR Recommendation:**
NCPCR has already submitted a series of recommendations to MHRD on New Education Policy based on 4 Regional Consultations held by the Commission in this regard. Inputs of children from various schools across the country from Government and Private schools have also been taken while framing these recommendations.

Additionally, it is also recommended that the CABE Committee may consider, under NEP, to improve quality Education through digitisation of schools. Alternative innovative methods of teaching may be introduced in classrooms. Digitization of attendance monitoring system through net based technology should be used.

2. Agenda Item No. 2
Presentations of three Sub-Committees of CABE constituted in 63rd CABE meeting held on 19th August, 2016

2 (a) To mainstream out of school children to bring them into the fold of the educational system.

**NCPCR Recommendation:**
NCPCR has already submitted its detailed recommendations on “Devising Pathways to mainstream out of school children” on the basis of consultation cum review meeting with various stakeholders.

The recommendations submitted by NCPCR to CABE Sub Committee on “Devising Pathways for Out of School Children” are categorised under broad heads viz. Definition, Identification, Prevention, Tracking and Re-engagement of Out of School Children (OoSC).

Additionally, some of the recommendation for adoption by the 64th CABE meeting is as follows;

i. Establishment of Hostel facilities for boys in districts with high migrant labour and for children in North Eastern States to prevent drop-outs.

ii. Inclusion of street children/railway children etc. in household surveys.

iii. Convergence between different departments and ministries on deciding the menu of Mid Day meal to prevent disabilities and diseases due to deficiencies.

iv. Reviewing the status of KGBV schools across the country. For example, in the State of Assam there are 57 existing KGBVs as compared 81 sanctioned.

v. Extend Mid-Day Meal (MDM) to the children attending those Madarsas which are providing basic education and to children admitted under Section 12 (1) (C) – EWS/DG Quota in private schools.

vi. Digitalised attendance monitoring systems should be used in schools as part of improved and innovative infrastructure. This will also enable identification and prevention of drop out children.
2 (b) Measures and suggestion to improve infrastructure of government Schools:

NCPCR Recommendation:

i. For construction of building, toilets etc. Principal/School Teacher should not be involved. Construction should be done under the supervision of block development officer and quality of construction must be monitored by Education Department. Monitoring of construction of school infrastructure should be done by dedicated team of SSA who are specialised in this field.

ii. Classrooms should be made Wi-Fi enabled zones.

iii. A centralised Grievance Redressal Mechanism (GRM) should be put in place to redress grievances pertaining to violations and deprivations provisioned under the RTE Act, 2009.

2 (c) Measures to enhance skilling and technical education in the school and higher education systems.

NCPCR Recommendation:

Build a solid vocational education and skill based training across the country.

"कर्तर करत अथ्यास जड़सति होत मुद्दान | रस्तर आवात जात है सिल पर घट निम्नान।" - बी कबीर शास

To ensure a vocationally skilled, employment ready individuals; the skilling needs to start at the formative years of children which is from the beginning of their schools.

The following enablers are recommended to be considered for the said purpose viz;

i. (a) Create an exhaustive list/data bank of probable vocational trades at the national level, keeping in mind various skills through which the same could be imparted to children at school level. At least 5000 occupation based job protocols should be identified and be made part of a data bank. These job protocols should be made part of school curriculum for children studying in 6th Std. and above. MHRD and MSDE should jointly prepare such Job Protocols, Occupational Standards and year wise curriculum.

(b) Vocational training process should be divided into National and State/District level based on the relevance and, need, cultural and geographical nuances.

(c) At District level a Committee/Board should be set up under DIET for this purpose. The District Collector/District magistrate, District Education Officer, Local Representative, MLA, MP, MLC, PRI etc should be members of this Committee. The SCPCRs of the States should be made as special invitee of such a Committee/Board. This Committee should meet quarterly to create and review plans for execution of Skill based Vocational Training for children in all schools within their districts. The District level Committee should choose the most relevant Protocols from the existing data bank. The data bank of Job The skill based vocational training should be made part of curriculum for children.

ii. There should be grade based approach for skilling which should be evaluated through CCE for children in 6th Std. and above. It should be relevant and need based at district levels. From 6th Std. Onwards there should be specialised trades and skills to be taught to children.
iii. Use of ICT for ensuring universalisation of Elementary Education.

iv. For Std. I to std. V i.e. (4-10 yrs) there should be a common vocational skill imparted to all school children. Example; identification of various plants, leaves, herbs, minerals and ores etc.

v. Curriculum reform for higher Education should be made since NCERT changes syllabus in every year, but at higher level the syllabus is not changed.

2 (d) Extension of the Right of Children to Free and Compulsory Education Act, 2009 to Pre-School and Secondary Education.

(i) Pre-primary Education Current Status: Currently the pre-primary education is available for children in the age group of 3-6 years wherein children have the Right to Development, Right to Health and Right to Nutrition. In the existing system these rights are met through by Anganwadi Centres for children in pre-primary. However, as per the Section 11 of the Right of Children to Free and Compulsory Education Act 2009 that under the Right of Children to Free and Compulsory Education Act, 2009 (RTE Act, 2009), it is essential to provide preschool education in order to provide education to all the children above 3 years of age.

Section 11 of the RTE Act, 2009 also mentions that ECCE is States responsibility. The definition of the State is to be viewed in larger context viz. the concerned officers, ministers, departments and ministries of the Central Government and the State Government machinery, which could be MHRD, MWCD, Ministry of Health etc. ECCE needs to be viewed as States Responsibility in the larger context as mentioned. The State Governments are implementing Section 11 of RTE Act, 2009 through Anganwadi Centres under the ICDS of MWCD. The need is to strengthen the existing systems instead of abolishing them.

NCPCR Recommendation:

a) Anganwadi Centres (AWC) are fulfilling the children's right to Development, Right to Health and Right to Nutrition and Education which is part of ICDS of MWCD. MHRD's role is to provide Education. On the basis of observations made by the Commission, it is noted that the fundamental rights of education for children are in the form of individual benefits to children such as uniforms, textbooks, shoes, school bags, books, and fee reimbursement for the students admitted under Section 12 (1) (c). Hence, it is recommended that MHRD can provide these benefits to children who are in Anganwadi Centres.

b) Further, Commission has also observed that the children admitted at entry level in Private Schools are getting benefit of fee reimbursement. But the most vulnerable children of country are going to AWCs. The Commission finds this as discrimination of children who are getting ECCE in government system which is provided by ICDS of MWCD; a scheme other than of SSA under MHRD. Hence, it is recommended to reimburse the amount of fees calculated on the basis of per child expenditure incurred by the State. By reimbursing such amount the system of AWC shall be strengthened.

c) Also, based on deliberations and decisions taken in the 2nd CABE Committee on "Extension of the Right of Children to Free and compulsory Education Act, 2009 to Pre-school Education and Secondary Education" held in 2012, the Commission recommends to examine the ICDS scheme and try to create convergence of MHRD with the MWCD responsible for implementing the ICDS.
d) To ensure the effective implementation of the ECCE for pre-primary education, it is recommended by the Commission that various Departments/Ministries viz. Panchayati Raj Institutions (PRIs), Women and Child Development/Social Welfare (WCD) and Human Resource Development (HRD) should converge to find a place for Anganwadi within school premise.

e) To bring parity in providing ECCE amongst the private run “Play Schools & other institutions” and Government run “Anganwadi Centres (AWCs)”, the Commission has taken initiative to draft model guidelines to regulate such institutions. The Commission would be publishing these guidelines soon. It is recommended that the State Governments should adopt the same and take it forward.

(ii) Secondary Education Current Status:

(a) The 2nd CABE Committee on “Extension of the Right of Children to Free and compulsory Education Act 2009 to Pre-school Education and Secondary Education” held in 2012, wherein it was decided that elementary education of eight years does not fully equip children to live and participate in contemporary societies; therefore it was desirable to raise the minimum level of compulsory and free education to secondary level.

(b) Currently, the dropout rate of children post 8th std. who are studying in 9th std. is highest.

(c) Provisioning benefits of Section 12 (i) (c) for children uptill 8th std. shall yield no fruitful results as a consequence of them getting dropped out due their inability to cope with the pressure due to non availability of the benefit of 12 (1) (c) beyond 8th std.

(d) Also, children who are dropped out after 8th std. are often not considered while factoring the exact number of children who are Out of School (OoSC).

(e) There are no jobs in whether in Government or Private Sector which can provide dignified gainful employment for 8th std. pass children are several Pvt. Schools who have given admission to children under Section 12 (1) (c) for children in the age group of 6-14 years in the current Academic Year.

NCPCR Recommendation:

a) NCPCR recommends the decision taken in CABE Committee on “Extension of the Right of Children to Free and compulsory Education Act 2009 to Pre-school Education and Secondary Education” held in 2012.

b) Also with regard to the secondary level of education, due to large scale presence of private sector in the delivery of secondary education, the Commission recommends the decision of 2nd CABE Committee meeting, on this matter, held in 2012 that there is a need to examine the regulatory framework while formulating legislation.

2 Discussion on the status of “No Detention Provision” under RTE Act, 2009.

NCPCR Recommendation:

i. It is recommended that “No-Detention Provision” beyond 5th Std. should be revoked. However, it is suggested that to maintain quality and innovative learning evaluation process should be in accordance to Continuous and Comprehensive Evaluation (CCE). The performance evaluation of the children should be done on
quarterly basis. It is noted that current CCE methodology is not so effective it is recommended that CCE should be redesigned in the Indian context.

ii. NCPCR wanted to put forth its recommendations in this regard. However, the same could not be done as the Commission was not part of this Committee.

Agenda Item No. 3
Follow up action on discussion of 63rd CABE on “Status of NCC/NSS in schools and colleges”.

Agenda Item No. 4
To discuss “Teaching, Teacher Training and Recruitment” as follow up action of 63rd CABE Committee Meeting.

Current Status:
The current situation w.r.t to Teaching, Teacher and Recruitment requires considerable attention since there several instances which has come to the notice of the Commission wherein, the Teachers are not properly trained, qualified, there is an issue of proxy and para-teachers, there are cases of Teachers not being able to discharge their duties as expected and they have been subjected to disciplinary action and other penal actions due to involvement into grievous offences such as Sexual Offences against children, cruelty against children by virtue of discrimination and corporal punishment etc. the recruitment process has also been questionable and the methodologies used for classroom teaching requires enhancement to impart effective and quality education.

NCPCR Recommendation:
i. Method of teaching should be changed from mere textbook based learning to activity based learning.

ii. There is a need to glorifying the teaching profession and establishing it as one of the most favoured career opportunity for youth.

iii. Teachers should be enabled to focus on the teaching job by not burdening them with other duties. Teacher maybe engaged in election duties but should not be engaged in creation of voter list which is a continuous and time consuming activity. Teacher is not a Government Surveyor. Also, it should be ensured that no other work, which is not relevant and related to school and education of children, should be assigned to teachers.

iv. Also, it very important that the syllabus of competitive exams should be part of school syllabus and any syllabus which is not taught in schools to children should be avoided in competitive exams.

v. For vocational training and ICT, teachers should play the role of facilitators.

vi. Manual on Safety and Security of Children in Schools which is being prepared by NCPCR should be part of Teacher’s Training along with Child Rights.

vii. Teaching profession should be made lucrative as a career objective for trained teachers to be part of it.

viii. There are several untrained teachers in schools. To facilitate recruitment of good quality, trained teachers regulations in NCT should be made.

ix. In service teachers should be adequately trained.

x. Teachers in States should get proper salaries per governmental norms.

xi. Section 23, 24, 25, 26, 27 and 28 of the RTE Act, 2009 needs to be compiled in letter and spirit.
Any other Item No. 5
Any Other Item with permission of the Chair:

NCPCR Recommendation:

1. There is a need to review the RTE Act, 2009 w.r.t Section 2 (5) of The Right of Children to Free and Compulsory Education (Amendment) Act, 2012;

2. Currently there are no penal provisions under the RTE Act, 2009 which allows Commission to take stern action against the violators of the provisions and entitlements laid down under the said Act. However, since RTE Act, 2009 being a social Act, a review needs to be done thereby empowering the Commission to at least exercise certain powers such as;
   a. Stopping the increment of any government official violating the said Act,
   b. Issuing orders for suspension of the violators,
   c. Making observations/comments in service book or records of any such person who contravenes or violates the provisions of the said Act.

3. NCPCR is in process of preparing a comprehensive 'Manual on Safety and Security of Children in Schools'. This is a comprehensive manual which shall encompass all the aspects related to safety and security of children in schools. This manual should be considered for adoption and adherence by all the concerned stakeholders.

4. Keeping the children in account who are in difficult circumstances, the RTE, Act- 2009 could be considered to extend to Jammu and Kashmir and relevant amendments be made accordingly, in the Act.

   1. There is a need to establish centralised grievance redressal mechanism.

   2. NCPCR should be included as part of any-all Sub-Committees of CABE meetings pertaining to RTE and Education related matters for better implementation of Section 31 of the RTE Act, 2009.
8. Action Plan for upscaling media related activities of the Commission

January-February

- **Short Film Award Competition on Child Rights**
  - An advertisement for this competition to be inserted in prominent dailies from 10 cities amounting to about Rs 2.5 Lakhs is also proposed. Details will be put up at NCPCR website.

March-April

- **Still photography and poster competition on Child Rights**
- Preparations for Foundation Day on March 5, 2017.

May-June

- Booklet on celebrations of International Child Rights Day by SCPCRs.
- Publication of Hindi version of NCPCR booklet: English version is available in print, Hindi text has been prepared. The same may be printed.

July-August

- **Printing of Comic book on Child Rights**
- Printing & Publication of Media Hand Book. The draft is being finalised.

September-October

- Organising a Media Workshop for sensitising the Media on child right issues.

November-December

- Production of audio spots on child rights issues to be aired later on different Radio channels.
- Media interaction on activities and achievements of the Commission.