







3:00 PM on 06.04.2023
Dr. Ambedkar International
Centre

Review Meeting on Implementation of RPWD act and Rules by various ministries and Accessible India campaign

By

Hon'ble Minister for Social Justice & Empowerment

Dr. Virendra Kumar

Government of India
Ministry of Social Justice & Empowerment
Department of Empowerment of Persons with Disabilities









Agenda:

- Progress achieved under the target of formulation of sector-specific guidelines/standards.
- Compliance audit mechanism by the concerned ministries/departments to ensure the implementation of the provision of the guidelines/standards.









Section 40. Accessibility.—The Central Government shall, in consultation with the Chief Commissioner, formulate rules for persons with disabilities laying down the standards of accessibility for the physical environment, transportation, information and communications, including appropriate technologies and systems, and other facilities and services provided to the public in urban and rural areas.









- **Section 41. Access to transport.**—(1) The appropriate Government shall take suitable measures to provide,—
- (a) facilities for persons with disabilities at bus stops, railway stations and airports conforming to the accessibility standards relating to parking spaces, toilets, ticketing counters and ticketing machines;
- (b) access to all modes of transport that conform the design standards, including retrofitting old modes of transport, wherever technically feasible and safe for persons with disabilities, economically viable and without entailing major structural changes in design;
- (c) accessible roads to address mobility necessary for persons with disabilities.









Section 41. (2) The appropriate Government shall develop schemes programmes to promote the personal mobility of persons with disabilities at affordable cost to provide for,—

- (a) incentives and concessions;
- (b) retrofitting of vehicles; and
- (c) personal mobility assistance.

Section 42: Access to information and communication technology.—The appropriate Government shall take measures to ensure that,—

- (i) all contents available in audio, print and electronic media are in accessible format;
- (ii) persons with disabilities have access to electronic media by providing audio description, sign language interpretation and close captioning;
- (iii) electronic goods and equipment which are meant for every day use are available in universal design.













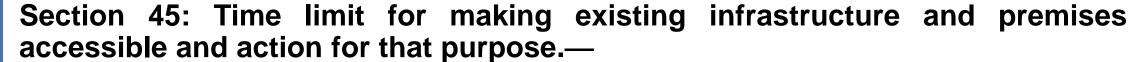
Section 43: Consumer goods.—The appropriate Government shall take measures to promote development, production and distribution of universally designed consumer products and accessories for general use for persons with disabilities.

Section 44: Mandatory observance of accessibility norms.—

- (1) No establishment shall be granted permission to build any structure if the building plan does not adhere to the rules formulated by the Central Government under section 40.
- (2) No establishment shall be issued a certificate of completion or allowed to take occupation of a building unless it has adhered to the rules formulated by the Central Government.









(1) All existing public buildings shall be made accessible in accordance with the rules formulated by the Central Government within a period not exceeding five years from the date of notification of such rules: Provided that the Central Government may grant extension of time to the States on a case to case basis for adherence to this provision depending on their state of preparedness and other related parameters.



(2) The appropriate Government and the local authorities shall formulate and publish an action plan based on prioritization, for providing accessibility in all their buildings and spaces providing essential services such as all primary health centres, civil hospitals, schools, railway stations and bus stops.











Section 46: Time limit for accessibility by service providers.—The service providers whether Government or private shall provide services in accordance with the rules on accessibility formulated by the Central Government under section 40 within a period of two years from the date of notification of such rules: Provided that the Central Government in consultation with the Chief Commissioner may grant extension of time for providing certain category of services in accordance with the said rules.









Rule15: Rules for Accessibility.-

- (1) Every establishment shall comply with the following standards relating to physical environment, transport and information and communication technology, namely:-
 - (a) standard for public buildings as specified in the Harmonised Guidelines and Space Standards for Barrier Free Built Environment for Persons With Disabilities and Elderly Persons as issued by the Government of India, Ministry of Urban Development in March, 2016;
 - (b) standard for Bus Body Code for transportation system as specified in the notification of the Government of India in the Ministry of Road Transport and Highways, vide number G.S.R. 895(E), dated the 20th September, 2016;



Rule15: Rules for Accessibility.-







(c) Information and Communication Technology- (i) website standard as specified in the guidelines for Indian Government websites, as adopted by Department of Administrative Reforms and Public Grievances, Government of India; (ii) documents to be placed on websites shall be in Electronic Publication (ePUB) or Optical Character Reader (OCR) based pdf format: Provided that the standard of accessibility in respect of other services and facilities shall be specified by the Central Government within a period of six months from the date of notification of these rules.

15(2) The respective Ministries and Departments shall ensure compliance of the standards of accessibility specified under this rule through the concerned domain regulators or otherwise.









Key highlight

- Compliance audit of the guidelines needs to be ensured by each ministry.
- Lack of authorised/certified compliance auditors in the country as a result,
 - lack of authentic audit reports without adequate awareness and sensitivity towards the subject creates challenging output results for universal accessibility.
- It is proposed that DEPwD can sponsor training of auditors to undertake meaningful compliance audit on pilot basis for every e-gazette notification









Accessible India Campaign - Purpose and Components

UNCRPD, 2007 (Article 26 Chapter 9) Incheon Strategy (Goal No. 3)

ACCESSIBILITY

AIC launched on 3.12.2015

for creating universal accessibility for Persons with Disabilities (PwDs)— Divyangjan MANDATE >

RPwD Act 2016 (Section 40 – 46)

FOCUS AREAS

Retrofitting of existing infrastructure and services

Ensuring Accessibility in new developments

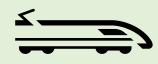
CAMPAIGN COMPONENTS



Public Buildings (Central and State Govt.)



Information & Communication
Technology(Public Websites, Electronic Media etc)



Public Transport (Road, Rail and Air)

CAMPAIGN COMPONENTS

Sector-specific Accessibility Guidelines/Standards

(20 Central Ministries/Departments)









Achievements of the Campaign

Built Up Environment

State Govt Buildings

Phase 1 -

- ➤ **1671 buildings audited** by empaneled auditors
- ➤ Grant-in-aid of Rs. 562.09 crore for retrofitting of 1314 buildings. 609 buildings completed reported by 20 States

Phase 2 & 3 -

8 State/UT govts have reported
 2851 buildings have been
 selected for retrofitting

Central Govt Buildings

All 1100 selected buildings maintained by CPWD, made accessible

Transportation

Railway Stations (MoRailways)

All 709 A1, A & B stations made partially accessible (ramps, lift, reserved parking etc.)

Airports (MoCivil Aviation)

➤ All 35 international and 55 of 69 domestic airports made accessible (lift - audio signage & braille, ramps and toilets

Buses (MoRTH)

➤ 42,785 (29.19%) STU buses made partially accessible, and **8,443 (5.76%) buses** made fully accessible.

ICT Ecosystem

State Govt Websites

- ➤ 637 websites made accessible
- > 474 websites made live

Central Govt Websites (MeitY)

95 accessible websites have been made live

Sign Language Interpreters

More than 1593 Sign Language Interpreters trained by ISLRTC through long term, short term and professional courses.

Accessible TV Viewing (Mol&B)

➤ 2447 accessible news bulletin telecast by 19 news channels and 3686 accessible scheduled programs/movies telecast by 17 General Entertainment channels.









Sunset Clause – Public Facilities and Services

- 27.11.2020 COS meeting directives issued that sector specific guidelines for services to be notified by Dec 2021. (as per rule 15 of RPWD Rule 2017)
- As per RPWD act **2 years** time from Dec 21 for implementing guidelines for services. i.e., up to **Dec 2023**.
- Accordingly, AIC to be carried on till March 2024 as proposed to EFC and approved by EFC.









Status of Sector Specific Guidelines

Status	Status as per 10.05.2022 (HMSJE review meeting)	Status as on today	Name of ministries
Guidelines notified under	Existing guidelines	already notified i	n RPwD Rules 2017
RPWD Rule 15	1. Harmonized Guidelines and Space Standards for Barrier Free Built Environment for Persons With Disabilities and Elderly Persons as issued by the Government of India, Ministry of Urban Development in March, 2016;		
	2. Standard for Bus Body Code for transportation system by the Ministry of Road Transport and Highways, vide number G.S.R. 895(E), dated the 20th September, 2016 ;		
	3. Information and Communication Technology- (i) website standard as specified the Guidelines for Indian Government Websites (GIGW), as adopted by Department of Administrative Reforms and Public Grievances, Government of India; (ii) document to be placed on websites shall be in Electronic Publication (ePUB) or Optical Charact Reader (OCR) based pdf format:		
	MOHUA , MOF		updated guidelines are under process of









Status	Status as per 10.05.2022 (HMSJE review meeting)	Status as on today	Name of ministries
Ministries that notified guidelines in e-gazette	00	05	 Ministry of Housing and Urban Affairs Ministry of Electronics and Information Technology (websites+ ICT based products-CDAC+BIS) through BIS Ministry of Civil Aviation Ministry of Culture Department of Sports









Status	Status as per 10.05.2022 (HMSJE review meeting)	Status as on today	Name of ministries
Ministries which have adopted other ministries notifications	0	03	1.Department of Telecommunication (<i>MEITY Guidelines</i> covers telephone components, no separate guidelines have been made by DoT. The same has been conveyed vide O.M. No. 17-03/2017-SCT Vol.II dated 29.06.2022) 2. Department of Law and Justice (Shall follow MoHUA and MEITY guidelines for built environment and ICT Infrastructure vide letter No. 15012/11/2021- e-court dated 01.06.2022) 3. Department of Consumer Affairs (<i>MEITY Guidelines covers ICT Products and no separate guidelines are required</i>)









Status	Status as per 10.05.2022 (HMSJE review meeting)	Status as on today	Name of ministries
Guidelines awaited for Notification in e-gazette	10	05	 Ministry of Railways Department of Higher Education Ministry of Health & Family Affairs Ministry of Road Transport and Highways Department of Drinking Water and Sanitation









Status	Status as per 10.05.2022 (HMSJE review meeting)	Status as on today	Name of ministries
Guidelines under advanced stages of departmental approval (after 30 days public and CCPD consultation)	01	04	 Ministry of Home Affairs Ministry of Rural Development Ministry of Ports, Shipping and Waterways Ministry of Tourism









Status	Status as per 10.05.2022 (HMSJE review meeting)	Status as on today	Name of ministries
Pending for Public and CCPD consultation	07	03	 Department of Financial Service (Bankers guide 2014 was shared with DEPwD, however DFS asked to notify the guidelines following due process once again) Ministry of Information and Broadcasting Department of School Education and Literacy
Total		20	

Note: A Standard of Procedure was issued to all concerned Ministries/Departments regarding the procedure to be followed before submitting the guidelines to this Department vide letter no. File No. 38-05/2022-DD-III dated 21.07.2022









Step by Step provision to notify the guidelines





Step 3: Revision of Draft based on the inputs received

Step 4: Finalisation of draft from the competent authority (under departmental approval)

Step 5: sending the draft for vetting from legal department to notify in egazette

Step 6: E-gazette notification

Step 7: DEPwD to put in public domain for 30 days before notifying in Rules 2017

Step 8: Notifying the final guidelines in Rules 2017 under Rule 15.









Ministry of Housing and Urban Affairs

Discussion	Remarks
 MoHUA notified harmonized guidelines 2020- 21 in e-gazette vide no. O-17/4/2022-works-3- 	Secretary DEPwD requested the Ministry of look into the discrepancies in the guidelines and
UD on 18.10.2022. Notification under Rule 15	do the needful.
of RPWD is under process with DEPwD	
Several representations have been received	
regarding the disparity in the current guidelines	
w.r.t Harmonised Guidelines 2016.	









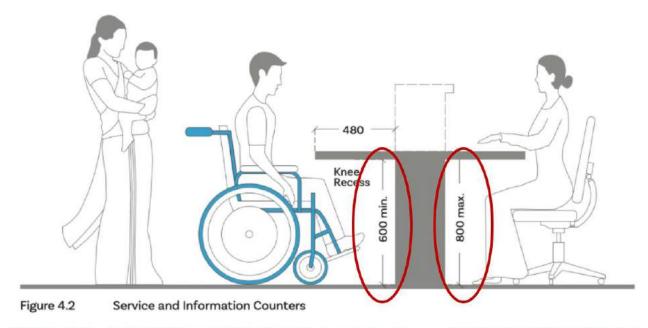
S. No.	Particulars	2016 HG	2021 HG	Remarks
1.	Handrail height	Ramp- 760mm (dwarf/ short stature people height) & 900mm (for adult height)	Ramp-600-750mm and 900-1000mm. Staircase- 900-1100mm What is the source of these dimensions, whom are these for, why 2016 dimensions are changed? There is no source/reference to above questions	600mm is not even for child height Upper level handrail on ramp is 900-1000mm while on steps it is 900-1100mm. Why? Is every one 6 ft tall?
2.	Signage height	Accessible parking signage shall be at 2100mm to be seen by the driver of the vehicle (2 or 4 wheeler) from a distance even if there is other vehicle parked in closed vicinity	1500-1800mm PI check Annexure 1. Figure 3.3 and Figure 3.4	An Indian SUV car has a roof height of 1880mm (Bolero used extensively in villages/ semi urban area). The proposed signage will hid behind the SUV!! Where are these dimensions taken for and why 2100mm dimension changed?



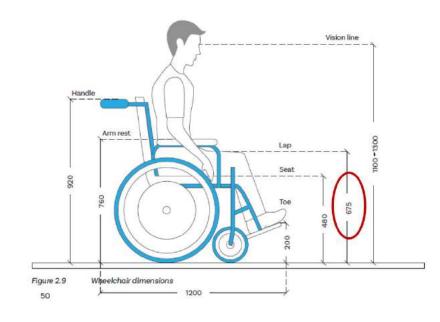








Comment: the table height shown in the figure is same, then how on one side it is 600mm and other side 800mm?



Comment: which one to follow- 600mm or 675mm????









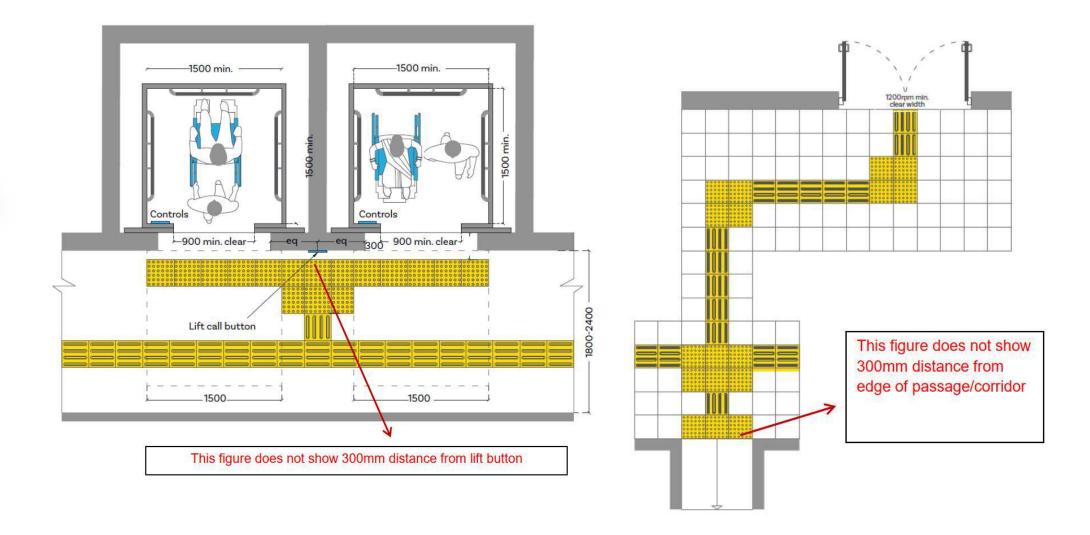
3.	Knee recess (lap height) of wheelchair user (imp. for giving dimensions of table, workstations, washbasin, computer table, etc.	This also accommodates ALIMCO wheelchair users though out the country	Lap height in figure 4.2 Lap height in figure 2.9 is shown 675mm PI check Annexure 1. In one doc. There are two dimensions for lap height!! Which one to follow?	For an average Indian adult, the lap height is 680mm. PI check this image of a wheelchair user with height of the person 5ft only. Also, wheelchair users use a cushion; hence the lap height further goes up. Hence, if knee recess is kept at 600mm, then a wheelchair user will NEVER be able to access any counter/workstation etc.!!
4.	Tactile paver/TGSI arrangement	Warning paver has to be placed 300mm before any level difference, change of director or hazard	This standard is completely violated in the illustrations. PI check figures in Annexure 1- there is no consistency of placement of tactile warning.	Check point no. 4 on page 96. 2021 HG
5.	Lift	Call button & Control panel 800-1000mm	Call button- 800-1000mm Control panel - 900- 1200mm Pl check figure in Annexure 1	Why is this discrepancy?













Ministry of Electronics and Information Technology







•	Accessibility guidelines for ICT products and
	services are notified by Bureau of Indian
	Standards of Part I in e-gazette dated
	24.12.2021 (Ref: HQ-PUB013/1/2020-PUB-
	BIS) and Part II on 04.05.2022 (Ref. HQ-
	PUB013/1/2020-PUB-BIS) respectively.
	Notification under Rule 15 of RPWD is under
	process with DEPwD

Discussion

- DoT, DCA and D/o Law and Justice adopting BIS standards for which an OM is being issued by DEPwD
- Other accessibility issues: Inaccessible CAPTCHA in various government website ex. IRCTC, IT, Education websites etc.
- Mechanism of compliance audit for the Implementation of these guidelines

Remarks

- Ministry was requested to train the developers and coders regarding the subject so as to ensure the compliance auditors are well trained. A similar kind of 3 day workshop was conducted by this Department to trained its coders and developers towards the accessibility on website.
- Secretary, DEPwD appreciated the guidelines adopted by MEITY for ICT products and services.



Ministry of Civil Aviation







Discussion	Remarks
 Standards of Accessibility and Guidelines for Civil Aviation Sector are notified in e-gazette vide no F.No. AV-24032/56/2021-AAI-MoCA dated 9.01.2023 Notification under Rule 15 of RPWD is under process with DEPwD. Mechanism of compliance audit for the Implementation of these guidelines Other major accessibility issues: In flight announcements, announcements at airport, signages, Kiosks, websites etc. 	 matters to be incorporated in the respective guidelines Ministry of Civil Aviation informed that similar interventions have been made in the guidelines prepared by Bureau of Civil Aviation Security (BSAS). In addition to the above, staff of the airport is also being sensitized towards the subject of









Ministry of Railways

	Discussion	Remarks
	 Public consultation and CCPD consultation of Draft guidelines is completed 	 HMSJE directed the Ministry of Railways to address the issue of the disparity in the
	 Guidelines awaited for notification in e- gazette by Ministry of Railways 	percentage of disability and types of disability w.r.t RPwD Act 2016 for the PwDs
	 Other major accessibility issues : Announcements, CAPTCHA inaccessible of 	
	 IRCTC, website, UDID integration with IRCTC for availing benefits: DO letter issued in this regard, the 	made to Ministry of Railways to look into the matter and ensure a seamless process for the PwDs on IRCTC website by using UDID
	 response is still awaited. 100% disability benchamark is considered in Railway to avail any benefit by a PwD. However 	 API that can be shared by this Department. A letter in this regard has been issued on 06.03.2023, the response is still awaited
	as per RPwD act, 40% disability is the benchmark.	from the Ministry.
5	 Furthermore, Railway only caters 4 types of disability, whereas, RPwD act 2016 identified 21 disabilities 	



Ministry of Road Transport and Highways







Discussion	Remarks
 Public consultation and CCPD consultation of Draft guidelines is completed Guidelines awaited for notification in e- gazette by MORTH Bus body code notified in Rules 2017 is a very small part of accessibility in transport sector. Ministry needs to ensure all tenders floated by departments for bus or any transport vehicle should have accessibly features. have not been notified in e-gazette as there is no such provision of notifying these guidelines in Motor Vehicle Act. Furthermore,it is a state subject, there is a challenge in notifying these guidelines 	Secretary DEPwD highlighted that bus body code by MoRTH was earlier notified in Rules 2017, hence requested to re-look into the matter of notification of the guidelines in egazette. Output DepwD highlighted that bus body code by MoRTH was earlier notified in Rules 2017, hence requested to re-look into the matter of notification of the guidelines in egazette.









Ministry of Information and Broadcasting

	Discussion	
5	 It was discussed that ministry needs to ensure the guidelines are mandated as lot of court cases and concerns have been received from PwDs in this the inaccessibility in TV programes and news channels. Pathaan court case was one such example. CJI in the hearing of Pathaan Case have advised to formulate the standards and by August, stakeholder consultations should be conducted to record the inputs. Ministry needs to ensure Mandatory news for hearing impaired in all channels Accessible publicity campaign by various departments Movies/ Documentaries etc prepared by I & B: accessibility Action to be taken rearding Pathan movie judgement by High Court 	 Secretary DE to ensure all to ensure all to including privaccessible near channels are news format. be monitored basis. Ministry to encontents been all including has visually impair.
5		

Remarks

- Secretary DEPwD advised the MolB to ensure all the news channels including private must run weekly accessible news as not all the news channels are running accessible news format. Such actions needs to be monitored and ensured on timely basis.
- Ministry to ensure to make all the contents been made accessible for all including hearing impaired and visually impaired.



Ministry of Culture







Discussion	Remarks
 Culture sector specific Harmonised Accessibility Standards/Guidelines are notified in e-gazette vide no G.S.R 7 dated 18.01.2023 Notification under Rule 15 of RPWD is under process with DEPwD Museums across India should be accessible including physical access, accessible audio visual content, etc. In this regard, DO letter has been issued to the Ministry of Culture- response is still awaited. 	Not present



Department of Higher Education







	Discussion	Remarks
•	adopted by the Department of Higher Education.	It was requested to the Ministry to write to the Department regarding adopting the guidelines prepared by the Ministry and inform UGC to notify these guidelines in e-gazette.
	Department Response is awaited from the	

Department.











Department of School Education and Literacy

•	Based on the latest meeting	on	23.03.2023,	draft	guidelines	are
	prepared but public consultation	on is	s not done			

Discussion

- The guidelines were reviewed by the working group constituting NCERT, CBSE and some private stakeholders.
- Ministry of Education in coordination with both departments needs to ensure the following;
 - NCERT books need to be 100% accessible
 - High percentage drop out in Divyangs is observed in class 12th and after due to inaccessible books and study material.
 - Based on the last review meeting on 10.05.2022 and COS meeting it was discussed to ensure the increase in number of accessible schools from 71% as quoted by the Department.
 - Development of Sign language and Audio books
 - Inaccessible content displayed on DIKSHA, Swayam portal etc.
 - UDID and UDISE integration and UDIS NDEAR integration
 - Issue pertaining to Scribe-various representations have been observed in this regard from parents for extra efforts to be made.

Remarks

- Secretary DEPwD requested the Department to re-look into the guidelines and include the practical issues which are being faced by the parents regarding the extra SCRIBE etc.
- Further, it was advised to make study material available on portals 100% accessible to ensure a decrease in rate of dropout of the students.



Department of Sports







Discussion	Remarks
 Guidelines are notified in egzette vide no. CG-DL-E-12122022-240990 dated 13.10.2022 Department needs to discuss regarding the provisions for Paralympics in existing guidelines Various sponsorship issues have been received by DEPwD. 	 Secretary DEPwD discussed to work together on the concern as disability is the Department's subject and lot of references are received regarding the sponsorship of the players in paralympics. Hence, DEPwD and Department of Sports may work together on the subject.



Ministry of Health & Family Welfare







Discussion	Remarks
 Guidelines awaited for notification in e gazette by Ministry of Health and Family Welfare Other accessibility issues: Based on the recent meeting held on 15.03.2023 various issues were discussed with the Ministry such as, addition of assistive devices, procedures etc. in CGHS and Ayushman bharat. Updation of disability assessment, guidelines, w.r.t UDID generation- update regarding the matter from the minister is awaited. 	Secretary DEPwD advised the Ministry to work together on the matter related to the addition of 30-40 procedures and assistive devices in CGHS policy and Ayushman Bharat











Department of Drinking Water and Sanitation

Discussion	Remarks
 Guidelines awaited for notification in e gazette by Drinking water and Sanitation The file is under process of vetting from legal department to notify in e-gazette. The department needs to provide the details of the provision of Divyang toilets in schemes of the department. Number of accessible toilets developed till date. Relaxation to the individuals for providing accessible toilet in the household. 	 Secretary DEPwD requested the Department to focus on financial relaxation on providing the accessible toilets to the individual household as a lot of cost is admitted towards the provision of the component. Such information may be found easily if required, DEPwD may share the UDID data with the Department.



Department of Tourism







•	The guidelines are currently being revised based on the
	inputs received from CCPD consultations.

Discussion

- Based on the latest meeting held on 23.03.2023, the guidelines are under process of seeking Secretary's approval for notifying in e-gazette.
- DEPwD issued letter to MoT regarding making 75 pilgrimage places universally accessible.
- Out of 75, 31 identified places are already covered under PRASAD scheme of the Ministry. DEPwD is taking up with remaining places.
- MoT to ensure that places under PRASAD and Swadesh Darshan scheme are made universally accessible by undertaking compliance audit of these places.
- All the places including the services needs to be ensure are universally accessible.

 JS(RS) highlighted that regarding making the pilgrimage places accessible, DEPwD may provide technical assistance for compliance audit of these places.

Remarks









Department of Rural Development

Discussion	Remarks
The guidelines are currently under final approval from Secretary for further notifying in e-gazette.	 It was directed to expedite the process of finalizing the guidelines and notify in RPwD rules 2017



Department of Ports, Shipping and Waterways







Discussion	Remarks
The guidelines are currently at advanced	It was requested to the Department of expedite
stage of the preparation. CCPD and public	the process of finalisation and notification of
consultation of the guidelines are completed.	guidelines in e-gazette.
• Based on the latest meeting on 23.03.2023,	
it was communicated that by first week of	
April the guidelines shall be finalised and	
shall be then submitted to Secretary for final	
approval.	









Ministry of Home Affairs

Discussion	Remarks
 The file is submitted for approval of DG, BRPD Upon the receipt of approval, the guidelines shall be shared with MHA to take further necessary Law and order – state subject 	 MoS highlighted the issues of accessibility in police stations and to expedite the process of finalising the guidelines The guidelines are submitted to Home Minister for the final approval. Based on inputs received, he has advised that prisons and police stations are state subject hence consultation from the States needs to be recorded. It was discussed that for police stations and prisons, inputs have been received, however for disaster mitigation, inputs are awaited. Upon submission of all inputs the guidelines shall be finalised and notified further









Department of Financial Services

Discussion	Remarks
 Based on the discussion in the recent meetings, it was informed that DFS shall adopt Bankers Guide, 2017 regarding the banking services, and LIC Gold standards are already been prepared regarding the financial institutions. In the last meeting on 23.02.2023 followed with 23.03.2023, it was submitted to DFS that Bankers Guide 2017 and LIC gold standards should be issued in public domain for seeking public consultations and CCPD consultation to take further necessary actions. Other accessibility issues: Need to provide clear provision for insurance to PWDs 	matter as lot of complaints are received regarding the lack of insurance cover given to PwDs even on the payment of premium

Making India Universally Accessible