

ANNEXURE-I

Status Report as on 16.07.2024

| <u>S. No.</u> | <u>State/ Union Territories</u> | <u>Compliance to be done as per order dated 22.04.2024</u> | <u>Current status of compliance as informed by States/UTs.</u> |
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| 1. | Andaman And Nicobar Islands | Whether independent commissioner appointed under Section 79 of the Act? | Appointed |
| | | Chapter 5-A of Rules : Assessment board to provide High Support | Constituted |
| 2. | Andhra Pradesh | Whether independent commissioner appointed under Section 79 of the Act? | Presently the post is held on additional charge basis. The status of Appointment of Independent Commissioner is yet to be apprised. |
| 3. | Arunachal Pradesh | Section 84: Special Court for speedy trial offences | Report is awaited. |
| | | Section 85: Appointment of Public Prosecutors | |
| | | Section 6(2) ii: Constitution of Committee for Research on Disability | |
| | | Section 14: Designated authority to provide Limited guardianship | |
| | | Whether independent commissioner appointed under Section 79 of the RPwD Act.? | |
| 4. | Chhattisgarh | Whether independent commissioner appointed under Section 79 of the Act? | Presently the post is held on additional charge basis. As of now, Appointment of |

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| | | | Independent Commissioner is in process. |
| | | Constitution of Assessment board for issuance of Disability Certificate | Constituted |
| | | Section 85: Appointment of Public Prosecutors | Appointed |
| 5. | Chandigarh | Whether independent commissioner appointed under Section 79 of the Act? | Appointed |
| 6. | Dadra and Nagar Haveli and Daman and Diu | Section 88: State fund for PwDs | Creation of State Fund for PwDs is under Process. |
| | | Section 85: Appointment of Public Prosecutors | Appointed |
| | | Section 6(2)(ii): Constitution of Committee for Research on Disability | The constitution of Committee for Research on Disability is under process. |
| 7. | Delhi | Section 88: State fund for PwDs | The issue of constitution of the state fund is under process. |
| 8. | Gujrat | Section 88: State fund for PwDs | Constituted |
| 9. | Himachal Pradesh | Section 88: State fund for PwDs | Under process. The Council of Ministers has accorded approval on 12 th July, 2024. |
| 10. | Jammu and Kashmir | Section 88: State fund for PwDs | The matter regarding creation of UT fund for PwDs is under process. |
| | | Chapter 5 A of Rules: Assessment Board to provide High Support | Under process. The matter is pending for consultation with Dept of Health & Medical Education. |
| | | Section 6(2) ii: Constitution of Committee for Research on Disability | Under process. The nominations for constitution of the committee have been received and the |

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| | | | same shall be constituted at the earliest. |
| | | Section 14: Designated authority to provide limited guardianship | Constituted. Rule 7 of the Jammu & Kashmir Rights of Persons with Disabilities Rules, 2021 outlines the process for appointing a limited guardian to make legally binding decisions on behalf of a person with a disability, under which the Chief Judicial Magistrate is empowered to grant limited guardianship after ensuring that the person with a disability cannot make such decision independently. |
| 11. | Jharkhand | Whether independent commissioner appointed under Section 79 of the Act? | Presently the post is held on additional charge basis. State has informed vide their letter dated 16.07.2024 that Department has recommended three name panel for appointment of Independent Commissioner and the same is has been placed before the Minister concerned for her approval. As of now, appointment of Independent Commissioner is in process. |
| 12. | Kerala | Section 88: State fund for PwDs | Constituted |
| 13. | Ladakh | Section 88: State fund for PwDs | Under Process |
| | | Chapter 5 A of Rules: Assessment Board to provide High Support | Constituted |
| | | Section 6(2)(ii) of Constitution | Under process |

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| | | Committee for Research on Disability | |
| | | Section 14: Designated authority to provide limited guardianship | Constituted, as per rules, Chief Judicial Magistrate has been designated as the authority. |
| 14. | Lakshadweep | Whether independent commissioner appointed under Section 79 of the Act? | Presently the post is held on additional charge basis. The Administration has justified that post of independent Commissioner would be substantially under-utilized in view of limited number of PwDs. |
| 15. | Mizoram | Section 88: State fund for PwDs | Constituted |
| 16. | Punjab | Whether independent commissioner appointed under Section 79 of the Act? | Appointed |
| | | Section 6 (2) (ii): Constitution of Committee for Research on Disability | Constituted |
| 17. | Sikkim | Section 14: Designated authority to provide limited guardianship | Constituted |
| 18. | Tripura | Whether independent commissioner appointed under Section 79 of the Act? | The proposal is under process and was to be moved for Cabinet Approval regarding creation of post & Recruitment Rules in the State. Reason for delay: Panchayat Elections are ongoing and the MCC is in force till 3 rd week of August. Currently, additional charge of State Commissioner is with the Secretary of the Department. |

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| 19. | Uttar Pradesh | Whether independent commissioner appointed under Section 79 of the Act? | <p>Presently the post is held on additional charge basis.</p> <p>Competent Authority of state has approved the name of a candidate from the panel of three candidates for appointment on 27.06.2024. As of now, process of vigilance clearance and police verification is going on. The appointment letter of Independent Commissioner is likely to be issued soon.</p> |
| 20. | West Bengal | Section 88: State fund for PwDs | <p>The State Government has intimated that their status is same, as it was prior to the meeting on 31st May, 2024, organized by DEPwDs.</p> <p>It is under process. Provision for manner of constitution, its utilization and management have been made in Rule -17 of the West Bengal Rights of Persons with Disabilities Rules, 2018 and WCD & SW Department is working with the proposal to create this fund.</p> |
| | | Section 85: Appointment of Public prosecutors | The appointment is under process. |
| | | Section 6 (2) (ii): Constitution of Committee for Research on Disability | It is under process. Provision has been made in Rule -3 of the West Bengal Rights of Person with Disabilities Rules, 2018 and WCD & SW Deptt. is working with the proposal to constitute this Committee. |

Ipsita Mitra

इप्सिता मित्रा / IPSITA MITRA
 उप सचिव, Deputy Secretary
 दिव्यांगजन सार्वजनिक विकास विभाग
 D/o Empowerment of Persons with Disabilities (Divyangjan)
 सामाजिक न्याय और अधिकार मंत्रालय
 Ministry of Social Justice & Empowerment
 Pt. Deendayal Antyodaya Bhawan, C.G.O., Complex New Delhi-3