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भारतीय आयुर्विज्ञान अनुसंधान परिषद
INDIAN COUNCIL OF MEDICAL RESEARCH

स्वास्थ्य अनुसंधान विभाग (स्वास्थ्य एवं परिवार कल्याण मंत्रालय)
वी रामलिंगस्वामी भवन, अन्सारी नगर, नई दिल्ली - 110029

DEPARTMENT OF HEALTH RESEARCH (MINISTRY OF HEALTH & FAMILY WELFARE)
V. RAMALINGASWAMI BHAWAN, ANSARI NAGAR, NEW DELHI-110029

संख्या.16/1/2022-प्रशासन

दिनांक:24/08/2022

सेवा में,

निर्देशक/प्रभारी निदेशक
परिषद के सभी संस्थान/केन्द्र

महोदय/महोदया,

अधोहस्ताक्षरी को, विकलांग व्यक्तियों के अधिकारिता विभाग (दिव्यांगजन), सामाजिक न्याय और अधिकारिता मंत्रालय, पं. दीनदयाल अंत्योदय भवन, सीजीओ कॉम्प्लेक्स, लोधी रोड, नई दिल्ली से प्राप्त निम्नलिखित कार्यालय ज्ञापनों को, सूचना एवं आवश्यक कार्यवाही के लिए अग्रेषित करने का निदेश हुआ है।

S.No	OMs No. & Date	Subject
1.	No.P/13/2022-DD-III Dated: 08.08.2022	Identification of the posts suitable for persons with benchmark disabilities in pursuance of the provisions made in the Rights of Persons with Disabilities Act, 2016
2.	No.29-6/2019-DD-III Dated: 10.08.2022	Guidelines for conducting written examination for persons with specified disabilities covered under the definition of Section 2(s) of the RPwD Act, 2016 but not covered under the definition of Section 2(r) of the said Act, i.e. persons having less than 40% disability and having difficulty in writing

भवदीय,

राजेश राजेश
25/08

जगदीश राजेश

सहायक महानिदेशक (प्रशासन)

अनुलग्नक:यथोक्त

प्रतिलिपि:

1. महानिदेशक/वरि.उपमहानिदेशक (प्रशा.)/वरि.वित्त सलाहकार के निजी सचिव
2. परिषद के सभी प्रभाग प्रमुख
3. उपमहानिदेशक (प्रशा.)/सहा. महानिदेशक (प्रशा.)/सहा. महानिदेशक (वित्त.)
4. डॉ.एल.के शर्मा, वैज्ञानिक ई: वैबसाइट पर अपलोड करने के लिए ईमेल आईडी (sharma.lk@icmr.gov.in) पर मेल कर दिया गया है।



भारतीय आयुर्विज्ञान अनुसंधान परिषद
INDIAN COUNCIL OF MEDICAL RESEARCH

स्वास्थ्य अनुसंधान विभाग (स्वास्थ्य एवं परिवार कल्याण मंत्रालय)
वी रामलिंगस्वामी भवन, अन्सारी नगर, नई दिल्ली - 110029
DEPARTMENT OF HEALTH RESEARCH (MINISTRY OF HEALTH & FAMILY WELFARE)
V. RAMALINGASWAMI BHAWAN, ANSARI NAGAR, NEW DELHI-110029

No.16/1/2022-Admn.

Dated:24/08/2022

To

The Directors/Directors-in-charge of
Institutes/Centers of ICMR

Sir/Madam,

I am directed to forward herewith, the copies of OMs received from Department of Empowerment of Persons with Disabilities (Divyangjan), Ministry of Social Justice & Empowerment, Pt. Deendayal Antyodaya Bhawan, CGO Complex, Lodhi Road, New Delhi, for information and necessary action.

S.No	OMs No. & Date	Subject
1.	No.P/13/2022-DD-III Dated: 08.08.2022	Identification of the posts suitable for persons with benchmark disabilities in pursuance of the provisions made in the Rights of Persons with Disabilities Act, 2016
2.	No.29-6/2019-DD-III Dated: 10.08.2022	Guidelines for conducting written examination for persons with specified disabilities covered under the definition of Section 2(s) of the RPwD Act, 2016 but not covered under the definition of Section 2(r) of the said Act, i.e. persons having less than 40% disability and having difficulty in writing

Yours faithfully

(Jagdish Rajesh)

Assistant Director General (Admin.)

Encl: As above

Copy to:

1. PS to DG/Addl.DG/Sr. DDG(A)/Sr. FA
2. All Divisional Heads
3. DDG(A)/ ADG(A)/ ADG(F)
4. Dr. L.K. Sharma, Scientist "E"-soft copy of the same has been mailed at your email ID (Sharma.Ik@icmr.gov.in) for website upload

File No. P/13/2022-DD-III
Government of India
Department of Empowerment of Persons with Disabilities (Divyangjan)
Ministry of Social Justice & Empowerment
Pt. Deendayal Antyodaya Bhawan, CGO Complex, Lodhi Road, New Delhi - 3

Dated : 8th August, 2022

OFFICE MEMORANDUM

Subject: Identification of the posts suitable for persons with benchmark disabilities in pursuance of the provisions made in the Rights of Persons with Disabilities Act, 2016.

The undersigned is directed to say that this Department has been receiving references requesting identification of the posts of their organizations suitable for various categories of persons with benchmark disabilities.

2. In this context, attention is invited to this Department's O.M. No: 38-16/2020-DD-III dated 20.1.2021 (copy enclosed) conveying notification of list of posts identified suitable for various categories of persons with benchmark disabilities vide notification dated 4.1.2021. In Note-2 of the said notification, it has been made clear that the list so notified is only indicative and not exhaustive one. Individual Ministries and Departments may supplement the list. All the Ministries and Departments were advised that in case a post in any organization is not included in the notified list, the same may be identified by them on the basis of functional requirement viz-a-viz nature of duty.
3. In view of above, all Ministries/Departments are once again requested that in case a post in any organization is not included in the list notified by this Department vide Notification No. 38-16/2020-DD-III dated 4.1.2021, the same may be identified on the basis of functional requirement viz-a-viz nature of duty at their end by constituting an Expert Committee in terms of Section 33 of the Rights of Persons with Disabilities Act, 2016.
4. This issues with the approval of the competent authority.

Encl. as above

भारतीय अनुसंधान
Indian Council of
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D.K. Panda
(D.K. Panda)

Under Secretary to the Government of India

Tel: 24369059

All Central Ministries/Departments.

Mr. Sumit
Sumit
15/8

D.No. 384/Adm
16/8/2022

File No. 38-16/2020-DD-III
Government of India
Department of Empowerment of Persons with Disabilities
Ministry of Social Justice & Empowerment

Room No. 4, 5th Floor,
Pt. Deendayal Antyodaya Bhawan,
CGO Complex, Lodhi Road, New Delhi
Dated 20 January, 2021

OFFICE MEMORANDUM

Sub: Identification of posts suitable for Persons with benchmark disabilities under the Rights of Persons with Disabilities Act, 2016- Notification regarding.

The undersigned is directed to say that the central Government has enacted the Rights of Persons with Disabilities Act, 2016, which came into effect from 19.4.2017. As per Section 34(1) of the said Act, every Government establishment is required to reserve not less than four percent of vacancies for various categories of persons with benchmark disabilities namely, (a) blindness and low vision (b) deaf and hard of hearing (c) locomotor disability including cerebral palsy, leprosy cured, dwarfism, acid attack victims and muscular dystrophy (d) autism, intellectual disability, specific learning disability and mental illness (e) multiple disabilities from amongst persons under (a) to (d) above including deaf-blindness.

2. Section 33 of the said Act mandates the appropriate Government to identify posts in the establishments which can be held by respective category of persons with benchmark disabilities in respect of the vacancies reserved in accordance with the provisions of section 34 of the Act. In accordance with the said provision, the Department has notified the list of posts suitable for various categories of persons with benchmark disabilities across all group of posts (A,B,C&D) on 4.1.2021 on the basis of the recommendations of an Expert Committee. This list supersedes earlier list of identified posts notified by this Ministry vide Notification No. 16-15/2010-DD III dated 29th July, 2013 in terms of the repealed Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation), Act, 1995.

3. A copy of the notification dated 4.1.2021 (without annexure) is enclosed. Details of the notification with annexures are available on the website of the Department i.e. www.disabilityaffairs.gov.in. It can also be downloaded from the link <http://egazette.nic.in/WriteReadData/2021/224370.pdf>.

4. It may be noted that the list is not exhaustive and the Central Ministries and Departments, autonomous bodies/Central Public Sector Undertakings may supplement the list. In case a post in any organisation is not included in the notified list, the same may be identified on the basis of functional requirement vis-à-vis nature of duties.

5. All Central Ministries/Departments are requested to adhere to the notification dated 4.1.2021 while filling up vacancies to be reserved for persons with benchmark disabilities and issue appropriate instructions to all autonomous bodies/ central public sector undertakings under their respective administrative control for compliance.

Encl: As Above



(K.V.S. Rao)

Director

Tel: 24369054

To,

1. All Central Ministries/Departments as per list attached.
2. Secretary, UPSC
3. Secretary, SSC
4. Secretary, UGC
5. JS & CEO, National Trust
6. CMD, ALIMCO
7. CMD, NHFDC
8. Member Secretary, RCI
9. Directors of All NIs of DEPwD

Copy to:
Joint Secretary, Administration, DEPwD

F. No. 29-6/2019-DD-III
Government of India
Ministry of Social Justice and Empowerment
Department of Empowerment of Persons with Disabilities (Divyangjan)

Pt. Deendayal Antyodaya Bhawan,
CGO Complex, New Delhi – 110003
Dated: the 10th August, 2022

Office Memorandum

Subject: Guidelines for conducting written examination for persons with specified disabilities covered under the definition of Section 2(s) of the RPwD Act, 2016 but not covered under the definition of Section 2(r) of the said Act, i.e. persons having less than 40% disability and having difficulty in writing

The undersigned is directed to say that this Department has issued guidelines for conducting written examination for persons with benchmark disabilities (i.e. with 40% or more disability, for whom the benefit of reservation in Government posts are allowed) on 29.08.2018 and corrigendum dated 08.02.2019 which inter-alia, provides for grant of scribe and compensatory time. Hon'ble Supreme Court in its order dated 11.02.2021 in the matter of Shri Vikash Kumar Vs UPSC and others has directed this Department to frame proper guidelines which would regulate and facilitate the grant of a facility of a scribe to persons with disability within the meaning of Section 2 (s) of the RPwD Act, 2016, where the nature of disability operates to impose a barrier to the candidate writing an examination. These guidelines should also prescribe appropriate norms to ensure that condition of the candidate is duly certified by such competent medical authority as may be prescribed so as to ensure that only genuine candidates in need of the facility are able to avail it.

2. Keeping in view the above order of the Hon'ble Supreme Court, an Expert Committee was constituted to consider the issue and suggest guidelines accordingly. The Committee noted that there are various types of clinical problems that can affect the writing capacity. After careful consideration of the matter, the Committee recommended that sole criteria for grant of scribe and compensatory time should be based on assessment of the capability of a person to write.

3. The Committee accordingly recommended the following guidelines for conducting written examination for persons with specified disabilities covered under the definition of Section 2(s) of the RPwD Act, 2016 but not covered under the definition of Section 2(r) of the said Act, i.e. persons having less than 40% disability and having difficulty in writing: -

(a) These guidelines may be called as Guidelines for conducting written examination for persons with specified disabilities covered under the definition of Section 2(s) of the RPwD Act, 2016 but not covered under the definition of Section 2(r) of the said Act, i.e. persons having less than 40% disability and having difficulty in writing.

Advs
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circulate

DDG (A)
2.8.22

Sr DDG (A)
D.No-393delmu Mr. Sehgal
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भारतीय आयुर्विज्ञान परिषद्
Indian Council of Medical Research
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(b) The facility of scribe and/or compensatory time shall be granted solely to those having difficulty in writing subject to production of a certificate to the effect that person concerned has limitation to write and that scribe is essential to write examination on his/her behalf from the competent medical authority of a Government healthcare institution as per proforma at **Appendix-I**.

(c) The medical authority for the purpose of certification as mentioned in point (b) above should be a multi-member authority comprising the following:-

- i. Chief Medical officer/Civil Surgeon/Chief District Medical Officer.....Chairperson
- ii. Orthopaedic/PMR specialist
- iii. Neurologist, if available*
- iv. Clinical Psychologist/Rehabilitation Psychologist/ Psychiatrist/Special Educator
- v. Occupational therapist, if available*
- vi. Any other expert based on the condition of the candidate as may be nominated by the Chairperson.

(* the Chief Medical Officer/Civil Surgeon/Chief District Medical Officer may make full efforts for inclusion of neurologists, occupational therapist from the nearest District or the Medical College/Institute, if the same is not available in the District)"

(d) The candidate should have the discretion of opting for his own scribe or request the Examination Body for the same. The examination body may also identify the scribe to make panels at the District/Division/State level as per the requirements of the examination. In later instances the candidates should be allowed to meet the scribe two days before the examination so that the candidates get a chance to check and verify whether the scribe is suitable or not.

(e) In case the examination body provides the scribe, it shall be ensured that qualification of the scribe should not be more than the minimum qualification criteria of the examination. However, the qualification of the scribe should always be matriculate or above.

In case the candidate is allowed to bring his own scribe, the qualification of the scribe should be one step below the qualification of the candidate taking examination. The person opting for own scribe should submit details of the own scribe as per proforma at **Appendix-II**.

(f) There should also be flexibility in accommodating any change in scribe in case of emergency. The candidates should also be allowed to take different scribe for writing different papers especially for languages. However, there can be only one scribe per subject.

(g) The candidate should be allowed to use aids and assistive devices such as prosthetics & orthotics, hearing aid as mentioned in para 2 of the certificate issued by medical authority as per Appendix I.

(h) Compensatory time not less than 20 minutes per hour of the examination should be allowed for persons who are eligible for getting scribe. In case the duration of the

examination is less than an hour, then the duration of the compensatory time should be allowed on pro-rata basis. Compensatory time should not be less than 5 minutes and should be in the multiple of 5.

(i) The examination bodies shall modify their application forms to incorporate specific needs of this category of persons. In case, any incident has been reported after filling up the form, the examination bodies shall inform the candidates to obtain medical certificate as per these guidelines for facilitating grant of scribe and/or compensatory time.

(j) As far as possible the examination for such persons may be held at ground floor. The examination centres should be accessible for persons with disabilities.

(k) These guidelines are applicable to written examinations conducted by central recruitment agencies as well as academic institutions. The States/UTs may adopt these guidelines or issue similar guidelines to maintain uniformity.

(l) These guidelines are independent of the Guidelines for conducting written examination for persons with benchmark disabilities issued by the Department of Empowerment of Persons with Disabilities on 29.08.2018.

(m) The examining bodies shall ensure strict vigilance to check misuse of facility of scribe.

4. All the recruitment agencies, Academics/Examination Bodies etc. under the administrative control of each Ministry/Department may be advised appropriately to ensure compliance of implementing these guidelines.

5. The above guidelines are issued with the approval of Hon'ble Minister (Social Justice & Empowerment).


(Mrityunjay Jha) 10/8/22

Deputy Secretary to the Government of India
Tel. No. 24369045

To

1. Secretary of all Ministries/Departments
2. Secretary, UPSC, Shahjahan road, New Delhi.
3. Chairman, SSC, Block No. 12, CGO Complex, Lodhi road, new Delhi-110003
4. Chairman, University Grants Commission with a request to issue necessary instructions to all universities including Deemed Universities for compliance.
5. Chairman, Railway Board

6. All National Institutes and RCI under administrative control of Department of Empowerment of Persons with Disabilities (Divyangjan), Ministry of SJ&E, new Delhi

Copy of information to: CCPD, 5th Floor, NISD Building, Sector-10, Dwarka, New Delhi-110075

Appendix-I

Certificate for person with specified disability covered under the definition of Section 2 (s) of the RPwD Act, 2016 but not covered under the definition of Section 2(r) of the said Act, i.e. persons having less than 40% disability and having difficulty in writing

This is to certify that, we have examined Mr/Ms/Mrs (name of the candidate), S/o /D/o, a resident of(Vill/PO/PS/District/State), aged yrs, a person with (nature of disability/condition), and to state that he/she has limitation which hampers his/her writing capability owing to his/her above condition. He/she requires support of scribe for writing the examination.

2. The above candidate uses aids and assistive device such as prosthetics & orthotics, hearing aid (name to be specified) which is /are essential for the candidate to appear at the examination with the assistance of scribe.

3. This certificate is issued only for the purpose of appearing in written examinations conducted by recruitment agencies as well as academic institutions and is valid upto _____ (it is valid for maximum period of six months or less as may be certified by the medical authority)

Signature of medical authority

(Signature & Name)	(Signature & Name)	(Signature & Name)	(Signature & Name)	(Signature & Name)
Orthopedic / PMR specialist	Clinical Psychologist/ Rehabilitation Psychologist/Psychiatrist / Special Educator	Neurologist (if available)	Occupational therapist (if available)	Other Expert, as nominated by the Chairperson (if any)
(Signature & Name)				
Chief Medical Officer.....Chairperson	Medical Officer/Civil Surgeon/Chief	District Medical Officer		

Name of Government Hospital/Health Care Centre with Seal

Place:

Date:

Appendix-II

Letter of Undertaking by the person with specified disability covered under the definition of Section 2 (s) of the RPwD Act, 2016 but not covered under the definition of Section 2(r) of the said Act, i.e. persons having less than 40% disability and having difficulty in writing

I _____, a candidate with _____ (nature of disability/condition) appearing for the _____ (name of the examination) bearing Roll No. _____ at _____ (name of the centre) in the District _____, _____ (name of the State). My educational qualification is _____.

2. I do hereby state that _____ (name of the scribe) will provide the service of scribe for the undersigned for taking the aforementioned examination.

3. I do hereby undertake that his qualification is _____. In case, subsequently it is found that his qualification is not as declared by the undersigned and is beyond my qualification. I shall forfeit my right to the post or certificate/diploma/degree and claims relating thereto.

(Signature of the candidate)

(counter signature by the parent/guardian, if the candidate is minor)

Place:

Date: