



OFFICE OF THE SECRETARY-CUM-COMMISSIONER (DEV)
DEV. DEPTT., GNCT OF DELHI, 5/9 UNDER HILL ROAD, DELHI -54
Tel.No. 23955227, Fax No.23957289 E-mail:cdevelop@nic.in

No.F.66(51)/Dev(HQ)/PwD/Policy/2019/ 1740-1742

Dated: 13-8-2019

To,

1. The Director (A.H.), Animal Husbandry Unit, Tis Hazari, Delhi-110054.
2. Joint Director (Agri.), 11th Floor, MSO Building, I.P. Estate, New Delhi-110002

Sub:- Equal Opportunity Policy for Persons with Disabilities.

Sir,

I am directed to enclose herewith a copy of letter vide Case No. 918/1015/2019/06/3808 dated 26.07.2019 regarding Equal Opportunity Policy (Registration No. EOP/DL/Discom/45/2019): Development Department, GNCTD along with a copy of Policy for Equal Opportunity to Persons with Disabilities in r/o Development Department, GNCT of Delhi which has been approved by Hon'ble Minister (Development) and Worthy Secretary-cum-Commissioner (Dev.).

This is for your kind information and further necessary action.

Yours faithfully,

(Manish Chandra Verma)
Deputy Director (HQ)

Encl: As above

1. P.S. to Secy-cum-Comm. (Dev.)

25-D, Mata Sundari Road, Near Guru Nanak Eye Centre, New Delhi-110002
Phone: 011-23216003-04, Telefax: 011-23216005, Email: comdis.delhi@nic.in
**[Vested with powers of Civil Court under the Rights of Persons with
Disabilities Act, 2016]**

Dated: 26/7/19.

Dev. Commissioner
Dev. H.Q. (Personal Br.)
Dy. No. 1710
Date 31/07/19

State Commissioner for Persons with Disabilities

L. D. Dhariyal
(T. D. Dhariyal) 26/7/
with Disabilities

DEVELOPMENT DEPARTMENT GNCT OF DELHI,
5/9, UNDER HILL ROAD, DELHI-110054
Tel.No. 23918817, 23955227, Fax:23957289, Email:cdevelop@nic

No. F.66(51)/Dev.HQ/PwD/Policy/2019 831-835

Dated: 01-7-2019

To

The Commissioner (Disabilities)
25-D, Mata Sundari road,
Near Guru Nanak Eye Centre,
New Delhi-110002.

SUB: EQUAL OPPORTUNITY POLICY FOR PERSONS FOR DISABILITIES IN
CASE NUMBER 918/1015/2019/05/2535 dated 03/06/2019.

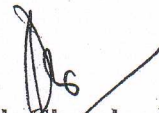
Sir,

With reference to Show cause notice dated 03/06/2019 regarding Case No. 918/1015/2019/05/2535 dated 03/06/2019, please find enclosed herewith the Policy for Equal Opportunities to Persons with Disabilities of Development Department, GNCT of Delhi for registration.

The information vide 2(ii) regarding list of private establishments registered with or connected to this department may be treated as nil.

This issues with the prior approval of Hon'ble Minister of Development, GNCT of Delhi.

Encl: As above



(Manish Chandra Verma)
Dy. Director, Dev.(H.Q.)

No. F.66(51)/Dev.HQ/PwD/Policy/2019 831-835

Dated: 01-7-2019

Copy to:

1. OSD to Minister of Development, 7th Floor Delhi Sachivalaya, I.P Estate, New Delhi-110002.
2. P.S. to Secretary-cum-Commissioner(Dev.), 5/9 Under Hill Road, Delhi-110054.
3. P.A to Spl. Development Commissioner(Dev.), 5/9 Under Hill Road, Delhi-110054.
4. Guard File, Development Department, 5/9 Under Hill Road, Delhi-110054.


(Manish Chandra Verma)
Dy. Director, Dev.(H.Q.)

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EQUAL OPPORTUNITY POLICY FOR PERSONS WITH DISABILITIES

Section 21 of the Rights of Persons with Disabilities ACT 2016 mandates that:

- (1) Every establishment shall notify Equal Opportunity Policy detailing measures proposed to be taken by it in pursuance of the provisions of chapter IV manner as prescribed the central govt.
- (2) Every establishment shall register a copy of the said policy with the Chief Commissioner or the State Commissioner as the case may be.

Therefore, in pursuance of the Section 21 of the of the Rights of Persons with Disabilities Act 2016 and Rule 8 ,9 and 10 under Chapter-IV (Employment) of the Rights of Persons with Disabilities Rules 2017 **and as incorporated** under Rule 12, 13 and 14 under Chapter-V, Employment and vacancies for Persons With Benchmark Disabilities of the Delhi Rights of persons with Disabilities Rule 2018, the Development Department ; NCT of Delhi frames the following Equal Opportunity Policy for Persons with Disabilities:-

Policy statement:

The Development Department, GNCTD is committed towards eliminating all forms of unlawful discrimination (Which includes direct discrimination, indirect discrimination) and denial of reasonable accommodation and harassment of persons with disabilities.

- (a) **Facilities and amenities to be provided to the persons with disabilities to enable them to effectively discharge their duties in the establishment-** The Development Department aims to ensure that our physical and digital infrastructure (buildings, furniture, facilities and services in the building) adheres to the accessibility standards as prescribed by the Government of the India. The Department also aims to revamp its existing buildings to ensure strict compliance with the RPWD Act, 2016.


MANISH CHANDRA VERMA
Dy. Director (HQ/RD)

(b) **List of posts identified suitable for persons with disabilities in the establishment-** The Development Department shall prepare a list of the identified posts in all groups- A, B, C and D for persons with disabilities which could be easily performed by them. The posts shall be identified for persons with Disabilities within a period of Two (02) months from the date of issue of this policy.


(c) **The manner of selection of person with disabilities for various posts, post-recruitment and pre-promotion training, preference in transfer and posting, special leave, preference in allotment of residential accommodation if any, and other facilities will also be considered.**

(i) Selection criteria (job description and employee specification) will be kept under periodic review as per DoPT norms to ensure that they are non-discriminatory and that they relate purely to the skills needed for the job and nothing else.

Decisions on employment, career progression, training, reservation or any other benefits shall be given as per govt. policy. An inclusive evaluation process shall be followed by ensuring that a person with disability is provided with any suitable flexibility and reasonable accommodation that may be required so that she/he may be evaluated fairly.

Any information shared by an employee on disability/medical condition shall be kept confidential. If an employee acquires a disability during her/his employment tenure she/he can return to work at the same rank and with the same service conditions as before. In case the employee is unable to perform the current job, the organization shall invest in re-skilling the employee for another position at the same rank or higher and if the same is not possible, the employee shall be posted on a Supernumerary post.

(ii) **Post recruitment and pre-promotion induction training:** It is an essential component of the service requirement of an employee. Induction training programme for the persons with disabilities shall be imparted together with the other employees. Job specific post-recruitment as well as pre-promotion training programmes shall be organized for the persons with disabilities. The Department shall take definite action to conduct job specific inclusive training programmes for the persons with disabilities with other employees.


MANISH CHANDRA VERMA
Dy. Director (HQ/RD)

Duration, training contents shall be developed and experts who are proficient in providing training to PwDs shall be identified in consultation with the UTCS, GNCT of Delhi and State commissioner, Disabilities and if felt necessary, prominent Associations/ Federations/Confederations working in the sphere of disability shall be consulted. It shall also be ensured that training programmes are conducted at the time of change in job, introduction of new technology, after promotion of the employee, etc. The venue of the training shall be fixed as considered suitable for conducting such training to PwDs. The Department and their offices shall utilize existing Budget provisions for undertaking the aspects of training programme. The employee with disability shall be placed with an experienced employee for at least one month on resuming responsibility of a post. This would help him to pick up skills required to perform the job and also the adaptations that may be required in individual cases.

(iii) **Preference in transfer and posting:** As far as possible, the persons with disabilities may be exempted from the rotational transfer policy/ transfer and be allowed to continue in similar job, where they would have achieved the optimum performance.. Further, Choice of preference in place of posting at the time of transfer/promotion may be given to the persons with disability subject to the administrative constraints. Instructions issued by the Department of Personnel and Training, GOI from time to time will be followed.

(iv) **Special leave:** The guidelines issued in this regard as per office memorandum no. 36035/3/2013-Estt. (Res) dated 31/03/2014 by the Department of Personnel and Training, GOI will be followed which refer to OM No. 25011/1/2008-Estt.(A) dated 19.11.2008 having a provision of Special Casual Leave for 4 days in a calendar year for employees with disabilities for specific requirements relating to disabilities of the official. Further, vide DoPT, GOI OM No. 28016/02/2007-Estt.(A) dated 14.11.2007, there is also a provision of 10 days Special Casual Leave in a calendar year subject to exigencies of work for the employees with disabilities for participating in Conference/Seminars/Trainings/Workshop related to disability and development to be specified by Ministry of Social Justice & Empowerment shall be implemented. The same shall also be applicable for participating in Conference/Seminars/Trainings/ Workshop related to disability and development to be specified by the GNCT of Delhi.


MANISH CHANDRA VERMA
Dy. Director (HQ/RD)

(v) **Preference in allotment of residential accommodation:** subject to availability, the Department shall recommend accessible accommodation to the persons with disabilities near their place of posting and they will be preferred for allotment of ground floor accommodation. Existing housing accommodations will be renovated subject to feasibility to make them accessible to persons with disabilities (by the Estate officers).

(d) **Provisions for assistive devices, barrier-free accessibility and other provisions for persons with disabilities:** Appropriate furniture, wheel chairs (motorized if necessary), software scanners, computer and other hardware, etc. in accordance with their requirement, which would improve their efficiency, shall be provided to PwDs by the Department. High tech/latest technology led assistive devices (including low vision aids, hearing aids with battery) on the recommendation of Doctor shall either be provided or the cost of such devices shall be reimbursed as per govt. approved rates with a specific time period (2 months) to person with disabilities in accordance with the price/durability of the special devices. The Department would carry out a review in this regard every three years. The employees with disabilities may seek reimbursement of such devices from the office from which they draw their salary.

Any new facility that is built or renovated will be evaluated for compliance with accessibility standards at different stages of the building construction. Any employee facing accessibility issues should report to the Head of office at their office or write to the Liaison Officer.

(e) **Appointment of liaison officer will be made by the department to look after the recruitment of person with disabilities and provisions of facilities and amenities for such employees.**

(f) The Development Department shall appoint a Liaison Officer not below the rank of a Gazetted Officer (not below the rank of Group 'B' officer) preferably an employee registered with Rehabilitation Council of India (RCI). GOI who will be responsible for taking initiative and providing the requisite support needed to realize the goals of an inclusive accessible workplace and reasonable accommodation. The Liaison officer shall be assisted by Grievance Redressal Officer.



The Liaison Officer shall be responsible for:

- Implementing the action plan for making the workplace and IT systems accessible for people with disabilities by liaising with the concerned officers.
- Ensuring that all employees are aware of the Equal Opportunity Policy and know their duties and rights in relation to the Equal Opportunity Policy.
- Developing proactive strategies to prevent discrimination and harassment.
- All employees have the responsibility to comply with the Equal Opportunity Policy. The Liaison officer needs to monitor the work environment to ensure that it is free from discrimination and harassment and encourages inclusion and respect for others.
- Ensuring reservation of Vacancies as per law for PwDs in the establishment. All recruitment proposals must be routed through Liaison Officer.


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(f) The Administration Branch of the Department shall maintain records containing the following particulars, namely:-

1. The number of person with disabilities who are employed and the date from when they are employed;
2. The name, gender and address of persons with disabilities;
3. The nature of disability of such persons;
4. The nature of work being rendered by such employed person with disability; and
5. The kind of facilities being provided to such persons with disabilities.

(g) The department shall produce for inspection on demand records maintained under these rules, to the District level Committee on Disability and shall supply such information which may be required for the purpose of ascertaining whether the provisions have been complied with.

(h) The department shall appoint an officer not below the rank of a Gazetted Officer as Grievance Redressal Officer, preference may be given to an employee registered with Rehabilitation Council of India (RCI) GOI. The Grievance Redressal Officer shall be head of a committee comprising of two members among whom one will be an employee with disability and other may be an outside expert (RCI registered) in the field of disability. Also at least one of the members of the Committee shall be a woman. This committee shall assist the Grievance Redressal Officer in the discharge of his/her functions.

(i) The grievance Redressal Officer shall maintain a register of complaints of persons with disabilities with the following particulars, namely:-

1. Date of complaint;
2. Name of complainant;
3. Name of the person who is enquiring the complaint;
4. Place of incident;
5. The name of establishment or person against whom the complaint is made;
6. Gist of the complaint;
7. Documentary evidence, if any;
8. Date of disposal by the Grievance Redressal officer;
9. Details of disposal of the appeal by the district level committee; and
10. Any other information.


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