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GOVERNMENT OF ARUNACHAL PRADESH

PART - III

Resolutions, orders, notifications, rules etc., issued by the Government and Heads of Departments.

GOVERNMENT OF ARUNACHAL PRADESH
DEPARTMENT OF HEALTH AND FAMILY WELFARE
ITANAGAR

ORDER

The 1st November, 2018

No. MNCD-2018/5/2. — The Governor of Arunachal Pradesh is pleased to notify and order the constitution of a Chief Minister's Renal Replacement fund for providing cash assistance to the eligible citizens of the state through a Chief Minister Renal Replacement Society (CMRRS) as per the Memorandum of Association and Bye Laws of the society enclosed.

Annexure - I : Memorandum of Association of CMRRS.

Annexure - II : Bye Laws of CMRRS.

Dr. A.C. Verma, IAS
Commissioner (Health & FW),
Government of Arunachal Pradesh,
Itanagar.

MEMORANDUM OF ASSOCIATION
CHIEF MINISTER RENAL REPLACEMENT SOCIETY
DIRECTORATE OF HEALTH SERVICES
NAHARLAGUN, ARUNACHAL PRADESH

- Name of the Society** : Chief Minister Renal Replacement Society, Arunachal Pradesh
- Office address** : Office of the Directorate of Health Services, Naharlagun,
Arunachal Pradesh-791110.
- Area of Operation** : Arunachal Pradesh
- Introduction** : Chief Minister Renal Replacement Fund (CMRRF) is the fund provided for renal (kidney) transplantation to the beneficiaries (patient) with End Stage Renal Disease. The patient detail and expected expenditures or package for renal transplant shall be verified by the board/committee from the identified hospital and money will be transferred directly to the identified hospital amount through RTGS. The ceiling amount shall not exceed ₹ 10 lakhs (Ten Lakhs only) per transplant/unit.

5. **Aims and objectives** :
- (i) To establish a pool of fund to be called as Chief Minister Renal Replacement Fund to be utilised on an annual basis.
 - (ii) To provide financial aid to the patients of the state undergoing kidney transplant.
 - (iii) To minimise the time required to provide financial aid to the patient.
 - (iv) To set up a Standard Operating Procedure for releasing aid to the patient.
 - (v) To provide available resources and dissemination of information to the people in need.
 - (vi) To act as Consultant to the people of the state in the field of renal transplant and support the patient in need with necessary facilitation, communication and advice.
6. **Members of Governing Body**
- (i) Chairman - Hon'ble Chief Minister, Arunachal Pradesh
 - (ii) Vice-Chairman - Hon'ble Minister, Health and Family Welfare, Arunachal Pradesh.
 - (iii) Member Secretary - State Nodal Officer-NCD/ state epidemiologist, Directorate of Health Services.
 - (iv) Member - Commissioner (Health & Family Welfare) Government of Arunachal Pradesh.
 - (v) Member - Special Secretary, (Health & Family Welfare) Government of Arunachal Pradesh.
 - (vi) Member - Director, Health Services, Naharlagun.
 - (vii) Member - Deputy Director, Public Health-Directorate of Health Services.
 - (viii) Member - Nodal Officer-N.H.M. Arunachal Pradesh.
 - (ix) Member - Secretary, R.K.M. Hospital, Itanagar (NGO).

7. **Composition of Executive Committee :**

Executive Committee Comprising of the following members

- (i) Chairman : Commissioner (Health & Family Welfare) Government of Arunachal Pradesh.
- (ii) Vice-Chairman : Director, Health Services, Naharlagun, Government of Arunachal Pradesh.
- (iii) Member-Secretary : State Epidemiologist/Nodal Officer-NCD, Directorate of Health Services.
- (iv) Member : Joint Director, P & D, DHS, Naharlagun.
- (v) Member : Deputy Director, Public Health-Directorate of Health Services.
- (vi) Member : Nodal Officer-NHM, Arunachal Pradesh.
- (vii) Member : Chief Medical Superintendent, TRIHMS, Naharlagun
- (viii) Member : Secretary, R.K.M. Hospital, Itanagar (NGO).

8. **Declaration :**

We the several persons whose names and addresses are given below having associated ourselves for the purpose described in the memorandum of association do hereby subscribe our names to this Memorandum of Association and set our several and respective hands hereunto and form ourselves into a society under the Society Registration Act, 1860 (Act. No. 21 of 1860) (Extension of Arunachal Pradesh Act, 1078). This.....day of2018.

Sl. No.	Name	Designation	Status in executive committee.	Signature
1.	Dr. Ashish Chandra Verma	Commissioner, Health and Family Welfare	Chairperson	
2.	Dr. M. Lego	Director, Health Service	Vice-Chairperson	
3.	Dr. L. Jampa	State Epidemiologist/ SNO (NCD)	Member-Secretary	
4.	Dr. E. Rumi	Jt. Director, P & D. DHS	Member	
5.	Dr. T. Lollen	Deputy Director, Public Health, DHS	Member	
6.	Dr. Dimong Padung	Nodal Officer, NHM	Member	
7.	Dr. H. Ambing	Chief Medical Superintendent, TRIHMS	Member	
8.	Swami Vishweshananada	Secretary, R.K.M Hospital	Member	

**BYE-LAWS OF THE
CHIEF MINISTER RENAL REPLACEMENT SOCIETY**

1. **Name** : The name of the Society shall be Chief Minister Renal Replacement Society (CMRRS) of Arunachal Pradesh.

2. **Office** : Registered Office of the Society shall be situated at the Directorate of Health Services, Naharlagun, Arunachal Pradesh.

3. **Jurisdiction** : The jurisdiction of the Society will be pan Arunachal

4. **Short title** : These Bye-laws may be called the Bye-laws of the Chief Minister Renal Replacement Society of Arunachal Pradesh 2018.

5. **Definition** : In the interpretation of the memorandum and bye-laws of the society, the following expressions shall have in consistent with the subject or context.

- (i) **“Act”** means Society Registration Act, 1860 (Extension of Arunachal Pradesh Act 1978).
- (ii) **“Executive committee”** mean the Executive Committee of the Society
- (iii) **“Fund”** under the Society shall be called as “Chief Minister Renal Replacement Fund” abbreviated as “CMRRF”.
- (iv) **“Members”** means members of the Society as referred to in this Bye-laws.
- (v) **“Member Secretary”** means Member Secretary of the Executive Committee
- (vi) **“State Government”** means Government of Arunachal Pradesh.
- (vii) **“Year”** means financial year, namely from 1st April of the calendar year to 31st March of the next calendar year.

6. Membership :

- (i) The following shall be members of the Society:
 - (a) The first members of the Governing Body
 - (b) Representative of the other organisation

(ii) The membership of the member of the Society shall stand terminated if he/she ceases to hold offices by the virtue of which he/she was member and his/her successor to the office shall become such member.

(iii) No member of the Society shall be entitled for any remuneration.

7. Authorities of the Society :

The following shall be the bodies and authorities of the Society :

- (i) Governing Body
- (ii) Executive Committee

8. Governing body :

- (i) All members of society as set in para 6 (i) shall constitute the governing body of the society.
- (ii) The members of the governing body of the society shall be those mentioned in clause 7 of the Memorandum of Association.
- (iii) The management of the affairs of the Society shall be entrusted to the Governing Body and the property of the society will be vested in the Governing Body.

9. Power of Governing Body :

- (i) The Governing Body shall have full control of the affair of the Society and will have authority to exercise and perform all powers, acts and deeds of the Society consistent with the aims and objectives of the Society.
- (ii) In particulars and without prejudice to the generality of the foregoing provision, the governing body may make, amend, or repeal any bye-laws from time to time relating to administration and management of the affairs of the Society subject to the observation of the provisions contained in the Act.
- (iii) Accepts donation and endowments or give grant-in-aid to such term as it thinks fit.
- (iv) To approve, adopt and prepare annual reports financial accounts, budget allotment and financial requirements of the society.
- (v) The general body may delegate its rights, power and duties and assign such functions and responsibilities as are considered necessary to the Member Secretary of the society. In particular, the Member Secretary shall be responsible for management and performance of all the activities or functions of the society.
- (vi) The funds sanctioned by the governing body shall be released through account with signatories of Member Secretary and vice-chairman of Executive Committee.
- (vii) The society may sue or be sued in the name of society through Member Secretary.

10. Executive committee :

- (i) The Executive Committee constituted by the Society will be responsible for acting and doing on behalf of the Governing Body and for taking all decision and exercising all the powers delegated by the Governing Body except those which the Governing Body may specially specify to be excluded from the jurisdiction of the Executive Committee.
- (ii) The composition of the Executive Committee are as follows :

Sl. No.	Name	Designation	Status in executive committee
1.	Dr. Ashish Chandra Verma	Commissioner, Health and Family Welfare	Chairperson
2.	Dr. M. Lego	Director Health Services	Vice-chairperson
3.	Dr. L. Jampa	State Epidemiologist/SNO (NCD)	Member secretary
4.	Dr. E. Rumi	Jt. Director, P & D. DHS	Member
5.	Dr. T. Lollen	Deputy Director, public health, DHS	Member
6.	Dr. Dimong Padung	Nodal officer, NHM	Member
7.	Dr. H. Ambing	Chief Medical Superintendent, TRIHMS	Member
8.	Swami Vishweshananada	Secretary, R.K.M Hospital	Member

- (iii) The Executive Committee may co-opt additional member and/or invite subject experts to its meeting from time to time.
- (iv) The meeting of the Executive Committee shall be convened by Member Secretary by giving clear seven days' notice in writing along with agenda specifying the business to be transacted, the date, time and venue of the meeting.
- (v) Meeting of the Executive Committee shall be held at least once in every three months or more frequently as necessary.
- (vi) The minutes of the Executive Committee meetings will be placed before the Governing Body at its next meeting.

11. Power and Function of the Executive Committee :

- (i) The Member Secretary of the Executive Committee will be responsible for day- to-day management of the Executive Committee.

- (ii) The Executive Committee will provide technical support and responsible for financial management of the fund of the Society.
- (iii) The fund sanctioned by the Governing Body shall be released by authorized signatory/ signatories through account with signatories of Member Secretary and vice-chairman of Executive Committee.
- (iv) The minutes of the Executive Committee meetings will be placed before the Governing Body at its next meeting.

12. Meetings :

- (i) The Governing Body shall meet yearly to deliberate on issues pertaining to the Society and/ or as and when the need arises to convene a meeting owing urgency/special importance
- (ii) Every meeting of the Executive Committee shall be convened by a notice issued under the hand of the Member Secretary or any other member of the Society so authorized on his behalf. Such notice shall be issued not less than 10 (ten) days before the fixed date for the meeting except in case of special meetings where notice shall be issued seven days before the fixed date.
- (iii) There shall be an annual review meeting of the Society before closing of the financial year.
- (iv) One third of the members including the chairperson present in person shall constitute the quorum for any meeting of the Executive Committee. If a meeting is adjourned for want of quorum, a subsequent meeting called on the basis of the same agenda shall not require quorum.

13. Chief Minister Renal Replacement Fund (CMRRF) :

- (i) The Society will start with Corpus Fund of ₹ 5.00 (five) Crore for 2018-19.
- (ii) The funds of the Society shall consist of the following
 - (a) Annual grant-in-aid from the State Government.
 - (b) Grants and donation from trades, industries, institutions and individuals
 - (c) The beneficiaries under the CMRRF fund shall be
 - (i) Arunachal Pradesh Schedule Tribe (APST) and shall be a domicile or permanent resident of Arunachal Pradesh.
 - (ii) The benefit shall be extended to Non-APST Government employees of the state Arunachal Pradesh and their dependent family members as declared in their service book.

The grant-in-aid to the patients from CMRRF fund shall be as per "Standard Operating Procedure" notified by the Society.

14. Utilization of Funds :

- (i) The fund of the Society shall be utilized towards promotion of aims and objectives of the Society.
- (ii) The payment of expenses for the administration of the society including travel expenses and audit of the account of the Society.
- (iii) The payment for any legal proceedings for which the Society or any member if authorized by the Society thereof is a party when such proceedings are undertaken for the purpose of securing or protecting rights of the Society and its members.

15. Financial-Budgets :

- (i) Bank account (new): The account of the Society shall be opened in a Nationalized Bank approved by Executive Committee. All fund shall be deposited to the appointed bank and shall not be withdrawn without through cheque or through e-banking (DBT/RTGS) procedures signed or authorized by such authority of the Society.
- (ii) Cheque for the sum not exceeding ` 50,000 (Rupees fifty thousand) only shall be signed by Member Secretary and cheque for the sum exceeding ` 50,000 (Rupees fifty thousand) only shall be signed by the Member Secretary and Vice-Chairman of the executive member.
- (iii) The account of the society shall be audited by the Chartered Accountant appointed by the Executive Committee as the auditor of the Society. The audit shall have access to the books of account and vouchers of the society and entitled to required information and explanation necessary for the performance of his duties.
- (iv) Utilisation certificate of the grant-in-aid sanctioned to beneficiaries through notified hospital shall be submitted to the society on completion of renal replacement surgery of the said beneficiaries.

16. Amendment :

The Society may alter or extend the purpose for which it is established and/or the rules of the Society provided that such amendment shall be carried out through the procedure as herein provided:

- (i) Proposal for amendment have been circulated to all the members of the Governing Body and have been duly included in written agenda of the ensuing meeting of the Governing Body or a special meeting of the Governing Body.
- (ii) The Governing Body has endorsed the proposal at least three fifth of the members of the Governing Body.
- (iii) The state government has communicated, in written, its endorsements to the governing body resolutions for its amendment.

17. Directives of State/Central Government :

- (i) The society shall carry out directives as may be issued from time to time for efficient implementation of the programme and furnish the reports and other information as may be required by them.
- (ii) The income and property of the society shall be solely utilized towards the objectives of the society and no portion of it shall be utilized for payment to members of the executive committee by way of profit, interest, etc. except remuneration if any allowed by the Government.
- (iii) If the society needs to dissolved, there shall remain after satisfaction of all its debits and liabilities, any property whatsoever, the same shall be dealt with in such manner as may be decided by the Government of Arunachal Pradesh.

18. Standard Operating Procedure (SOP):**A. Documents required a. For APST:**

- (i) Arunachal Pradesh Schedule Tribe (APST) certificate and ;
- (ii) Permanent Residential Certificate (PRC)/Domicile certificates from the competent authority.
- (iii) Personal identification with Photo (such as Aadhar card/Voter ID or any personal identity issued by Government of Arunachal Pradesh).
- (iv) Medical Certificates of the Patients from a recognised Hospital/Registered Doctor.
- (v) Estimated cost to incur for the renal replacement surgery with breakups of total expenditures from the notified hospital where the surgery is planned.
- (vi) No Objection Certificate (NOC) issued for Renal Transplant by the "**Human Organ Transplant Committee**", Government of Arunachal Pradesh.

B. For others:

- (i) Employment certificate: State Government Employment ID card along with employment certificate from competent authority.
- (ii) Dependent certificate: Dependents of State Government employees as declared in service book issued by competent authority.
- (iii) Personal identification with Photo such as Aadhar card/Voter ID/State Government Employment ID.
- (iv) Medical Certificates of the Patients from a recognised Hospital/Registered Doctor.
- (v) Estimated cost to incur for the renal replacement surgery with breakups of total expenditures from the notified hospital where the surgery is planned.
- (vi) No Objection Certificate (NOC) issued for Renal Transplant by the "**Human Organ Transplant Committee**", Government of Arunachal Pradesh.

C. Methods of Verification:

A verification board shall be constituted by the Executive Committee to verify the documents submitted in favour of the claim. The board will further verify the issue with the concerned hospital, wherever needed through:

- (a) Document(s) receives from the concern hospital/institute where the renal replacement surgery is to be performed is/are verified by the Executive Committee.
- (b) Notified hospital for the treatments shall be identified.

D. Modalities for Financial Aid:

On satisfying itself, the verification board shall recommend the Executive committee for grant of financial aid to the patients as per guidelines.

(i) Payment

- (a) On receipt of the recommendation of the verification board, the Executive Committee will deliberate and pass order for payment of the financial aid (not exceeding ₹ 10 lakhs) from the CMRRF fund to the notified hospital where renal replacement surgery is planned.
- (b) Financial aid shall not be package inclusive but wherever possible covers the entire cost of pre/ intra/post-surgery, donor surgery, hospital stay, investigations (routine or special) and period of one-year post- surgery immuno-suppressants treatment that may be exclusive of the packages and come within the purview of the ceiling amount.
- (c) The fund sanctioned for the patient shall be transferred directly to the hospital undertaking the Renal Transplant procedures, through RTGS.
- (d) The fund shall be sanctioned in two instalments at the rate of 70:30. First instalment of 70% fund shall be paid before the start of the procedure and remaining (second instalment) 30% shall be paid after the end of the procedure.
- (e) No cash shall be paid to patient or his/her spouse or family member.
- (f) Hospital shall submit Utilization Certification on receipt of the fund.

(ii) Notified hospital

- (a) The Government of Arunachal Pradesh shall notify a list of hospitals for the Renal Transplant surgery and financial aid shall be provided to those patients who undertake Renal Transplant in the pre-notified hospital wherever possible.
- (b) Terms and conditions of agreement with concerned notified hospitals for inclusions and exclusions of packages in entire renal transplant procedures through Memorandum of understanding (MoU) would be signed between First party (Society) and Second party (hospital).

19. Compliance of statutory requirements:

The society will register itself with relevant government agencies for the purpose of complying with the statutory requirements including regulations, governing, and deduction of tax at source relating to the staffs, consultant, and expert employed by it and/or consultancies/contracts awarded by it in the course of performance of its tasks.

Dr L Jampa
Member Secretary.

**GOVERNMENT OF ARUNACHAL PRADESH
DEPARTMENT OF SOCIAL JUSTICE & EMPOWERMENT AND TRIBAL AFFAIRS
ITANAGAR**

NOTIFICATION

The 21st November, 2018

No. DSJE(Dis)-14/2012 (part A). — WHEREAS the draft Rules Arunachal Pradesh Rights of Persons with Disabilities Rules, 2018 previous publication has made in exercise of the powers conferred by section 101 of Rights of Persons with Disabilities Act, 2016 (No.49 of 2016) , inviting claims and objections within 30 (Thirty) days from persons likely to affected.

AND WHEREAS, no claims and objections and suggestions have been received from any persons entity or stakeholders within 30(thirty) days.

AND WHEREAS , the state government has approved to frame the Arunachal Pradesh Rights of Persons with Disabilities Act, 2018 on 8/10/2018.

NOW, THEREFORE in exercise of the power conferred by section 101 of the Rights of Persons with Disabilities Act, 2016 (49 of 2016) the Governor of Arunachal Pradesh is pleased to make the followings Rules namely Arunachal Pradesh Rights of Persons with Disabilities Rules, 2018.

CHAPTER-I

Preliminary

1. Short title and commencement : (1). These rules may be called the Arunachal Pradesh Rights of Persons with Disabilities Rules, 2018.

(2) They shall come into force on the date of their publication in the official Gazette.

2, Definitions : (1) In these rules, unless the context otherwise requires,-

- (i) "Act" means the Rights of Persons with Disabilities Act, 2016 (49 of 2016);
 - (ii) "Central Government" means the Government of India;
 - (iii) "Certificate" means a certificate of disability issued by a certifying authority referred to in sub section (1) of Section 57 of the Act;
 - (iv) "Certificate of registration" means a certificate of registration issued by the competent authority under Section 50 of the Act;
 - (v) "District Level Committee" means the District Level Committee constituted by the State Government under Section 72 of the Act and in terms of rule 33 of these rules;
 - (vi) "Form" means a form appended to these rules;
 - (vii) "State" means the State of Arunachal Pradesh;
 - (viii) "State Commissioner" means the State Commissioner appointed by the State Government under Section 79 of the Act and in terms of these rules;
 - (ix) "State Government" means the Government of the State of Arunachal Pradesh;
- (2) Words and expressions used herein and not defined but defined in the Act shall have the meanings respectively assigned to them in the Act.

CHAPTER-II

Rights and Entitlements

3. Establishment not to discriminate on the ground of disability : (1)The head of the establishment shall ensure that the provision of sub-section (3) of Section 3 of the Act are not misused to deny any right or benefit to persons with disabilities covered under the Act.

(2) If the head of the Government establishment or a private establishment employing Twenty or more persons receives a complaint from an aggrieved person regarding Discrimination on the ground of disability, he shall -

- (a) Initiate action in accordance with the provisions of the Act
- (b) Inform the aggrieved person in writing as to how the impugned act or omission is a proportionate means of achieving a legitimate aim.

- (3) If the aggrieved person submits a complaint to the State Commissioner for Persons with Disabilities, as the case may be, the complaint shall be disposed of within a period of sixty days; Provided that in exceptional cases, the State Commissioner may dispose of such complaint within thirty days.
- (4) No establishment shall compel a person with disability to partly or fully pay the costs incurred for reasonable accommodation.

CHAPTER-III

Committee for Research on Disability

4. State Committee for Research on Disability : (1) The Committee for Research on Disability at the State level shall consist of the following persons, namely :-

- (i) An eminent person having vast experience in the field of science and Medical research to be nominated by the State Government, ex officio-Chairperson;
 - (ii) Director of Medical and Health Services of the State Government – ex officio-Members;
 - (iii) Five members as representatives from registered state level organization representing each of the five groups of specified disabilities in the Schedule of the Act to be nominated by the State Government – Members:
Provided that at least one representative of the registered organizations shall be a woman ;
 - (iv) Director dealing with Empowerment of Persons with Disabilities in the State Government shall be the Member Secretary:
- (2) The Chairperson may invite any expert as a special invitee.
 - (3) The term of office of the nominated members shall be for a period of three years from the date on which they enter upon office but the nominated members shall be eligible for re- nomination for one more term.
 - (4) One half of the members shall constitute the quorum of the meeting
 - (5) The non-official members and special invitees shall be entitled for travelling allowance and dearness allowance as admissible to a Group A or equivalent officer of the State Government.
 - (6) The State Government may provide the Committee with such clerical and other staff as the State Government consider necessary.

5. Person with disability not to be a subject of research.- No person with disability shall be considered to be a subject of research except when the research involves physical impact on his person.

6. Procedure to be followed by Executive Magistrate.- For the purposes of dealing with the complaints under Section 7 of the Act, the Executive Magistrate shall follow the procedure provided in Sections 133 to 143 of the Code of Criminal Procedure, 1973 (2 of 1974).

CHAPTER-IV

Limited Guardianship

7. Limited Guardianship : (1) The District Level Committee constituted by the State Government under Section 72 of the Act shall grant the support of limited guardianship to a person with disability to take a legally binding decision on his behalf.

- (2) The District Level Committee, before granting limited guardianship for the person with Disability, shall satisfy itself that such person is not in a position to take legally binding Decision of his own.
- (3) The District Level Committee shall take a decision preferably within a period of three months from the date of receipt of an application regarding grant of limited guardianship or from the date of coming to his notice of the need of such limited guardianship :
Provided that the consent of the person to act as a limited guardian shall also be obtained before grant of such limited guardianship.
- (4) The validity of the limited guardianship as appointed under sub-rule (1) shall be initially for a period of five years which can be further extended by the District Level Committee :
Provided that the District Level Committee shall follow the same procedure while extending the validity of the limited guardianship as followed while granting the initial guardianship.
- (5) While granting the support of such limited guardianship the District Level Committee shall consider a suitable person to be appointed as a limited guardianship in the following preference of merit :-
 - (a) The parents or adult children of the person with disability
 - (b) Immediate brother or sister
 - (c) Other Blood relatives or care givers or prominent personality of the locality
- (6) Only those individuals who are over the age of 18 years shall be appointed.
- (7) No such person shall be appointed who :
 - (a) is, or has been, convicted of any cognizable offence, which in the opinion of the State Government involves moral turpitude;
 - (b) is, or at any time has been, adjudicated as an insolvent.

- (8) The limited guardian appointed under sub-rule (1) shall consult the person with disability in all matters before taking any legally binding decisions on his behalf.
- (9) The appointed limited guardian shall ensure that the legally binding decisions taken on behalf of the person with disability are in the interest of the person with disability.

8. Appeal against the order of appointment of Legal guardian : (1) Any person with disability aggrieved by the decision of the District Level Committee appointing a legal guardian may prefer an appeal to the State Commissioner.

9. District Level Committee to support and create awareness.-(1) The District Level Committee shall mobilize the community and create social awareness to support persons with disabilities in exercise of their legal capacity.

- (2) The District Level Committee shall take measures for setting up suitable support arrangements to exercise legal capacity by persons with disabilities living in institutions and those with high support needs and any other measures as may be required.

CHAPTER-V

Education

10. Terms and conditions before recognition of the educational institution.-The terms and conditions of grant of recognition to the educational institutions by the competent authority in the State may include the requirements to comply with the provisions of Section 16 of the Act.

CHAPTER-VI

SPECIAL PROVISIONS FOR EMPLOYMENT OF PERSONS WITH BENCHMARK DISABILITIES

11. Expert Committee for identification of posts : (1) For the purposes of identification of posts, the expert committee shall be constituted as follows :

- | | |
|--|---------------------|
| (a) Chief Secretary of the Arunachal Pradesh | — Chairperson; |
| (b) Head of the Department (Director of SJETA) of the concerned Department | — Member Secretary; |
| (c) Commissioner/ Secretary, Department of Personnel | — Member; |
| (d) Deputy Commissioner of the Concerned District | — Member; |
| (e) Person in-charge of the concerned establishment. | — Member; |
| (f) One Medical Officer who is competent to give disability/ Certificate | — Member; |
- (2) In case of any dispute/objection arising on the issue of reservation of posts in relation to reservation in all the departments, the dispute shall be referred to the State Level Committee which will comprise of the following members :
- | | |
|--|----------------|
| (a) Secretary cum Commissioner for Person with disability person, Department of Social Justice & Empowerment and Tribal Affairs | — Chairperson; |
| (b) Commissioner/ Secretary, Department of Personnel | — Member; |
| (c) Commissioner, Department of Health and Family Welfare | — Member; |
| (d) Secretary, Department of Labour and Employment | — Member; |
| (e) Secretary, of the concerned Department | — Member; |
| (f) Dean and Controller/Director or concerned head of the department dealing with the persons with disabilities, Tomo Riba State Medical College, Itanagar | — Member; |
| (g) Two persons representing different types of disabilities to be nominated by the State Government, by rotation | — Members |
- (3) The State Level Committee so constituted under sub-rule (2) shall meet as often as necessary for the purposes of identification of posts for reservation for persons with disabilities, but shall meet at least once in every three years.

12. Eligibility for appointment of persons with benchmark disabilities : (1) Notwithstanding anything contained in any rules or orders for the time being in force regulating the recruitment and conditions of service of persons appointed to the various services or posts in connection with affairs of every establishment including any Government establishment, persons with benchmark disabilities shall be eligible for appointment to the posts identified for them under rule 14 of these rules provided they fulfil the qualifications laid down in the relevant recruitment or service rules for the posts and are functionally able to perform the duties of the posts of the relevant services.

- (2) In the posts which are identified suitable for persons with disabilities, a person with disability cannot be denied the right to compete for appointment against an unreserved vacancy; Provided that such post is identified suitable for persons with disability of the relevant category.

- (3) Persons with disabilities selected on their own merit without relaxed standards along with other candidates will not be adjusted against the reserved share of the vacancies.

The reserved vacancies shall be filled up separately from amongst eligible candidates who are lower in merit than the last candidate in merit list but otherwise found suitable for appointment, if necessary, by relaxed standards.

13. Computation of Vacancies : (1) For the purposes of computation of vacancies, four percent(4%) of the total number of vacancies including vacancies arising in the identified and non-identified posts in the cadre strength in each group of posts shall be taken into account by the State Government for the persons with benchmark disabilities.

Provided that among the candidates falling under clauses (d) and (e) of sub-section (1) of Section 34, preference shall be given those candidates who would have scored higher marks in the selection process for the concerned posts.

- (2) While making advertisement to fill up the vacancies, every Government establishment shall indicate the number of vacancies reserved for each class of persons with benchmark disabilities in accordance with the provisions of Section 34 of the Act.

14. Reservation for Persons with Disabilities.:(1) In every establishment four percent (4%)of the vacancies shall be reserved for persons or class of persons with benchmark disabilities of which, one percent each shall be reserved for persons with benchmark disabilities under clauses (a), (b) and (c) and one per cent for persons with benchmark disabilities under clauses (d) and (e),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 clauses (a) to (d) including deaf-blindness in the posts identified for each disabilities.
- (2) The posts identified for each disability under Section 34 of the Act shall be treated as horizontal reservation and the vacancies for persons with benchmark disabilities shall be maintained as a separate class;

Provided that where the nomenclature of any post in the State Government is different from the posting Central Government or any post in the State Government does not exist in any department of the Central Government, the matter shall be referred to the expert committee constituted under rule 11 for identification of the equivalent post in the State Government. The said expert committee shall identify the equivalent post on the basis of nature of job and responsibility of each post.

- (3) Where in any recruitment year any vacancy reserved under this rule cannot be filled up due to non-availability of a suitable person with benchmark disability or for any other sufficient reason, such vacancy shall be carried forward and filled up as per provisions of Section 34(2) of the Act.
- (4) While selecting a person for appointment on any post identified suitable for any category of persons with benchmark disabilities, if other things are equal between such persons with benchmark disability and the person without any disability, preference shall be given to the person with benchmark disability even in the excess of the reservation prescribed for them, irrespective of when the posts reserved for persons with disabilities have been filled up or not.
- (5) Reservation in posts identified for one or two categories :
- (a) If a post is identified suitable only for one category of disability, reservation in that post shall be given to persons with that disability only;
 - (b) Reservation of 4% shall not be reduced in such cases and total reservation in the post will be given to persons suffering from the disability for which it has been identified;
 - (c) If in case the post is identified suitable for two categories of disabilities, reservation shall be distributed between persons with those categories equally, as far as possible. It shall, however, be ensured that reservation in different posts in the establishment is distributed in such a way that the persons of all four categories of disabilities, as far as possible, get equal representation.

15. Maintenance of Rosters: (1) All establishments shall maintain a separate 100 point reservation for determining/effecting reservation for the persons with benchmark disabilities.

- (2) Each register shall have cycle of 100 points and each cycle of 100 points shall be divided into four blocks, comprising the following points:

1st Block – Point No. 1 to point No. 25

2nd Block – Point No. 26 to point No. 50

3rd Block – Point No. 51 to point No. 75

4th Block – Point No. 76 to point No. 100

- (3) Point 1, 26, 51 and 76 of the roster shall be earmarked and reserved for persons with benchmark disabilities – one point for each of the three categories of benchmark disabilities mentioned in clauses (a), (b) and (c) and one point for categories of benchmark disabilities mentioned in clauses (d) and (e) of rule 14(1). The head of the establishment shall decide the categories of disabilities for which the points 1, 26, 51 and 76 shall be reserved keeping in view all relevant facts.
- (4) All the vacancies shall be entered in the relevant roster register. If the post falling at Point No. 1 is not identified for the persons with benchmark disabilities or the head of the establishment considers it desirable not to fill it up by a person with benchmark disabilities or it is not possible to fill up that post by the persons with benchmark disabilities for any other reason, one of the vacancies falling at any of the points falling from point 2 to 25 shall be treated as reserved for the persons with benchmark disabilities and filled as such. Likewise a vacancy falling at any of the points from 26 to 50 or from 51 to 75 or from 76 to 100 shall be filled by the persons with benchmark disabilities. The purpose of keeping points 1, 26, 51 and 76 as reserved is to fill up the first available suitable vacancy from 1 to 25, first available suitable vacancy from 26 to 50, first available suitable vacancy from 51 to 75 and first available suitable vacancy from 76 to 100 by persons with benchmark disabilities.
- (5) If in case none of the vacancies from 1 to 25 is suitable for any category of the persons with benchmark disabilities, then two vacancies from 26 to 50 shall be filled as reserved for persons with benchmark disabilities. If the vacancies from 26 to 50 are also not suitable for any category, three vacancies shall be filled as reserved from the third block containing points from 51 to 76. This means that if no vacancy can be reserved in a particular block, it shall be carried into the next block.
- (6) After all the 100 points in the roster have been covered a fresh cycle of 100 points shall start.
- (7) If the number of vacancies in a year is such as only to cover one block or two, discretion as to which category of the disabled should be accommodated first shall vest in the head of the establishment, who shall decide on the basis of the nature of the post, the level of representation of the specific disabled category in the concerned grade/post etc.

16. Exemption under Section 34 : (1) Where an appointing authority is of the opinion that functions or certain jobs of the post reserved under these rules cannot be carried out by the persons with benchmark disabilities, the appointing authority concerned shall indicate such post(s) to the State Commissioner for allowing exemption from the operation of the reservation prescribed in rule 14 of these rules.

- (2) The case referred to the State Commissioner by the appointing authority under sub rule (1) above shall be placed before a committee by the State Commissioner to be constituted as under :-
 - (a) For the post in connection with the affairs of the State and falling within the purview of the Arunachal Pradesh Public Service Commission :
 - (i) Chairman of the Arunachal Pradesh Public Service Commission, or — Chairman
a member thereof nominated by him.
 - (ii) Secretary cum Commissioner, for Person with Disability Department — Member
of Social Justice & Empowerment and Tribal Affairs. Government of
Arunachal Pradesh
 - (iii) Director, Department of Social Justice & Empowerment and Tribal — Member
Affairs, Government of Arunachal Pradesh
 - (iv) Commissioner/Secretary to the Government in the department of — Member
personnel or his representative not below the rank of deputy Secretary.
 - (v) Secretary, Labour & Employment Department, Government of — Member
Arunachal Pradesh
 - (vi) Special Secretary, Medical and health services, Arunachal Pradesh — Member
 - (b) For the posts falling outside the purview of the Arunachal Pradesh Public Service Commission :
 - (i) Commissioner/Secretary to the Government in the Department of — Chairman
Personnel.
 - (ii) Secretary cum- Commissioner for Disabilities, Arunachal Pradesh — Member
 - (iii) Principal Secretary/Secretary to the Government Social Justice and — Member
Empowerment Department
 - (iv) Secretary/Commissioner, Employment Department, Arunachal Pradesh — Member
 - (v) Special Secretary, Medical and health services, Arunachal Pradesh — Member
 - (vi) The Appointing Authority concerned. — Member

- (3) The committee constituted under sub-rule(2) shall after considering the proposals received for exemption either allow complete exemption from the operation of the reservation prescribed under rule 14 for persons with benchmark disabilities for these posts or shall transfer the reservation prescribed under rule 14 for persons with benchmark disabilities to such other category of posts where such benchmark disability would not be a hindrance.

17. Relaxation in age : (1) The maximum age limit in the service rules for appointment to the posts specified under rule 14 may be relaxed as under including relaxation already prescribed under the relevant service rules:-

- (i) 10 years for candidates belonging to general category.
 - (ii) 15 years for candidates belonging to Arunachal Pradesh:
- (2) The State Government may further relax the age limiting cases of exceptional hardship to the persons with benchmark disabilities.

18. Concessions : Following concessions shall be allowed to the persons with benchmark disabilities to make them eligible for employment under rule 14 :-

- (i) 5 %(five) percent of qualifying or pass marks in an individual paper and in aggregate marks, wherever prescribed in the examination ;
- (ii) The condition or desirability of training/tests/experience wherever prescribed shall not apply to the persons with benchmark disabilities for temporary appointment. However, when a particular training is essential for appointment of a person with benchmark disabilities to a post, such person with benchmark disabilities may be required to receive such training within two years of his appointment ;

19. Exemption from payment of examination fee and application fee : (1) Persons with benchmark disabilities shall be exempt from payment of application fee and examination fee, prescribed in respect of competitive examinations held by the Staff Selection Commission, Union Public Service Commission, etc. for recruitment to various posts.

- (2) The said exemption under sub-rule (1) shall be available only to such persons with benchmark disabilities who would otherwise be eligible for appointment to the post on the basis of standards of medical fitness prescribed for that post (including any concession specifically extended to such persons with benchmark disabilities) and who enclose with the application form, necessary certificate from a competent authority in support of their claim of benchmark disability.

20. Persons employed, if become persons with benchmark disabilities later.- If the persons who are already in employment with any establishment, acquire any benchmark disability specified in Section 34 of the Act, subsequently during their employment, then such persons shall also be entitled to relaxation of physical and medical examination provided in the relevant service rules, if any, and may be absorbed or adjusted on any other alternative post to which such person may be eligible with the approval of the State Government.

CHAPTER-VII Certificate of Registration of Institutions

21. Application for, and grant of certificate of registration : (1) All Additional District Collectors within his jurisdiction shall be the competent authority for the purpose of Section 49 of the Act.

- (2) A person desirous of establishing or maintaining an institution for persons with disabilities may make an application in Form 'A' to the competent authority appointed by the State Government under sub-rule (1).
- (3) Every application made under sub-rule (2) shall be accompanied with:-
 - (a) documentary evidence of work in the area of disability;
 - (b) the constitution or bye laws or regulations governing the institution;
 - (c) audited statement and details of grants received in the last three years, preceding the date of application;
 - (d) a statement regarding total number of persons employed in the Institution along with their respective duties;
 - (e) the number of professionals employed in the Institution;
 - (f) a statement regarding qualifications of the professionals employed by the Institution; and
 - (g) a proof of residence of all the office bearers of the Institution.
- (4) Every application made under sub rule (2) shall comply with the following requirements in respect of the concerned institution, namely:-
 - (a) that the institution had been working in the field of rehabilitation of persons with disabilities for not less than three years immediately before the date on which the application is made;

- (b) that the institution is registered under the Indian Societies Registration Act, 1860 (XXI of 1860) or under any other law for the time being in force in the State and a copy of such registration certificate along with the bye-laws and memorandum of association of the society shall accompany the application ;
 - (c) that the institution has not been running to profit any individual or a body of individuals;
 - (d) that the institution has employed professionals registered with the Rehabilitation Council of India to cater to the special needs of children with disabilities ;
 - (e) that the institution has adequate teaching and learning material for the persons with disabilities; and
 - (f) that the institution has submitted its audited accounts and annual reports of last three years with the competent authority and that the said audited accounts and annual reports do not contain any adverse remarks.
- (5) The certificate of registration under this rule shall be issued in Form 'B' by the competent authority. The certificate of registration so issued by the competent authority, unless revoked under Section 52 of the Act, shall remain in force for a period of five years on and from the date on which it is granted or for a period of three years from the date on which it is renewed, as the case may be ;
- (6) An application for the renewal of certificate of registration shall, be made in the same manner as the application for grant of certificate under sub-rule (2) accompanied with the previous certificate of registration and a statement that the applicant is applying for renewal of the certificate so accompanied:
- Provided that such application shall be made before sixty days of the expiry of the validity of such certificate;
- Provided further that the competent authority may consider application for renewal of the certificate of registration after 60 days but not later than 120 days, if he is satisfied that sufficient reason has been provided for such delay.
- (7) If the application for renewal of certificate of registration is made before its expiry as specified in the proviso to sub-rule (6), the certificate of registration shall continue to be in force until orders are passed on the application and the certificate of registration shall be deemed to have expired if application for its renewal is not made within sixty days as specified in the said proviso.
- (8) Every application made under sub-rule (2) or sub-rule (6), in which the competent authority referred to in sub-rule (1), is satisfied that the requirements for grant of certificate of registration under the Act and these rules have been complied with, shall be disposed of by it within a period of ninety days thereafter.

22. Appeal against the order of competent authority.-Any person aggrieved by the order of the competent authority referred to in sub-section (1) of Section 51, refusing to grant a certificate of registration or revoking a certificate of registration may, within three months from the date of the order, prefer an appeal against that order to the District Level Committee and the District Level Committee may, after such enquiry into the matter as it considers necessary and after giving the appellant an opportunity of hearings, make such order as it thinks fit.

CHAPTER-VIII

Appeal Regarding Certificate of Disability

23. Appeal against the decision of the authority issuing certificate of disability : (1) Any person aggrieved with the decision of the authority issuing the certificate of disability may within ninety days from the date of the decision, prefer an appeal to the District Level Committee in the following manner :

- (a) The appeal shall contain brief background and the grounds for making the appeal.
- (b) The appeal shall be accompanied by a copy of the certificate of disability or letter of rejection issued by the certifying authority.

Provided that where a person with disability is a minor or suffering from any disability which renders him unfit to make such an appeal himself, the appeal on his behalf may be made by his legal or limited guardian as the case may be.

- (2) On receipt of such appeal, the District Level Committee shall provide the appellant an opportunity to present his case and thereafter pass such reasoned and detailed order as it may deem appropriate.
- (3) Every appeal preferred under sub-rule (1) shall be decided as expeditiously as possible and not later than a period of sixty days from the date of receipt of the appeal.

CHAPTER-IX
State Advisory Board

24. Allowances for the Members of the State Advisory Board : (1) The non-official Members of the State Advisory Board on disability not residing in the State capital region, shall be paid an allowance of rupees two thousand per day for each day of the actual meetings of the said Board. (2) The non-official Members of the State Advisory Board on disability residing outside the State capital region, i.e Itanagar, shall be paid daily allowance and travelling allowance for each day of the actual meetings of the said Board at the rates admissible to a Group A or equivalent Officer of the State Government:

Provided that in case of a member of the State Legislature who is also a member of the State Advisory Board, the daily allowance and travelling allowance shall be paid at the rate admissible to him as member of State Legislature.

- (3) The official members of the State Advisory Board shall be paid daily allowance and travelling allowance, at the rate admissible under the relevant rules of the State Government on production of a certificate by him that he has not withdrawn any such allowance for the same journey and halts from any other Government source.

25. Notice of the Meeting : (1) The meetings of the State Advisory Board on disability constituted under sub-section (1) of Section 66 of the Act (hereinafter in this Chapter referred to as 'the Board') shall ordinarily be held in the Capital of the State on such dates as may be fixed by its Chairperson :

Provided that it shall meet at least once in every six months.

- (2) The Chairperson of the Board shall, upon the written request of not less than ten members of the Board, call a special meeting of the Board.
- (3) Fifteen clear days' notice of an ordinary meeting and five clear days' notice of a special meeting specifying the time and the place at which such meeting to be held and the business to be transacted thereat, shall be given by Member-Secretary of the Board to the members of the Board.
- (4) Notice of a meeting may be given to the members of the Board by delivering the same to them by messenger or sending it by registered post to their respective last known places of residence or business or by email or in such other manner as the Chairperson of the Board may, in the circumstances of the case, think fit.
- (5) No member of the Board shall be entitled to bring forward for the consideration of the meeting any matter of which he has not given ten clear days' notice to the Member Secretary of the Board, unless the Chairperson of the Board, in his discretion, permit him to do so.
- (6) The Board may adjourn its meeting from day to day or to any particular day as under:-
- (a) Where a meeting of the Board is adjourned from day to day, notice of such adjourned meeting shall be given, to the members of the Board available at the place where the meeting which was adjourned was to be held and it shall not be necessary to give notice of the adjourned meeting to the rest of the members;
- (b) Where a meeting of the Board is adjourned not from day to day but from the day on which the meeting is to be held to another date, notice of such meeting shall be given to all the members of the Board in the manner as specified in sub-rule (4).

26. Presiding officer : The Chairperson of the Board shall preside at every meeting of the Board and in his absence, the members of the Board present shall elect one of the members to preside at that Meeting.

27. Quorum : (1) One-third of the total members of the Board shall form the quorum for any meeting.

- (2) If at any time fixed for any meeting or during the course of any meeting less than one-third of the total members of the Board are present, the Chairperson thereof may adjourn the meeting to such hours on the following or on some other future date as he may fix.
- (3) No quorum shall be necessary for the adjourned meeting of the Board.
- (4) No matter which had not been on the agenda of the ordinary or the special meeting of the Board, as the case may be, shall be discussed at its adjourned meeting.
- (5) (a) Where a meeting of the Board is adjourned under sub-rule(2) for want of quorum to the following day, notice of such adjourned meeting shall be given to the members of the Board available at the place where the meeting which was adjourned was to be held and it shall not be necessary to give notice of the adjourned meeting to other members; and
- (b) Where a meeting of the Board is adjourned under sub-rule(2) for want of quorum not to the following day, but on a date with sufficient gap, notice of such adjourned meeting shall be given to all the members of the Board in a manner specified in sub-rule 4 of rule 25.

28. Minutes : (1) Record shall be kept of the names of all the members of the Board who attended the meeting of the Board and of the proceedings at the meetings in a book to be maintained for that purpose by the Member-Secretary of the Board.

- (2) The minutes of the previous meeting of the Board shall be read at the beginning of every succeeding meeting, and shall be confirmed and signed by the presiding officer at such meeting.
- (3) The proceedings shall be open to inspection by any member of the Board at the office of the Member-Secretary of the Board during office hours.

29. Business to be transacted at meeting : Except with the permission of the presiding officer, no business which is not entered in the agenda or of which notice has not been given by a member under sub-rule (5) of rule 25 shall be transacted at any meeting of the Board.

30. Agenda for the meeting of the State Advisory Board.-At any meeting of the Board business shall be transacted in the order in which is entered in the agenda, unless otherwise resolved in the meeting with the permission of the presiding officer:

Provided that either at the beginning of the meeting of the Board or after the conclusion of the debate on a motion during the meeting, the presiding officer or a member of the Board may suggest a change in the order of business as entered in the agenda and if the Chairperson of the Board agrees, such a change shall take place.

31. Decision by majority.-All questions considered at a meeting of the Board shall be decided by a majority of votes of the members of the Board present and voting and in the event of equality of votes, the Chairperson of the Board, or in the absence of the Chairperson, of the Board the Member presiding at the meeting, as the case may be, shall have a second or casting vote.

32. No proceeding to be invalid due to vacancy or any defect.-No proceeding of the Board shall be invalid by reasons of existence of any vacancy in or any defect in the constitution of the Board.

33. District-level Committee.-The District-Level Committee on disability referred to in Section 72 of the Act shall consist of –

- | | |
|---|---------------------------|
| (i) An Officer of the Civil Service of the State, not below the rank of a District Magistrate or a Deputy Commissioner, as the case may be, of a district | — ex-officio Chairperson; |
| (ii) Civil Surgeon or Chief Medical Officer | — Member |
| (iii) A Psychiatrist of the District Hospital | — Member |
| (iv) A Public Prosecutor of the District | — Member |
| (v) A Representative of a Registered Organization | — Member |
| (vi) A Person with disability as defined in Clause(s) of Section 2 of the Act | — Member |
| (vii) Any other member as invited by the Chairperson | — Member |
| (viii) District Officer dealing with empowerment of persons with disabilities | — Member Secretary |

34. Functions of the Committee : The District-Level Committee on disability shall perform the following functions, namely:-

- (a) advise the District authorities on matters relating to rehabilitation and empowerment of persons with disabilities.
- (b) monitor the implementation of the provisions of the Act and the rules made there-under by the District authorities.
- (c) assist the District authorities in implementation of schemes and programmes of the Government for empowerment of persons with disabilities.
- (d) look into the complaints relating to non-implementation of the provisions of the Act by the District authorities and recommend suitable remedial measures to the concerned authority to redress such complaints.
- (e) look into the appeal made by the employees of Government establishments aggrieved with the action taken by the District level establishments under sub-section (4) of Section 23 of the Act and recommend appropriate measures.
- (f) any other functions as may be assigned by the State Government from time to time. 72

CHAPTER X

State Commissioner for Persons with Disabilities

35. Qualification for appointment of State Commissioner : A person shall not be qualified to be appointed as a State Commissioner for Persons with Disability under sub-section (1) of Section 79 of the Act (in this Chapter referred to as the State Commissioner) unless,-

- (i) he has special knowledge or practical experience in respect of the matters relating to rehabilitation of persons with disabilities;
- (ii) he has not attained the age of sixty years on the 1st January of the year in which the last date for receipt of applications, as specified in the advertisement inviting applications for appointment of the State Commissioner, occurs;
- (iii) if he is in service under the Central Government or a State Government, he shall seek retirement from such service before his appointment to the post; and
- (iv) he possesses the following educational qualifications and experience, namely :-

(A) Educational qualifications:

- (i) essential: Graduate from a recognized university;
- (ii) desirable: recognized degree/diploma in social work or law or management or human rights or rehabilitation or education of disabled persons.

(B) Experience : At least twenty years' experience in a Group 'A' level or equivalent post :-

- (i) in Central Government or State Government or
- (ii) Public Sector Undertakings or Semi Government or Autonomous Bodies dealing with disability related matters or social sector or
- (iii) works in the capacity of a senior level functionary in a registered State or national or international level voluntary organization working in the field of disability or social development;

Provided that out of the total twenty years' experience mentioned in this sub- clause, at least three years of experience in the recent past had been in the field of empowerment of persons with disabilities

36. Mode of appointment of the State Commissioner : (1) At least six months before the post of State Commissioner is due to fall vacant, an advertisement shall be published in at least two national or state level daily newspapers, one in English and the other in the vernacular language inviting applications for the post from eligible candidates fulfilling the criteria mentioned in rule 35.

- (2) A Search-cum-Selection Committee shall be constituted by the State Government to recommend to it a panel of three suitable candidates for the post of the State Commissioner.
- (3) Composition of the Search-cum-Selection Committee referred to in sub-rule (2) shall be governed by relevant instructions issued by the concerned administrative department of the State Government.
- (4) The panel recommended by the Search-cum-Selection Committee under sub-rule (2) may consist of persons from amongst those who have applied in response to the advertisement made under sub-rule (1) as well as from other willing eligible persons in the employment of Central Government or State Government whom the Committee may consider suitable.
- (5) The State Government shall appoint one of the candidates out of the panel recommended by the Search-cum-Selection Committee under sub-rule (2) as the State Commissioner.

37. Term of the State Commissioner : (1) The State Commissioner shall be appointed on full-time basis for a period of three years from the date on which he assumes office, or till he attains the age of sixty-five years, whichever is earlier.

- (2) The term of office of the State Commissioner shall be for a period of three years and may be extended for a period of another two years or till he attains the age of 60 years, whichever is earlier.
- (3) A person may serve as State Commissioner for a maximum of two terms, subject to the upper age limit of sixty-five years.

38. Salary and allowances of the State Commissioner.- (1) The salary and allowances of the State Commissioner shall be the salary and allowances as admissible to a Secretary to the State Government.

- (2) Where a State Commissioner, being a retired government servant or a retired employee of any institution or autonomous body funded by the Central Government or State Government, is in receipt of pension in respect of such previous service, the salary admissible to him under these rules shall be reduced by the amount of the pension, and if he had received in lieu of a portion of the pension, the commuted value thereof, by the amount of such commuted portion of the pension.

39. Other terms and conditions of service of the State Commissioner : The other terms and conditions of service of state Commissioner shall be such as specified below, namely :-

- (a) **Leave :** The State Commissioner shall be entitled to such leave as is admissible to Group 'A' officer under the relevant provisions of the Civil Service Rules of the State Government applicable on them.
- (b) **Leave Travel Concession :** The State Commissioner shall be entitled to such Leave Travel Concession as is admissible to Group 'A' officers under relevant provisions of the Civil Service Rules of the State Government applicable on them.
- (c) **Medical Benefits :** The State Commissioner shall be entitled to such medical benefits as is admissible to Group 'A' officers under the relevant provisions of the Civil Service Rules of the State Government applicable on them.

40. Resignation and removal : (1) The State Commissioner may, by notice in writing, under his hand, addressed to the State Government, resign from his post.

- (2) The State Government shall remove the State Commissioner from his office, if he -
 - (a) becomes an undischarged insolvent; or
 - (b) engages himself during his term of office in any paid employment or activity outside the duties of his office; or
 - (c) is convicted and sentenced to imprisonment for an offence which in the opinion of the State Government involves moral turpitude; or
 - (d) is in the opinion of the State Government, unfit to continue in office by reason of infirmity of mind or body or serious default in the performance of his functions as laid down in the Act; or
 - (e) without obtaining leave of absence from the State Government remains absent from duty for a consecutive period of fifteen days or more; or
 - (f) has, in the opinion of the State Government, so abused the position of the State Commissioners to render his continuance in the office detrimental to the interest of persons with disability:

Provided that no State Commissioner shall be removed from office under this rule except after following the procedure, mutatis mutandis, applicable for removal of a Group 'A' officer of the State Government.

- (3) The State Government may suspend a State Commissioner, in respect of whom proceedings for removal have been commenced in accordance with sub-rule (2), pending conclusion of such proceedings.

41. Residuary provision : The other conditions of service of the State Commissioner, in respect of which no express provision has been made in these rules, shall be determined by the rules and orders for the time being applicable to the Secretary to the State Government.

42. Constitution of the Advisory Committee : (1) The State Government shall appoint an Advisory Committee comprising five experts to represent each of the five groups of specified disabilities mentioned in the Schedule to the Act, of whom two shall be women

- (2) The tenure of the members of the Advisory Committee shall be for a period of three years and the members shall not be eligible for nomination.
- (3) The State Commissioner may invite subject or domain expert as per the need who shall assist him in meeting or hearing and in preparation of the report.
- (4) The non-official members of the Advisory Committee, residing in the State capital, shall be paid an allowance of rupees two thousand per day for each day of the actual meeting.
- (5) Non-official members of the Advisory Committee, not residing in the State capital shall be paid daily and travelling allowances for each day of the actual meetings at the rate admissible to a Group A or equivalent officer of the State Government.

43. Procedure to be followed by State Commissioner : (1) An aggrieved person may present a complaint containing the following particulars in person or by his agent to the State Commissioner or send it by registered post or by email addressed to the State Commissioner, namely:-

- (a) the name, description and the address of the aggrieved person;
- (b) the name, description and the address of the opposite party or parties, as the case may be, so far as they may be ascertained;
- (c) the facts relating to complaint and when and where it arose;
- (d) documents in support of the allegations contained in the complaint;
- (e) the relief which the aggrieved person claims.

- (2) The State Commissioner on receipt of a complaint shall refer a copy of the complaint to the opposite party or parties mentioned in the complaint directing him to give his version of the case within a period of thirty days or such extended period not exceeding fifteen days as may be granted by the State Commissioner.
- (3) On the date of hearing or any other date to which hearing could be adjourned, the parties or their agents shall appear before the State Commissioner.
- (4) Where the aggrieved person or his agent fails to appear before the State Commissioner on such days, the State Commissioner may either dismiss the complaint on default or decide on merits.
- (5) Where the opposite party or his agent fails to appear on the date of hearing, the State Commissioner may take such necessary action under Section 82 of the Act as he deems fit for summoning and enforcing the attendance of the opposite party.
- (6) The State Commissioner may dispose of the complaint ex-parte, if necessary.
- (7) The State Commissioner may on such terms as he deems fit and at any stage of the proceedings, adjourn the hearing of the complaint.
- (8) The State Commissioner shall decide the complaint as far as possible within a period of three months from the date of receipt of notice by the opposite party.

44. Submission of annual reports : (1) The State Commissioner shall as soon as may be possible after the end of the financial year, but not later than the 30th day of September in the next year ensuing, prepare and submit to the State Government an annual report giving a complete account of his activities during the said financial year.

- (2) In particular, the annual report referred to in sub-rule (1) shall be in such form that the details of separate matters be provided under separate heads inter-alia containing therein information in respect of each of the following matters, namely:-
 - (a) names of officers and employees in the office of the State Commissioner and a Chart showing the organizational set up;
 - (b) the functions which the State Commissioner has been empowered under the Act and the highlights of the performance in this regard ;
 - (c) the main recommendations made by the State Commissioner ;
 - (d) progress made in the implementation of the Act in the State; and
 - (e) any other matter deemed appropriate for inclusion by the State Commissioner or specified by the State Government from time to time to be included in the report.

CHAPTER-XI Public Prosecutor

45. Appointment of Public Prosecutor : (1) The Public Prosecutor to be appointed by the State Government in every Special Court shall have :-

- (a) Practical experience of handling cases of persons with disabilities.
 - (b) Experience at the Bar of not less than five years.
 - (c) Shall be well versed with local language and customs.
- (2) The fee and other remunerations of the Special Public Prosecutor specified or appointed under sub- section (1) of Section 85 of the Act shall be the same as that of Public Prosecutor appointed by the State Government under the code of criminal procedure, 1973 (1 of 1974) for conducting the cases before a court of session.

CHAPTER-XII State Fund for Persons with Disabilities

46. State Fund for Persons with Disabilities and its management : (1) There shall be credited to the State Fund for persons with disabilities hereinafter referred to as 'the State Fund' :-

- (a) all sums received by way of grant, gifts, donations, benefactions, bequests or transfers;
 - (b) all sums received from the State Government including grants in-aid; and
 - (c) all sums from such other sources as may be decided by the State Government.
- (2) The State Fund shall be managed by a governing body consisting of the following members, namely:-

- (a) Principal Secretary or Secretary of the Department dealing with Empowerment of Persons with Disabilities, in the State Government - Chairperson;
- (b) two representatives from the following departments, by rotation:
 - (i) Additional/Principal Secretary to the Government, the Department of Health and Family Welfare or their representative;
 - (ii) Additional/Principal Secretary to the Government, Department of Primary and Secondary Education or their representative;
 - (iii) Additional/Principal Secretary to the Government, Department of Labour and Employment;
 - (iv) Additional/Principal Secretary to the Government, Department of Finance or their representative;
 - (v) Additional/Principal Secretary to the Government, Department of Higher Education or their representative;
 - (vi) Additional/Principal Secretary to the Government, Department of Medical Education or their representative;
 - (vii) Additional/Principal Secretary to the Government, Department of Rural Development and Panchayati Raj or their representative;

(Note : The representative of the Additional/Principal Secretary to the Government shall not be a person below the rank of a Joint Secretary – Members

- (c) two persons representing different types of disabilities to be nominated by the State Government, by rotation – Members;
 - (g) Director in the Directorate dealing with Empowerment of Persons with Disabilities in the State Government – Convener and Chief Executive Officer.
- (3) The governing body shall meet as often as necessary, but at least once in every financial year.
 - (4) The nominated members shall hold office for not more than three years.
 - (5) No member of the governing body shall be a beneficiary of the Fund during the period such Member holds office.
 - (6) The nominated non-official members shall be eligible for payment of travelling allowance and dearness allowance as admissible to a Group 'A' officer of the State Government for attending the meetings of the governing body.
 - (7) No person shall be nominated under clause (a) and (b) as a member of the governing body if he -
 - (a) is, or has been, convicted of an offence, which in the opinion of the State Government, involves moral turpitude; or
 - (b) is, or at any time has been, adjudicated as an insolvent.

47. Objectives of the State Fund : The objectives of the State Fund shall be as follows:-

- (a) Utilise funds/financial assistance received in the form of donations from various corporate organizations as part of their corporate social responsibility (CSR) practices or in collaboration with institutional donors towards special skills in the form of rehabilitation and welfare of the persons with disabilities and utilize such funds as contingency fund;
- (b) Providing financial assistance for the specially trained/trained persons in the mental hospitals and special schools run in the state;
- (c) Towards creating social awareness on the rights and duties of the persons with disabilities among general public by organizing various workshops;
- (d) To employ the persons working with UNICEF in the welfare of the persons with disabilities and to pay for their remuneration, honorarium and daily allowances of such persons;
- (e) To work towards welfare, training, education, rehabilitation, direction, counselling and social upliftment of the persons with disabilities ;
- (f) To work towards providing equal opportunities, self-dependence, self-respect and to empower the persons with disabilities in their endeavour to live a dignified life;
- (g) For the welfare of the persons with disabilities, to inculcate social responsibility and equal participation among the general public;

- (h) To formulate various policies and schemes for the betterment and empowerment of the persons with disabilities;
- (i) To provide protection and empowerment to the women and children with disabilities against their exploitation and abuse;
- (j) To work towards rehabilitation of the persons with disabilities in private public- public partnership programs.

48. Utilisation of the State Fund : (1) The State Fund shall be utilized for the following purposes, namely :-

- (a) For achieving the objectives and implementing the provisions of the Act;
 - (b) financial assistance in the areas which are not specifically covered under any scheme and programme of the State Government;
 - (c) administrative and other expenses of the Fund, as may be required to be incurred by or under the Act; and
 - (d) such other purposes as may be required for achieving the objectives of the Act and as may be decided by the governing body.
- (2) Every proposal of expenditure shall be placed before the governing body for its approval.
- (3) The governing body may appoint secretarial staff including accountants with such terms and conditions as it may think appropriate to look after the management and utilisation of the State Fund based on need based requirement.
- (4) The State Fund shall be invested in such manner as may be decided by the governing body.

49. Budget : The Chief Executive Officer (Director) of the State Fund shall prepare the budget for incurring expenditure under the State Fund in each financial year showing the estimated receipt and expenditure of the Fund, in January every year and shall place the same for consideration of the governing body.

50. Annual Report : The annual report of the Department dealing with Empowerment of Persons with Disabilities in the State Government shall include a chapter on the State Fund.

Gamli Padu
Commissioner, SJETA,
Govt. of Arunachal Pradesh,
Itanagar.

FORM- A
Application for a Certificate of Registration
[See rule 21(1)]

- (1) Name of applicant and his address: _____
- (2) Institution in respect of which application is made:
- a. Name : _____
 - b. Address (Office/Project) : _____
 - c. Phone /Fax/Telex/(Office) : _____
(Project)
- (3) (i) Name of the Act under which the institution is already registered: _____
- (ii) Registration No. and date of registration: _____
(Please attach a photocopy)
- (4) Memorandum of Association and Bye-laws of the institution :
(Please attach a photocopy)
- (5) Name, address, occupation and other particulars of the members of the Board of Management/Governing Body of the institution :
- (6) Present Activities of the institution : _____
- (7) Present membership strength and categorization of the institution. List of documents to be attached:
- (a) A copy of the annual report for the previous year,
 - (b) Audited Statement of account duly certified by Chartered Accountant for the last two years

- (i) Receipt and Payment Account (by Chartered Accountant for the last two years)
- (ii) Income and Expenditure Account (by Chartered Accountant for the last two years)
- (iii) Balance sheet for the last two years (by Chartered Accountant for the last two years)
- (c) Details of staff employed by the institution.
- (d) Details of beneficiaries to be covered by the _____ of the institution
- (e) If hostel is maintained, then number of hostellers.
- (f) Other terms, if any.
- (g) Whether the institution is located on its own/Rented building (Necessary evidence to be attached).

Signature of the Applicant

Name :

Designation :

Address :

Date :

Office Stamp :

FORM B
CERTIFICATION OF REGISTRATION
(UNDER SECTION 21 OF RPwD, ACT 2016)

Certificate No

Dated _____

File No. _____

After perusal of the document submitted as per Form A [see rule 21(1)] is granted registered under the Societies Registration Act, 1860 vide No. _____ dated _____ of Registrar of firm, societies & Non Trading Corporation _____ a recognised organizations serving for the Persons with Disabilities in the State of Arunachal Pradesh has been registered under section 21 of RPwD, ACT 2016 with effect from _____ for a period of _____ years.

Secretary -cum-Commissioner
For Person with Disabilities.
Govt. of Arunachal Pradesh.
Itanagar

ANNEXURE-A.**Twenty one specific disabilities have been defined.**

Sl. No.	Disability
1	2
1.	Locomotor Disability
2.	Muscular Dystrophy
3.	Leprosy cured
4.	Dwarfism
5.	Cerebral Palsy
6.	Acid attack Victim
7.	Low Vision
8.	Blindness
9.	Deaf
10.	Hard of Hearing

1	2
11.	Speech and Language disability
12.	Intellectual Disability
13.	Specific Learning Disability
14.	Autism Spectrum Disorder
15.	Mental illness
16.	Chronic Conditions
17.	Multiple sclerosis
18.	Parkinson's disease
19.	Haemophilia
20.	Thalassemia.
21.	Sickle Cell disease.

SPECIFIED DISABILITY

[See clause(zc) section 2]

1. Physical disability.—

A. **Locomotor disability** (a person's inability to execute distinctive activities associated with movement of self and objects resulting from affliction of musculoskeletal or nervous system or both), including —

- (a) **"leprosy cured person"** means a person who has been cured of leprosy but is suffering from —
 - (i) loss of sensation in hands or feet as well as loss of sensation and paresis in the eye and eye-lid but with no manifest deformity;
 - (ii) manifest deformity and paresis but having sufficient mobility in their hands and feet to enable them to engage in normal economic activity;
 - (iii) extreme physical deformity as well as advanced age which prevents him/her from undertaking any gainful occupation, and the expression "leprosy cured" shall be construed accordingly;
- (b) **"cerebral palsy"** means a Group of non-progressive neurological condition affecting body movements and muscle coordination, caused by damage to one or more specific areas of the brain, usually occurring before, during or shortly after birth;
- (c) **"dwarfism"** means a medical or genetic condition resulting in an adult height of 4 feet 10 inches (147 centimeters) or less;
- (d) **"muscular dystrophy"** means a group of hereditary genetic muscle disease that weakens the muscles that move the human body and persons with multiple dystrophy have incorrect and missing information in their genes, which prevents them from making the proteins they need for healthy muscles. It is characterised by progressive skeletal muscle weakness, defects in muscle proteins, and the death of muscle cells and tissue;
- (e) **"acid attack victims"** means a person disfigured due to violent assaults by throwing of acid or similar corrosive substance.

B. Visual impairment—

- (a) **"blindness"** means a condition where a person has any of the following conditions, after best correction—
 - (i) total absence of sight; or
 - (ii) visual acuity less than 3/60 or less than 10/200 (Snellen) in the better eye with best possible correction; or
 - (iii) limitation of the field of vision subtending an angle of less than 10 degree.
- (b) **"low-vision"** means a condition where a person has any of the following conditions, namely:—
 - (i) visual acuity not exceeding 6/18 or less than 20/60 upto 3/60 or upto 10/200 (Snellen) in the better eye with best possible corrections; or
 - (ii) limitation of the field of vision subtending an angle of less than 40 degree up to 10 degree.

C. Hearing impairment —

- (a) "deaf" means persons having 70 DB hearing loss in speech frequencies in both ears;
- (b) "hard of hearing" means person having 60 DB to 70 DB hearing loss in speech frequencies in both ears;

- D. **“speech and language disability”** means a permanent disability arising out of conditions such as laryngectomy or aphasia affecting one or more components of speech and language due to organic or neurological causes.
2. **Intellectual disability**, a condition characterised by significant limitation both in intellectual functioning (reasoning, learning, problem solving) and in adaptive behaviour which covers a range of every day, social and practical skills, including—
- (a) **“specific learning disabilities”** means a heterogeneous group of conditions wherein there is a deficit in processing language, spoken or written, that may manifest itself as a difficulty to comprehend, speak, read, write, spell, or to do mathematical calculations and includes such conditions as perceptual disabilities, dyslexia, dysgraphia, dyscalculia, dyspraxia and developmental aphasia;
- (b) **“autism spectrum disorder”** means a neuro-developmental condition typically appearing in the first three years of life that significantly affects a person’s ability to communicate, understand relationships and relate to others, and is frequently associated with unusual or stereotypical rituals or behaviors.
3. **Mental behaviour,— “mental illness”** means a substantial disorder of thinking, mood, Perception, orientation or memory that grossly impairs judgment, behaviour, capacity to recognise reality or ability to meet the ordinary demands of life, but does not include retardation which is a condition of arrested or incomplete development of mind of a person, specially characterised by subnormality of intelligence.
4. **Disability caused due to—**
- (a) chronic neurological conditions, such as—
- (i) **“multiple sclerosis”** means an inflammatory, nervous system disease in which the myelin sheaths around the axons of nerve cells of the brain and spinal cord are damaged, leading to demyelination and affecting the ability of nerve cells in the brain and spinal cord to communicate with each other;
- (ii) **“parkinson’s disease”** means a progressive disease of the nervous system marked by tremor, muscular rigidity, and slow, imprecise movement, chiefly affecting middle-aged and elderly people associated with degeneration of the basal ganglia of the brain and a deficiency of the neurotransmitter dopamine.
- (b) Blood disorder—
- (i) **“haemophilia”** means an inheritable disease, usually affecting only male but transmitted by women to their male children, characterised by loss or impairment of the normal clotting ability of blood so that a minor wound may result in fatal bleeding;
- (ii) **“thalassemia”** means a group of inherited disorders characterised by reduced or absent amounts of haemoglobin.
- (iii) **“sickle cell disease”** means a hemolytic disorder characterised by chronic anemia, painful events, and various complications due to associated tissue and organ damage; “hemolytic” refers to the destruction of the cell membrane of red blood cells resulting in the release of hemoglobin.
5. **Multiple Disabilities** (more than one of the above specified disabilities) including deaf blindness which means a condition in which a person may have combination of hearing and visual impairments causing severe communication, developmental, and educational problems.

Gamli Padu
Commissioner, SJETA,
Government of Arunachal Pradesh,
Itanagar.

NOTIFICATION

The 27th November, 2018

No.DAP/SFAS/ESTT-24/2006-Pt : In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Arunachal Pradesh is pleased to make the following rules to further amend the recruitment to the Post(s) of **Assistant Auditor Service (Common)** Group B Gazetted, Non-Ministerial Recruitment Rules, 2011 namely :-

1. (1) These rules may be called **Assistant Auditor Group'B' Non-Gazetted, Non-Ministerial, Recruitment Rules 2018**.
- (2) They shall come into force on the date of their publication in the official Gazette of Arunachal Pradesh.
2. Amendment to the Rule:-
 - (i) “In Rule 3 of the Principal rule for the words “Pay Band and Grade Pay “the word Level in the Pay Matrix” shall be substituted.

3. Amendment to the Schedule :-

In the Schedule of the Principal Rule:-

- (i) In Column (4), of the Schedule for the heading and Entries, "Level in the Pay Matrix "Level-6 ₹ 35,400-1124400" PM shall be substituted".
- (ii) In Column (6), for the existing entry, "Between 18 and 32 shall be substituted".
- (iii) In Column (7) "B.Com/BBA/MBA (Fin)/BA with Economics & BSc with Mathematics as one of the subjects from a recognized University/Institution approved by AICTE shall be substituted.
- (iv) In Column (8) "1. Age Not Applicable, 2. Educational Qualification: - Graduation in any discipline from recognized University "shall be substituted.

Secretary to the
Government of Arunachal Pradesh
Itanagar.

Note : The Principle Rules were published Vide Notification No. DAP/SFAS/Estt-24/2006 (Pt) Dated 23rd April, 2012 in the Gazette of Arunachal Pradesh Extra Ordinary dated.

NOTIFICATION

The 27th November 2018

No.DAP/SFAS/ESTT-24/2006-Pt : In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, and in supersession of the Finance and Accounts service Government of Arunachal Pradesh (Recruitment to the post of Assistant Auditor) Rules 2012, except as respect things done or omitted to be done before such supersession, the Governor of Arunachal Pradesh is pleased to make the following rules to regulate the method of recruitment to the Post(s) of Assistant Auditor, under the Finance Department ,Government of Arunachal Pradesh.

1. Short title and commencement : (1) These rules may be called **Assistant Auditor Group'B' Non-Gazetted, Non-Ministerial, Recruitment Rules 2018.**"

(2) They shall come into force on the date of their publication in the Arunachal Pradesh Gazette.

2. These rules shall apply to the posts as specified in column 1 of the Schedule Annexed to the Rules.

3. Number of posts, classification and Pay Matrix Level : The number of posts, their classification and the Pay Matrix Level attached thereto shall be as specified in column 2 to 4 in the Schedule aforesaid.

4. Method of Recruitment, age limit and other qualifications : The method of recruitment to the posts, age limit, qualifications and other matters relating thereto shall be as specified in column 5 to 13 in the Schedules aforesaid.

5. Disqualification: - No person,

(a) who has entered into or contracted a marriage with a person having a spouse living or

(b) who having a spouse living has entered into or contracted a marriage with any person, shall be eligible for the appointment to the said post. Provided that the Governor of Arunachal Pradesh may, if satisfied that such marriage is permissible under the personal Law applicable to such person and the other party to the marriage and there are grounds for so doing, exempt any person from the operation of this rule.

6. Power to relax : Where the Governor of Arunachal Pradesh is of opinion that it is necessary or expedient so to do, he may by order for reasons to be recorded in writing and in consultation with the Selection Board, relax any provision of these rules with respect to any class or category of person.

Nothing in these rules shall effect reservation/relaxation of age limit and other concessions required to provide for the Schedule Caste/Scheduled Tribes and other special categories of persons in accordance with the orders issued by the Government of Arunachal Pradesh from time to time in this regard.

Chief Secretary to the
Government of Arunachal Pradesh
Itanagar.

SCHEDULE
(See Rule 2, 3, & 4)

Sl. No.	Schedules	Provisions																
1.	Name of Post	Assistant Auditor, (AA)																
2.	No. of post	35 (Thirty five) post* 2018. Subject to variation depending on work load.																
3.	Classification	General Arunachal Service Group "B" (Non-Gazetted) Non-Ministerial.																
4.	Level in the Pay Matrix	Pay Matrix – Level – 6 ₹ 35400—1,12,400																
5.	Whether Selection Post or non-selection.	Not Applicable																
6.	Age for direct recruits	Between 18 and 32 years.																
7.	Educational and other qualifications required for direct recruits	B.Com/BBA/MBA (Finance) /BA with Economics/ B.Sc with mathematics as one of the subjects from a recognized University/AICTE approved institute.																
8.	Whether the age and educational qualification prescribed for direct recruitments will apply in the case of promotees.	(i) Age is not applicable. (ii) Educational qualification for LDCE :- Graduate in any discipline from a recognized University.																
9.	Period of probation if any	2 (two) Years.																
10.	Method of recruitment whether direct recruitment or by promotion or by deputation/transfer and percentage of the vacancies to be filled by various methods.	<p>(3) 50% By direct recruitment through merit adjudged on the basis of written competitive examination on the following subjects :-</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%;">(i) General Knowledge</td> <td style="text-align: right;">- 100 marks</td> </tr> <tr> <td>(ii) General English</td> <td style="text-align: right;">- 100 Marks</td> </tr> <tr> <td>(iii) Elementary Maths</td> <td style="text-align: right;">- 100 Marks</td> </tr> <tr> <td>(iv) Vivo-Voce</td> <td style="text-align: right;">- 40 Marks</td> </tr> <tr> <td colspan="2" style="text-align: right;">Total</td> </tr> <tr> <td colspan="2" style="text-align: right;">340 Marks</td> </tr> </table> <p>(v) 50% by promotion through limited departmental examination.</p> <p>N.B:- Minimum qualifying marks shall be as per OM No. 54/06/ dtd 07/01/2008.</p>	(i) General Knowledge	- 100 marks	(ii) General English	- 100 Marks	(iii) Elementary Maths	- 100 Marks	(iv) Vivo-Voce	- 40 Marks	Total		340 Marks					
(i) General Knowledge	- 100 marks																	
(ii) General English	- 100 Marks																	
(iii) Elementary Maths	- 100 Marks																	
(iv) Vivo-Voce	- 40 Marks																	
Total																		
340 Marks																		
11.	In case of recruitment by promotion/ deputation / transfer, grade from which promotion/ deputation/ transfer to be made.	<p>50% post shall be filled through limited departmental examination from amongst the serving UDCs/ analogous posts (Ministerial) of various department under the government of Arunachal Pradesh with 6 years regular service in the grade in pay Matrix – 5 ₹ 29200 – 92300/- and who are graduate on the basis of merit adjudged on the following.</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%;">1. General English</td> <td style="text-align: right;">- 50 marks.</td> </tr> <tr> <td>2. General Knowledge</td> <td style="text-align: right;">- 50 Marks.</td> </tr> <tr> <td>3. Elementary Maths</td> <td style="text-align: right;">- 50 Marks.</td> </tr> <tr> <td>4. GFR/CTR/FR-SR/CCS/CCA) etc.</td> <td style="text-align: right;">- 100 Marks</td> </tr> <tr> <td>5. Office procedure</td> <td style="text-align: right;">- 50 Marks</td> </tr> <tr> <td>6. Viva voce</td> <td style="text-align: right;">40 Marks.</td> </tr> <tr> <td colspan="2" style="text-align: right;">Total</td> </tr> <tr> <td colspan="2" style="text-align: right;">340 Marks</td> </tr> </table> <p>N.B. Minimum qualifying marks shall be as per OM No. 54/06 dtd 07-01-08 and OM No. 21/85, dtd 28-08-06.</p>	1. General English	- 50 marks.	2. General Knowledge	- 50 Marks.	3. Elementary Maths	- 50 Marks.	4. GFR/CTR/FR-SR/CCS/CCA) etc.	- 100 Marks	5. Office procedure	- 50 Marks	6. Viva voce	40 Marks.	Total		340 Marks	
1. General English	- 50 marks.																	
2. General Knowledge	- 50 Marks.																	
3. Elementary Maths	- 50 Marks.																	
4. GFR/CTR/FR-SR/CCS/CCA) etc.	- 100 Marks																	
5. Office procedure	- 50 Marks																	
6. Viva voce	40 Marks.																	
Total																		
340 Marks																		

12.	If a DPC/Selection Committee exists what is its composition.	(i) As per the norms of the APPSC (ii) Group 'B' – DPC for confirmation/promotion :- (a) Commissioner/Secretary (Finance) – Chairman. (b) Commissioner/Secretary not connected to work of department – Member. (c) Head of office – Member. (d) One APST Group – 'A' officer not below the rank of the Secretary to the Government of Arunachal Pradesh if none of the members belongs to APST category.
13.	Circumstances in which APPSC. is to be consulted in making recruitment.	Consultation with the Commission required as per provision of the APPSC (Limitation of function 1988) as amended from time to time.

Secretary (Finance),
Government of Arunachal Pradesh
Itanagar.

NOTIFICATION

The 27th November 2018.

No.DAP/SFAS/ESTT-24/2006-Pt : In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Arunachal Pradesh is pleased to make the following rules to further amend the recruitment to the Post(s) of **Assistant Audit Officer**, Group-B Gazetted, Non-Ministerial Recruitment Rules, 2014 namely :-

1. (1) These rules may be called "**Assistant Audit Officer Group'B' Gazetted, Non-Ministerial, Recruitment Rules 2018.**"
- (2) They shall come into force on the date of their publication in the official Gazette of Arunachal Pradesh.
2. Amendment to the Rule:-
 - (ii) "In Rule 3 of the Principal rule for the words "Pay Band and Grade Pay "the word Level in the Pay Matrix" shall be substituted.
3. Amendment to the Schedule :-

In the Schedule of the Principal Rule:-

 - (v) In Column (4), of the Schedule for the heading and Entries," Level in the Pay Matrix "Level -7 ₹ 44900-142400" PM shall be substituted".
 - (vi) In Column (6), for the existing entry, "Between 18 and 32 shall be substituted"
 - (vii) In Column (7) "B.Com/BBA/MBA (Fin)/BA with Economics & BSc with Mathematics as one of the subjects from a recognized University/Institution approved by AICTE shall be substituted.
 - (viii) In Column (8) "1. Age Not Applicable, 2. Educational Qualification: - Graduation in any discipline from recognized University "shall be substituted.

Secretary to the
Government of Arunachal Pradesh
Itanagar.

Note: - The Principal Rules were published Vide Notification No. DAP/SFAS/Estt-24/2006(pt) Dated 24/11/2014 in the Gazette of Arunachal Pradesh Extra Ordinary dated.

NOTIFICATION

The 27th November, 2018

No.DAP/SFAS/ESTT-24/2006-Pt : In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, and in supersession of the Finance and Accounts service Government of Arunachal Pradesh (Recruitment to the post of Assistant Audit Officer) Rules 2014, except as respect things done or omitted to be done before such supersession, the Governor of Arunachal Pradesh is pleased to make the following rules to regulate the method of recruitment to the Post(s) of Assistant Audit Officer, under the Finance Department ,Government of Arunachal Pradesh.

1. Short title and commencement : (1) These rules may be called Assistant Audit Officer Group 'B' Gazetted, Non-Ministerial, Recruitment Rules 2018.

(2) They shall come into force on the date of their publication in the Arunachal Pradesh Gazette.

2. These rules shall apply to the posts as specified in column 1 of the Schedule Annexed to the Rules.

3. Number of posts, classification and Pay Matrix Level : The number of posts, their classification and the Pay Matrix Level attached thereto shall be as specified in column 2 to 4 in the Schedule aforesaid.

4. Method of Recruitment, age limit and other qualifications : The method of recruitment to the posts, age limit, qualifications and other matters relating thereto shall be as specified in column 5 to 13 Schedules aforesaid.

5. Disqualification: - No person,

- (a) who has entered into or contracted a marriage with a person having a spouse living or
- (b) who having a spouse living has entered into or contracted a marriage with any person, shall be eligible for the appointment to the said post. Provided that the Governor of Arunachal Pradesh may, if satisfied that such marriage is permissible under the personal Law applicable to such person and the other party to the marriage and there are grounds for so doing, exempt any person from the operation of this rule.

6. Power to relax: - Where the Governor of Arunachal Pradesh is of opinion that it is necessary or expedient so to do, he may by order for reasons to be recorded in writing and in consultation with the Selection Board, relax any provision of these rules with respect to any class or category of person.

Nothing in these rules shall effect reservation/relaxation of age limit and other concessions required to provide for the Scheduled Tribes and other special categories of persons in accordance with the orders issued by the Government of Arunachal Pradesh from time to time in this regard.

Chief Secretary to the
Government of Arunachal Pradesh
Itanagar

SCHEDULE

(See Rule 2, 3, & 4)

Sl. No.	Schedules	Provisions
1.	Name of Post	Assistant Audit Officer (AAO)
2.	No. of post	22 (Twenty two) post* 2018. Subject to variation depending on work load.
3.	Classification	General Arunachal Service Group "B" (Gazetted) Non-Ministerial.
4.	Level in the Pay Matrix	Pay Matrix – level – 7 ₹ 44900—1,42,400
5.	Whether Selection Post or non-selection.	Not Applicable
6.	Age for direct recruits	Between 18 and 32 years.
7.	Educational and other qualifications required for direct recruits	B.Com/BBA/MBA (Finance) /BA with Economics/ B.Sc with mathematics as one of the subjects from a recognized University/AICTE approved institute.
8.	Whether the age and educational qualification prescribed for direct recruitments will apply in the case of promotees.	(i) Age is not applicable. (ii) Educational qualification:- Graduate in any discipline from a recognized University.
9.	Period of probation if any	2 (two) Years.
10.	Method of recruitment whether direct recruitment or by promotion or by deputation/ transfer and percentage of the vacancies to be filled by various methods.	(1) 50% By direct recruitment through merit adjudged on the basis of written competitive examination on the following subjects :- (i) General Knowledge – 100 marks (ii) General English - 100 Marks (iii) Elementary Maths - 100 Marks (iv) Vivo-Voce - 40 Marks Total 340 Marks

		<p>(2) 30% by promotion from amongst the Assistant Auditors on seniority-cum- merit with minimum 5(five) years of regular service in the grade.</p> <p>(3) 20% by promotion through Limited Departmental Examination (LDCE).</p> <p>N.B:- <i>Minimum qualifying marks shall be as per OM No. 54/06/ dtd 07/01/2008.</i></p>												
11.	In case of recruitment by promotion/ deputation / transfer, grade from which promotion/ deputation/ transfer to be made.	<p>(1) 30% by promotion from amongst the Assistant Auditor on seniority –cum- merit with 5 years of regular service in the grade.</p> <p>(2) 20% by Limited Departmental Examination from amongst the serving Assistant of various Departments of Government of Arunachal Pradesh who are graduate in any discipline and have completed 6 years of regular service in the grade and from Assistant Auditors who are graduate in any discipline and have completed 3 years of service in the grade on the basis of merit adjudged on the following subjects:-</p> <table border="0"> <tr> <td>1. General English</td> <td>- 100 marks</td> </tr> <tr> <td>2. General Knowledge</td> <td>- 50 marks</td> </tr> <tr> <td>3. CCS Pension Rules, Leave Rules , GFR/CTR/FR-SR etc</td> <td>- 100 marks</td> </tr> <tr> <td>4. CPWD Manuals –III & CPWD Accounts code</td> <td>- 50 marks</td> </tr> <tr> <td>5. Viva Voce</td> <td>- 40 marks</td> </tr> <tr> <td colspan="2" style="text-align: right;">Total - 340 marks</td> </tr> </table> <p>(3) Failing which by transfer on deputation from the officers under Central/State Government :-</p> <p>(a) Holding analogous post on regular basis;</p> <p>(b) Or with 5 years regular service as Assistant in the Pay Matrix Level-6 ₹ 35800-112400 with adequate knowledge of rules and procedures and possessing qualification prescribed under column 8 of recruitment rules of the Assistant Auditors.</p> <p>Note:-</p> <p>(i) The maximum age limit for appointment by transfer on deputation shall not exceed 56 years as on the closing date of the receipt of applications.</p> <p>(ii) The period of deputation shall not exceed 3 years.</p>	1. General English	- 100 marks	2. General Knowledge	- 50 marks	3. CCS Pension Rules, Leave Rules , GFR/CTR/FR-SR etc	- 100 marks	4. CPWD Manuals –III & CPWD Accounts code	- 50 marks	5. Viva Voce	- 40 marks	Total - 340 marks	
1. General English	- 100 marks													
2. General Knowledge	- 50 marks													
3. CCS Pension Rules, Leave Rules , GFR/CTR/FR-SR etc	- 100 marks													
4. CPWD Manuals –III & CPWD Accounts code	- 50 marks													
5. Viva Voce	- 40 marks													
Total - 340 marks														
12.	If a DPC/Selection Committee exists what is its composition.	<p>(i) As per the norms of the APPSC</p> <p>(ii) Group 'B' – DPC for confirmation/promotion :-</p> <table border="0"> <tr> <td>(a) Commissioner/Secretary (Finance)</td> <td>– Chairman.</td> </tr> <tr> <td>(b) Commissioner/Secretary not connected to work of department</td> <td>– Member.</td> </tr> <tr> <td>(c) Head of office</td> <td>– Member.</td> </tr> <tr> <td>(d) One APST Group – 'A' officer not below the rank of the Secretary to the Government of Arunachal Pradesh if none of the members belongs to APST category.</td> <td>– Member.</td> </tr> </table>	(a) Commissioner/Secretary (Finance)	– Chairman.	(b) Commissioner/Secretary not connected to work of department	– Member.	(c) Head of office	– Member.	(d) One APST Group – 'A' officer not below the rank of the Secretary to the Government of Arunachal Pradesh if none of the members belongs to APST category.	– Member.				
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(d) One APST Group – 'A' officer not below the rank of the Secretary to the Government of Arunachal Pradesh if none of the members belongs to APST category.	– Member.													
13.	Circumstances in which APPSC. is to be consulted in making recruitment.	Consultation with the Commission required as per provision of the APPSC (Limitation of function 1988) as amended from time to time.												

Secretary (Finance) ,
Government of Arunachal Pradesh,
Itanagar.

OFFICE MEMORANDUM

The 7th January, 2008

Subject : Selection of candidates for appearing in Viva-Voce test on the basis of Recruitment Examination procedure thereof.

It has been brought to the notice of the Government that various appointing authorities are selecting candidates for viva-voce test on the basis of one or two subjects of written examination ignoring other equally important papers and without following a uniform pattern. As a result, the ratio of candidates selected per vacancy varies from one examination to other without maintaining common practice on prescription of ratio or cut off marks even the candidates are selected in the ratio of 1:2:3. The issue was under examination of the Administrative Reforms Department and has found that no such procedure had been laid down earlier nor such procedures have been prescribed in the relevant Recruitment Rules.

After careful examination of the issue and in modification of point No. 2.&3 of the OM dated 28-08-2006, the Government of Arunachal Pradesh has decided to prescribe the following procedures for all direct recruitment examinations for appointment to Group-A, B&C posts/services under the Government of Arunachal Pradesh :-

1. For appearing in the viva-voce test, candidates shall be selected in the 'ratio' of 1:3 (meaning 3 candidates shall be selected for each vacancy or 3 (three) times of the number of vacancies) on the basis of written examination papers. However, ratio of 1:3 shall not apply in case the candidates appearing in the written examination is less than 3 times of the number of vacancies. In case of the candidates appearing in the written examination is less than 3 times of the number of vacancies, all the candidates securing 33% of marks in each written examination paper shall be eligible for appearing viva-voce test.
2. The candidates securing a minimum of 33% or more marks in each written examination paper and has secured 45% of marks out of aggregate total marks in the written examination papers shall be eligible for viva-voce test. On the other, it will further mean that selection for viva-voce test shall be based on the aggregate total marks secured in the written examination papers and subject to ratio of 1:3. The candidates securing less than 33% of marks in any of written examination paper shall not be eligible for appearing in the viva-voce test.
3. The Selection Committee or Commission may lower the cut "off mark's of 45% to certain extent, in case of non-availability of Arunachal Pradesh Schedule Tribe candidates securing the 'cut off mark's".

Therefore, all appointing authorities are requested to comply, with the above guidelines while conducting recruitment examinations for appointment to Group 'A' 'B' & 'C' level of posts/services.

Y.D. Thongchi
Secretary (AR),
Government of Arunachal Pradesh,
Itanagar.