

HARYANA GOVERNMENT
WOMEN AND CHILD DEVELOPMENT DEPARTMENT
NOTIFICATION

No. 117 SW(3)/2014

Dated 16-1-2014

In supersession of the Notification No. 133/SW(3)/2011, dated 02.05.2011 and No. SW(3)/2012/881 dated 9.01.2013, the Governor of Haryana is pleased to amend the Scheme namely: "Relief and Rehabilitation of Women Acid Victims" to provide ad-hoc relief/compensation, medical reimbursement and rehabilitation services to women acid victims by the Women and Child Development Department. The Scheme will be implemented from the date of notification.

1. Eligible Criteria

- Only the victims facing acid attack after 2.05.2011 will be eligible.
- The scheme will cover all acid attack victims' girls/women residing in Haryana.
- An application may be filed either by the victim or by heir claiming on her behalf in cases where the victim herself is disabled to make an application.

For considering the claims and awarding compensation/ relief/ rehabilitation/ reimbursement, the following Committee is constituted:-

2. Constitution of State Level Committee (SLC) for Relief and Rehabilitation of Women Acid Victims - A State Level Committee for Relief and Rehabilitation of Women Acid Victims under the Chairpersonship of Hon'ble WCDM comprising following members is hereby constituted :-

- Principal Secretary to Govt. of Haryana, WCD Department. Member
- Principal Secretary, to Govt. of Haryana, Health Department. Member
- Principal Secretary, to Govt. of Haryana, Social Justice & Empowerment Department. Member
- Principal Secretary, to Govt. of Haryana, SC/BC Department. Member
- Director, WCD Department. Member Secy.

3. Functions of State Level Committee (SLC)

1. This Committee shall coordinate and monitor the functions of District Level Committee.
2. It shall ensure proper disbursement of the funds allocated under the scheme and any additional amount to be supplemented by the State Government to the District Committees.
3. Issue directions to the appropriate authorities under the Act for ensuring proper medical, psychological and legal assistance to the victim.
4. All the medical reimbursement shall be approved by the Committee before providing the financial relief.

4. District level Committee (DLC)

1. The Committee constituted at District level may be called Committee for "Relief and Rehabilitation of Women Acid Victims".
2. The Committee shall have exclusive jurisdiction to deal with the applications received under the scheme in that district.
3. The District Level Committee for "Relief and Rehabilitation of Women Acid Victims" under the chairpersonship of Deputy Commissioner comprising of following members is hereby constituted: -

- Two or more members having expertise in matters relating to criminal law.
 - Working in the field of empowerment of women.
 - Medical Doctor
- (Out of which at least two members should be women).

5. Functions

- i. The District Level Committee shall consider the claim/s and award compensation/ relief/ rehabilitation as the case may be, in accordance with procedure prescribed under the scheme.
- ii. The District Level Committee shall coordinate and monitor the provisions provided under the scheme with Government and Non-Government Organizations for rendering assistance to the victim, legal, medical or psychological, and in any other form of Aid/Assistance.
- iii. The District Magistrate, shall consider the claims as deemed fit in the circumstances of the case and shall ensure ad-hoc relief through Haryana State Legal Services Authority, to the victim and shall forward the financial claims regarding medical reimbursement to be made to the Hospitals, where the victim takes the treatment, to the Director, Women & Child Development Department, Haryana.

6. How to apply/ Procedure for application

1. The victim's parents/guardians or legal heir may apply to the District level Committee for compensation in accordance with the provision of the scheme within 15 days.
2. In case of girl, the application may be made on her behalf by a parent or guardian.
3. In case of married women, the application may be made on her behalf by husband or parent or guardian.
4. Applicant shall submit the following documents with the application:-
 - (a) A medical certificate where the application is being made by or on behalf of the victim.
 - (b) Copy of FIR/Complaint.

7. Action by District Level Committee after receiving the application.

1. On receiving the application and after having been prima facie satisfied that a case of acid attack has been made out, the Committee shall order an ad-hoc/interim relief/compensation within 15 days to be paid by the Haryana State Legal Services Authority.
2. The Committee may get a home study of the victim conducted for making an assessment of additional needs of the victims and apply other welfare scheme/relief as may be available to the applicant.
3. The Acid Attack Victim of Haryana shall be entitled to receive free of cost 100% medical treatment from amongst any of the Government Hospitals /Government approved Hospitals. Such Hospitals should forward their claims through the Committee to the Women and Child Development Department. The District Level Committee shall verify claim of the Government Hospitals /Government approved Hospitals, where the victim has taken treatment, with the medical bills after getting it duly countersigned by concerned civil surgeon.
4. The Committee shall forward the application to the State Legal Services Authority for compensation within 15 days from the date on which the complainant gives her evidence or within one month from the date of receipt of application whichever is earlier.
5. The application before the Committee has to be made within 15 days from the date of incident provided that upon showing valid reasons the Committee shall have the powers to condone the delay, if any.

- 6. The Committee may reject any application where it is of the considered opinion that: -
 - The applicant failed to take without delay all reasonable steps to inform the police or other body or person consider by the Committee to be appropriate for the purpose of the circumstances giving rise to the attack.
 - The applicant failed to cooperate with the police or other authority in attempting to bring the convict to justice or
 - The applicant has failed to give all reasonable assistance to the Committee or other body or person in connection with the application.
- 7. The Committee shall hear the claims for compensation and such time and in such places as the committee may determine and shall notify the applicant of the time and place of hearing of the relevant application. The Committee shall reach its decision on the basis of evidence and other information available to it at the hearing.
- 8. The payment of the medical reimbursement shall be made directly to the bank account of the said Hospital by the WCD.

8. Rehabilitation

- The severe acid victim should be treated in disabled persons category as per certified from the Medical Board of the concerned District.
- If any victim needs rehabilitation services, can seek the support from following Swadhar Shelter Homes already running in Haryana State at present. These may vary from time to time..

Sr No.	Name of Organization & Address
1.	Adarsh Rural Dev. Society, 30, Kadarpur , District Gurgaon.

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9. Financial Assistance

(1) The victim shall be paid compensation by the concerned DC/SDM, as after care and rehabilitation cost, under the Haryana Victim Compensation Scheme of Home Department notified dated. 03.04.2013. The compensation shall be made as per the following schedule: -

Particular of Loss or Injury	Maximum Limit of Compensation
Acid attack involving, defacement, loss of or limb or part of body and plastic surgery.	Rs. 3.00 lacs
Acid attack not involving, defacement, loss of limb or part of body and plastic surgery.	Rs. 50,000/-

Out of the amount of Rs. 3.00 lacs, a sum of Rs. 1 lakh shall be paid to such victim within 15 days of occurrence of such incident (or being brought to the notice of the State Government) as adhoc relief to facilitate immediate medical attention and expenses in this regard. The balance sum of Rs. 2 lakhs shall be paid as expeditiously as may be possible and positively within two months thereafter.

(2) Where the acid attack results in the death of the victim, the State Level Committee shall, on the facts and circumstances of the case, pay a lump sum of Rs. 5,00,000/- to the legal heir (the children of the deceased if she has any so as to protect the interest of the child). This shall be in addition to any expenses incurred towards the treatment of the victim.

(3) The Acid Attack victim of Haryana shall be entitled to receive free of cost 100% medical treatment from amongst any of the Government Hospitals /Government approved Hospitals. The amount shall be reimbursed by the Women & Child Development Department. The amendments and the deletion/addition of Hospitals made by the Govt. from time to time shall also be

automatically covered under the scheme. The list of the said Hospitals is posted on website of the Haryana Health Department at (<http://haryanahealth.nic.in/menudesc.aspx?page=232>).

(4) The victim of acid attack shall be given preference in allotment of fair price shops by the Food and Supply Department, Haryana.

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Shashi Gulati,
Principal Secretary to Govt. Haryana,
Women and Child Development Department.

Endst. No. 417 SW(3)/2014, Chandigarh, dated the 16-1-2014

A copy of the above is forwarded to the Controller, Printing & Stationery Department, Haryana, Chandigarh for publishing the above notification in the Haryana Govt. Gazette with the request that 1000 spare copies of the notification may please be sent to the undersigned at the earliest.

Shalik
Joint Secretary,

For Principal Secretary to Govt. Haryana,
Women and Child Development Department.

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Endst. No. 417 SW(3)/2014, Chandigarh, dated the 16-1-2014

A copy of the above is forwarded to Chief Secretary to Govt. Haryana Chandigarh for information.

Shalik
Joint Secretary,

For Principal Secretary to Govt. Haryana,
Women and Child Development Department.

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Endst. No. 417 SW(3)/2014, Chandigarh, dated the 16-1-2014

A copy of the above is forwarded to the Financial Commissioner & Principal Secretary to Govt. Haryana, Finance Department for information with reference to their UO No.1/56/2010-5FG-II dated 28.2.2011 and 33171 dated 09.12.2013.

Shalik
Joint Secretary,

for Principal Secretary to Govt. Haryana,
Women and Child Development Department.

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Endst. No. 417 SW(3)/2014, Chandigarh, dated the 16-1-2014

A copy of the above is forwarded to Secretary to Governor, Haryana for information.

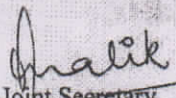
Shalik
Joint Secretary,

for Principal Secretary to Govt. Haryana,
Women and Child Development Department.

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Endst. No. 417 SW(3)/2014, Chandigarh, dated the 16-1-2014

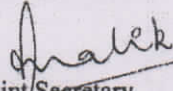
A copy of the above is forwarded to Registrar, Punjab & Haryana High Court Chandigarh for information.


Joint Secretary,
for Principal Secretary to Govt. Haryana,
Women and Child Development Department.

Endst. No. 417 SW(4)/2014, Chandigarh, dated the 16-1-2014

A copy is forwarded to the following information:-

1. All Financial Commissioner & Principal Secretary to Govt. Haryana.
2. All Administrative Secretaries to Govt. Haryana.


Joint Secretary,
for Principal Secretary to Govt. Haryana,
Women and Child Development Department

Endst. No. 417 SW(3)/2014, Chandigarh, dated the 16-1-2014

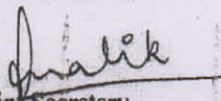
A copy of the above is forwarded to Director, Women and Child Development Department, Haryana.

Joint Secretary,
for Principal Secretary to Govt. Haryana,
Women and Child Development Department

Endst. No. 417 -SW(3)/2014, Chandigarh, dated the 16-1-2014

A copy is forwarded to the following for information:-

1. Divisional Commissioner, Ambala/Gurgaon/Hisar/Rohtak Division.
2. All Heads of Departments in Haryana.
3. Special Representative, Haryana Govt., Haryana Bhawan, New Delhi.
4. The Managing Director, Haryana Women Development Corporation Ltd. Chandigarh.
5. Chairperson, Haryana State Commission for Women, Panchkula.
6. Chairperson, Haryana State Social Welfare Board, Chandigarh.
7. All Deputy Commissioners in Haryana.
8. All Superintendents Police in Haryana State.
9. All Sub Divisional Magistrate in Haryana State.
10. All Civil Surgeons in Haryana State.
11. All Programme Officers, District ICDS Cell in Haryana.
12. All Child Development Project Officers in Haryana State.
13. Secretary, Haryana State Child Welfare Council, Chandigarh.


Joint Secretary,
For Principal Secretary to Govt. Haryana,
Women and Child Development Department