

*Constitution  
DCPS*



### Abstract

Social Defence – Centrally Sponsored Scheme – Integrated Child Protection Scheme – Constitution of District Child Protection Societies in 32 districts as per provision under Section 62-A of Juvenile Justice (Care and Protection of Children) Act, 2000 as amended in 2006 – Orders - Issued.

### Social Welfare and Nutritious Meal Programme (SW 8) Department

G.O. (Ms) No.03

Dated 09-01-2012

மார்க்டி 23

திருவங்ஞலூர் ஆண்டு 2042

Read.

1. G.O.(Ms) No.25, Social Welfare and Nutritious Meal Programme Department, dated 01.02.2010.
2. From the Government of India, Ministry of Women and Child Development, New Delhi, Letter No.14-24/2009/CW-II, dated 28.9.2010 and 16.11.2011

Read also:

3. From the Commissioner of Social Defence Letter No.7913/D1/2010 dated 27.01.2011.
4. G.O.(Ms)No.125, Social Welfare and Nutritious Meal Programme Department, dated 23.12.2011.

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### ORDER:

In order to meet the very special needs of the children in conflict with law as well as children in need of care and protection, and to build a protective environment for all vulnerable children, the Government of India has launched the Centrally Sponsored Integrated Child Protection Scheme (ICPS). The scheme has been formulated by merging the following three smaller child welfare schemes – with improved norms, expanded mandate and enhanced outlay;

- i) 'A Programme for Juvenile Justice' –
- ii) 'An Integrated Programme for Street Children' and
- iii) 'A Scheme of Assistance to Homes for Children (Shishu Greh)

2. The Integrated Child Protection Scheme will focus its activities on children in need of care and protection and children in conflict and contact with the law. The main objectives of the scheme are to contribute to the improvements in the well being of children in difficult circumstances, as well as to the reduction of vulnerabilities to situations and actions that lead to abuse, neglect, exploitation, abandonment and

separation of children from parents and the implementation schedule is largely based on the provisions of the Juvenile Justice (Care and Protection of Children) Act, 2006 its amendment Act, 2006 and the rules framed thereunder.

3. The salient features of this scheme are as follows:

#### I. Care, Support and Rehabilitation Service

- i) Emergency outreach service through Childline
- ii) Transitional shelters for children in need in urban and semi-urban areas
- iii) Family based non-institutional care through Sponsorship, Foster Care, Adoption and After Care Programme
- iv) Institutional Services; Shelter Homes; Children's Homes; Observation Homes; Special Homes; and Specialized services for children with special needs (disabled and children affected by HIV/AIDS)
- v) General grant-in-aid for need based/innovative interventions.

#### II. Statutory Support Services:-

- i) Child Welfare Committees (CWCs)
- ii) Juvenile Justice Boards (JJBs)

#### III .Other Activities:-

- i) Human resource development for strengthening counseling services.
- ii) Training and capacity building.
- iii) Strengthening the knowledge-base through research and documentation and Child Tracking System.
- iv) Advocacy, public education and communication.
- v) Monitoring and evaluation at district, State and Central level

#### IV. Services Delivery Structures:-

##### i) At Central Level:

- Childline India Foundation-Headquarters
- Child Protection Division in National Institute of Public Cooperation and Child Development (NIPCCD)
- Central Adoption Resource Agency (CARA)
- Central Project Support Unit

##### ii) At Regional Level:

- Child Protection Division in the four Regional Centres of NIPCCD

##### iii) At State Level:

- State Project Support Units
- State Child Protection Society
- State Adoption Resource Agency
- Centres of Childline India Foundation

##### iv) At District Level:-

- District Child Protection Society

funding pattern of the Integrated Child Protection Scheme is as follows:-

- 90:10 for all the scheme components with NGO participation will be continued;
- (II) 100% funding by the Centre to the Childline Services;
- (III) 100% funding by the Centre to all structural mechanisms and services under the Government of India like NIPCCD and its Regional Centres, Central Adoption Resource Agency, Central Project Support Unit, and State Project Support Unit;
- (IV) 35:65 for the States for the regulatory bodies provided for under the Juvenile Justice Act, i.e., Juvenile Justice Boards, Child Welfare committees and Special Juvenile Police Units.
- (V) 75:25 for other structural components in the States
- (VI) In case, a State is unable to spend the complete funds allocated for a particular year, the excess funds will be reallocated by the Ministry to any other State which requires additional funds.
- a) The financial assistance will be given in two installments through State Child Protection Society.
- b) The Ministry of Women and Child Development and the State Government will transfer their share of funds directly to the Bank Account of the State Child protection Society.
- c) Provide grant-in-aid to the District Child Protection Societies and voluntary organizations under the different components of the Scheme. While providing the financial assistance to the voluntary organizations, the State Governments shall ensure that the voluntary organizations meet the eligibility criteria laid down for providing grant-in-aid by the scheme.

5. The Government of Tamil Nadu has entered an agreement with the Government of India by signing Memorandum of Understanding (MOU) on 22.01.2010 between the Ministry of Women & Child Development, Government of India for implementation of the above Integrated Child Protection Scheme in the State. Accordingly, in the Government Order first read above orders have been issued for implementing the Integrated Child Protection Scheme in the State with immediate effect.

6. Section 62 A of Juvenile Justice (Care and Protection of Children) Act 2000 as amended in 2006 envisages as follows:-

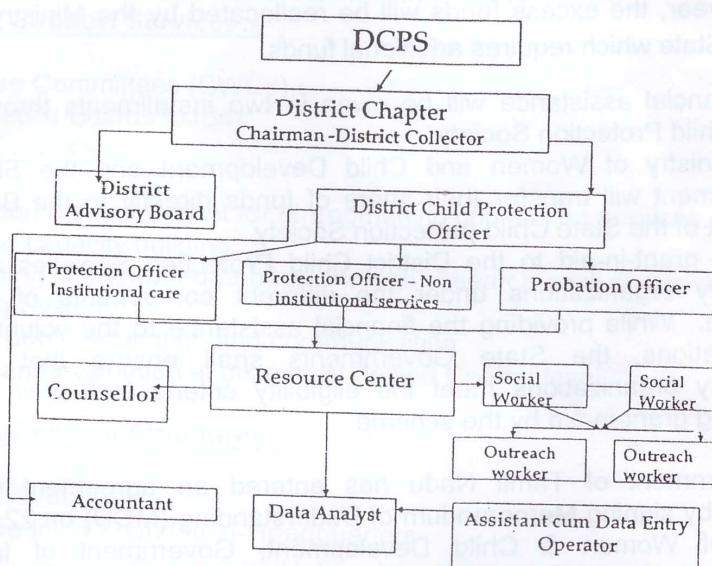
"Every State Government shall constitute a Child Protection Unit for the State and, such units for every district, consisting of such officers and other employees as may be appointed by the Government, to take up matters relating to such children in need of care and protection and juveniles in conflict with law with view to ensure the implementation of this Act including the establishment and maintenance of homes, notification of competent authorities in relation to these children and their rehabilitation and coordination with various officials and non-official agencies concerned."

7. Under Rule 80 and 81 of Government of India Juvenile Justice Rules, the Government of India notified the specific functions of State Child Protection and District Child Protection Societies respectively.

8. Accordingly, in the Government Order 4<sup>th</sup> read above orders have been issued constituting the State Child protection Society as per Integrated Child Protection Scheme norms with the Governing body, in order to manage the State Child protection Society as stipulated in the guidelines.

9. The District Child Protection Society is the fundamental unit at district level for the implementation of Integrated Child Protection Scheme. It shall co-ordinate and implement all child rights and protection activities at district level. The State Government will get 75% of the total budget of District Child Protection Society from Government of India for all recurring and non-recurring expenditure.

10. The composition of the District Child Protection Society is as follows:-



11. The main objectives of the Society shall generally be to contribute to the improvement of the well being of children in difficult circumstances and its main functions under the over all administrative control and supervision of the District Magistrate of the concerned district are as follows:-

- i) Contribute to effective implementation of child protection legislations, schemes and achievement of child protection goals laid out in the National Plan of Action for Children 2005. In doing so, the District Child Protection Society will follow national and state priorities, rules and guidelines.
- ii) Ensure that for each child in need of care there is an individual care plan and that the plan is regularly reviewed. Monitor the implementation of the plan.

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- Identify families at risk and children in need of care and protection through effective networking and linkages with the Integrated Child Development Services Scheme functionaries, Specialized Adoption Agencies (SAA), Non-Governmental Organisations dealing with child protection issues and local bodies viz, Panchayat Raj Institutions and Urban Local Bodies etc.,
  - iv) Assess the number of children in difficult circumstances and create district-specific databases to monitor trends and patterns of children in difficult circumstances;
  - v) Map all child related service providers and services at district for creating a resource directory;
  - vi) Identify and support credible voluntary organizations to implement programme components of the Integrated Child Protection Scheme;
  - vii) Support implementation of family based non-institutional services including sponsorship, foster care, adoption and after care;
  - viii) Ensure effective implementation of the Juvenile Justice (Care and Protection of Children) Act, 2000 and its Amendment Act, 2006 at district/city levels by supporting creation of adequate infrastructure, viz, setting up JJBs, CWCs, SJPUs in each districts and homes in a cluster of districts as required;
  - ix) Ensure setting up of District, Block and Village level Child Protection Committees for effective implementation of programmes as well as discharge of its functions;
  - x) Facilitate transfer of children at all levels for either restoration to their families or placing the child in long or short-term rehabilitation through sponsorship, kinship care, in country adoption, foster care, inter-country adoption and placement in institutions;
  - xi) Facilitate effective implementation of other legislations for child protection in the district, viz. Hindu Adoption and Maintenance Act (HAMA) 1956; Guardians and Wards Act (GAWA) 1890; Child Labour (Prohibition and Regulation) Act 1986; Child Marriage and Restraint Act 1979 and Immoral Traffic Prevention Act 1986, Pre-Conception and Pre-Natal Diagnostic Techniques (Prohibition of Sex Selection) Act 1994, etc., and any other Act that comes into force for protecting child rights;
  - xii) Network and coordinate with all Government departments to build inter-sectoral linkages on child protection issues, including Departments of Health, Education, Social Welfare, Urban Basic Services, Backward Classes and Minorities, Youth Services, Police, Judiciary, Labour, State AIDS control Society among others;
  - xiii) Network and coordinate with voluntary and civil society organizations working in the field of child rights and protection;
  - xiv) Develop parameters and tools for effective monitoring and supervision of Integrated Child Protection Scheme in the district;

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- xv) Supervise and monitor all institutions / agencies providing res facilities to children in district;
  - xvi) Train and build capacity of all personnel (Government and N Government) working under child protection system to provide effective services to children;
  - xvii) Encourage voluntary youth participation in child protection programmes at district, block and community levels;
  - xviii) Organize quarterly meeting with all stakeholders at district level including CHILDLINE, Specialized Adoption Agency (SAA), superintendents of homes, Non-Governmental Organisations and members of public to review the progress and achievement of child protection activities;
  - xix) Liaison with the State Child Protection Society, State Adoption Resource Agency and District Child Protection Societies of other districts;
  - xx) Provide secretarial support to the District Child Protection Committee;
  - xxi) Maintain a database of all children in institutional care and non-institutional care at the district level. This Data Management System will ultimately develop into a comprehensive, integrated, live database for children in care and in need of care in the country.

11. The Commissioner of Social Defence in the letter third read above has sent proposals for the creation of certain posts and infrastructure for the District Child Protection Societies in 32 Districts at a total cost of Rs.12,89,92,000/- (Recurring Rs.11,79,52,000/- and Non-recurring Rs.1,10,40,000/-) as per the Integrated Child Protection Scheme norms.

12. After careful examination, the Government accept the proposal of the Director of Social Defence and accordingly issue orders to constitute the District Child Protection Societies (DCPS) in 32 Districts and accord sanction of Rs.3,25,28,000/- (Rupees three crores twenty five lakh twenty eight thousand only) Recurring Rs.2,62,88,000/- (Rupees Two crore sixty two lakh eighty eight thousand only) and Non-recurring Rs.62,40,000/- (Rupees Sixty two lakh forty thousand only) for the expenditure related to three months from January 2012 to March 2012 as per the Integrated Child Protection Scheme norms as prescribed by the Government of India with the following staff structure and infrastructure:-

Sl. No.	Item	Amount per annum (in Rs.)
<b>A. Non-Recurring expenditure</b>		
1.	Furniture and other office equipments (tables, chairs, cupboards, etc.,)	1,50,000/-
2.	One Computer with Web Cam and UPS @ Rs.35,000/- and one Printer cum Scanner @ Rs.10,000/-	45,000/-
<b>Total (A)</b>		1,95,000/-
<b>B. Recurring Expenditure</b>		
Staff Salary		

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1 District Child Protection Officer (DCPO) @ Rs.19,000/- p.m.	57,000/-
1 Protection Officer, Institutional Care @ Rs.12,000/- p.m.	36,000/-
1 Protection Officer, Non-Institutional Care @ Rs.12,000/- p.m.	36,000/-
1 Legal cum Probation Officer @ Rs.12,000/- p.m. *	36,000/-
1 Counsellor @ Rs.8,000/- p.m.	24,000/-
2 Social Workers @ Rs.8,000/- p.m.	48,000/-
1 Accountant @ Rs.8,000/- p.m.	24,000/-
1 Data Analyst @ Rs.8,000/- p.m.	24,000/-
1 Assistant cum Data Entry Operator @ Rs.5,000/- p.m.	15,000/-
2 Outreach Workers @ Rs.4,000/- p.m.	24,000/-
<b>Total Salary (A)</b>	<b>3,24,000/-</b>
4. Rent for hiring the space at district level (if not provided by the District Administration) @ Rs.7,500/- p.m. x 12 months (as per actuals)	22,500/-
5. Travel allowance for DCPS staff at State / U.T. Government rates	1,00,000/-
6. Fund for repatriating children (subject to actuals)	50,000/-
7. District Sponsorship and Foster Care Fund	0
8. After Care Fund @ Rs.2,000/- per child	0
9. Advocacy and awareness-organizing camps, melas for community awareness and sensitization	50,000/-
10. Sensitisation and capacity building of all stakeholders such as Police, PRI members etc.,	1,00,000/-
11. Situation Analysis & mapping of district, preparation of annual district plans, resource mapping, preparation of resource of directory, child tracking etc.,	1,00,000/-
12. Administrative Expenses (Water, electricity, postage, stationary, Telephone with STD, Xeroxing etc.,)	25,000/-
13. Contingency Fund	50,000/-
<b>Total (B)</b>	<b>8,21,500/-</b>
<b>Total Expenditure (A + B) for one District</b>	<b>10,16,500/-</b>
<b>Total Expenditure for 32 Districts</b>	<b>3,25,28,000</b>

) Legal cum Probation Officer will not be appointed on contractual basis and instead existing Probation Officers will be put in charge.

13. The expenditure sanctioned in para 12 above shall be debited under the following new head of account opened under Demand No.45-02 :-

2235 Social Security and Welfare – 02 Social Welfare 106 Correctional Services – Schemes in the Eleventh Five Year Plan – VI Schemes shared between State and Centre – UG Formation of District Child Protection Society under Integrated Child Protection Scheme (ICPS) – 09 Grants in Aid – 03 Grants for Specific Schemes  
(D.P. Code : 2235 02 106 UG 0934)

14. The Director of Social Defence is the estimating, reconciling and authority of the above new head of account. The Pay and Accounts Officer concerned are requested to open the above new head of account books.

15. The expenditure sanctioned in para 12 above shall constitute an item "New Service" and the approval of the Legislature will be obtained in due course Pending approval of the Legislature, the expenditure will initially be met from the Contingency Fund, for which orders will be issued from Finance (BG.1) Department separately. The Principal Secretary / Director of Social Defence is requested to send necessary proposals in the prescribed format to Finance (BG.1) Department for drawal of contingency Fund advance with enclosing the copy of this order. The Principal Secretary / Director of Social Defence is also requested to send necessary explanatory notes to Finance (SW) Department to include this expenditure in the Supplementary Estimates 2011 – 2012 at the appropriate time.

16. As stipulated by the Government of India guidelines, all the staff members to the District Child Protection Society will be engaged on contractual basis. All the personnel hired by this Society will be employees of the Society and not the Government and shall be engaged based on the terms and conditions of services laid down in the implementation manual of the Integrated Child Protection Scheme developed by the Ministry of Women and Child Development. In order to appoint competent and professionally qualified personnel, the contractual posts would be advertised through national/local dailies and personnel recruited on the basis of qualifications, experience, high degree of motivation and commitment to children's causes. Individual terms of reference (TOR) will be drawn up for each post by the State Government. This will give State Government the flexibility to appoint people with State specific requirements.

17. The Government also hereby constitute a Selection Committee headed by the District Magistrate for appointment of the technical and support staff of the District Child Protection Society, with the following members:-

- i. Programme Manager (Child Protection), State Child Protection Society.
- ii. Programme Manager (Adoption, Foster Care and Sponsorship), State Adoption Resource Agency.
- iii. Chairperson/Member, Juvenile Justice Board
- iv. Chairperson/Member, Child Welfare Committee.
- v. One expert in the area of Child Protection/Child Rights/Social Welfare.

18. The Memorandum of Association and the Bye-Laws for the District Child Protection Society will be issued separately.

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19. This order issues with concurrence of Finance Department vide its U.O. No.66359/FIN(SW)/2011, dated 03.01.2012 and Additional Sanction Ledger No.1273 (One Thousand Two Hundred and Seventy Three)

(By order of the Governor)

K. Gopal  
Secretary to Government.

To  
The Principal Secretary / Director of Social Defence, Chennai-10.  
The Director of Social Welfare, Chennai-5.  
The Principal Secretary / Special Commissioner,  
Integrated Child Development Services Scheme,  
Chennai-113.  
The State Commissioner for the Differently Abled,  
Chennai-78  
All Collectors,  
All Probation Officers,  
All District Social Welfare Officers / All District Project Officers / All District Disabled Rehabilitation Officers,  
All Pay and Accounts Officers / All Treasury Officers,  
The Chief Minister's Office, Chennai-9.  
The Senior P.A. to Minister (Finance), Chennai-9.  
The Senior P.A. to Minister (Social Welfare), Chennai-9.

Copy to

The Finance (SW / BG.II) Department, Chennai-9.  
The Planning, Development and Special Initiatives Department, Chennai-9.  
The Law Department, Chennai-9.  
The Home Department, Chennai-9.  
All Departments of Secretariat, Chennai-9.  
All Sections in Social Welfare and Nutritious Meal Programme Department, Chennai-9  
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P. Jumal Schwarz  
Section Officer