



SAURASHTRA UNIVERSITY

P.G.T.R. Section

University Campus, University Road, Rajkot - 360005

Phone No.: (0281) 2578501 Ext. No. 222 / FAX No.: (0281) 2576347

E-mail Id: pgtr@sauuni.ac.in

નં. પી. જી. ટી. આર. / ૭ / ૨૧૪૨ / ૨૦૨૧

તા. ૨૫/૦૮/૨૦૨૧

સંદર્ભ :- (૧) નામદાર કોર્ટ ઓફ કમિશ્નર (દિવ્યાંગ વ્યક્તિઓ માટેનો) ના રૂબરૂ આદેશ મુજબ કાર્યવાહી થવા બાબત
(૨) અત્રેના વિભાગની તા. ૦૫/૦૮/૨૦૨૧ની નોંધ પર પ્રાપ્ત આદેશ.

પરિપત્ર:-

આથી સૌરાષ્ટ્ર યુનિવર્સિટી સ્થિત તમામ ભવનના અધ્યક્ષશ્રીઓ તથા સંલગ્ન અનુસ્નાતક સંસ્થાના વડાશ્રીઓને જણાવવામાં આવે છે કે, નામદાર કોર્ટ ઓફ કમિશ્નર (દિવ્યાંગ વ્યક્તિઓ માટેના), ગુજરાત રાજ્ય, ગાંધીનગર આદેશ મુજબ The Right of Persons with Disabilities Act, 2016 ના Chapter VI ની કલમ ૩૨ મુજબ દિવ્યાંગ વ્યક્તિઓ માટે પ્રવેશમાં ૫% અનામત રાખવાની જોગવાઈ તેમજ પ્રવેશની ઉપલી વયમર્યાદામાં ૫ વર્ષની છૂટછાટ આપવા જોગવાઈ મુજબ અમલ કરવા તેમજ દિવ્યાંગો માટે જે સુવિધાઓ આપવામાં આવતી હોય, જેવી કે સ્ટેમ્પ, વહીવચેર, સ્પે. એબલ ટોયલેટ્સ વગેરેની સુવિધાઓ ઉપલબ્ધ કરાવવા યોગ્ય કાર્યવાહી કરવા વિનંતી કરવામાં આવે છે.

બિડાણ :- સંદર્ભ - (૧)

ndls
કુલસચિવ

પ્રતિ,

સૌરાષ્ટ્ર યુનિવર્સિટી સ્થિત તમામ ભવનના અધ્યક્ષશ્રીઓ તથા સૌરાષ્ટ્ર યુનિવર્સિટી સંલગ્ન સર્વે સંસ્થાના વડાશ્રીઓ.

નકલ રવાના:-

માન. કુલપતિશ્રી/ માન. ઉપકુલપતિશ્રી/ કુલસચિવના અંગત સચિવશ્રી.

નકલ રવાના જાણ તથા યોગ્ય કાર્યવાહી અર્થે:-

કોમ્પ્યુટર સેન્ટર (વેબસાઈટ પર પ્રસિધ્ધ થવા અર્થે)

THE RIGHTS OF PERSONS WITH DISABILITIES ACT, 2016

ARRANGEMENT OF SECTIONS

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SECTIONS

1. Short title and commencement.
2. Definitions.

CHAPTER II RIGHTS AND ENTITLEMENTS

3. Equality and non-discrimination.
4. Women and children with disabilities.
5. Community life.
6. Protection from cruelty and inhuman treatment.
7. Protection from abuse, violence and exploitation.
8. Protection and safety.
9. Home and family.
10. Reproductive rights.
11. Accessibility in voting.
12. Access to justice.
13. Legal capacity.
14. Provision for guardianship.
15. Designation of authorities to support.

CHAPTER III EDUCATION

16. Duty of educational institutions.
17. Specific measures to promote and facilitate inclusive education.
18. Adult education.

CHAPTER IV SKILL DEVELOPMENT AND EMPLOYMENT

19. Vocational training and self-employment.
20. Non-discrimination in employment.
21. Equal opportunity policy.
22. Maintenance of records.
23. Appointment of Grievance Redressal Officer.

CHAPTER V SOCIAL SECURITY, HEALTH, REHABILITATION AND RECREATION

24. Social security.
25. Healthcare.
26. Insurance schemes.

CHAPTER VI
SPECIAL PROVISIONS FOR PERSONS WITH BENCHMARK DISABILITIES

31. Free education for children with benchmark disabilities.—(1) Notwithstanding anything contained in the Rights of Children to Free and Compulsory Education Act, 2009 (35 of 2009), every child with benchmark disability between the age of six to eighteen years shall have the right to free education in a neighbourhood school, or in a special school, of his choice.

(2) The appropriate Government and local authorities shall ensure that every child with benchmark disability has access to free education in an appropriate environment till he attains the age of eighteen years.

32. Reservation in higher educational institutions.—(1) All Government institutions of higher education and other higher education institutions receiving aid from the Government shall reserve not less than five per cent. seats for persons with benchmark disabilities.

(2) The persons with benchmark disabilities shall be given an upper age relaxation of five years for admission in institutions of higher education.

33. Identification of posts for reservation.—The appropriate Government shall—

(i) identify posts in the establishments which can be held by respective category of persons with benchmark disabilities in respect of the vacancies reserved in accordance with the provisions of section 34;

(ii) constitute an expert committee with representation of persons with benchmark disabilities for identification of such posts; and

(iii) undertake periodic review of the identified posts at an interval not exceeding three years.

34. Reservation.—(1) Every appropriate Government shall appoint in every Government establishment, not less than four per cent. of the total number of vacancies in the cadre strength in each group of posts meant to be filled with persons with benchmark disabilities of which, one per cent. 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;

Provided that the reservation in promotion shall be in accordance with such instructions as are issued by the appropriate Government from time to time:

Provided further that the appropriate Government, in consultation with the Chief Commissioner or the State Commissioner, as the case may be, may, having regard to the type of work carried out in any Government establishment, by notification and subject to such conditions, if any, as may be specified in such notifications exempt any Government establishment from the provisions of this section.

(2) Where in any recruitment year any vacancy cannot be filled up due to non-availability of a suitable person with benchmark disability or for any other sufficient reasons, such vacancy shall be carried forward in the succeeding recruitment year and if in the succeeding recruitment year also suitable person with benchmark disability is not available, it may first be filled by interchange among the five categories and only when there is no person with disability available for the post in that year, the employer shall fill up the vacancy by appointment of a person, other than a person with disability:

Provided that if the nature of vacancies in an establishment is such that a given category of person cannot be employed, the vacancies may be interchanged among the five categories with the prior approval of the appropriate Government.