

ਪੰਜਾਬ ਸਟੇਟ ਪਾਵਰ ਕਾਰਪੋਰੇਸ਼ਨ ਲਿਮ.

(ਦਫ਼: ਮੁੱਖ ਇੰਜ/ਐਚ.ਆਰ.ਡੀ (ਉਪ ਸਕੱਤਰ/ਸੇਵਾਵਾਂ-2) ਪਟਿਆਲਾ)

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ਵੱਲ

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- 2) ਸਾਰੇ ਇੰਜ: ਇੰਨ ਚੀਫ/ਜਰਨਲ ਮੈਨੇਜਰ/ਮੁੱਖ ਇੰਜ:/ਕੰਪਨੀ ਸਕੱਤਰ ਅਧੀਨ ਪਸਪਕਲ, ਪਟਿਆਲਾ।
- 3) ਸਮੂਹ ਉਪ ਮੁੱਖ ਇੰਜੀਨੀਅਰ/ਨਿਗਰਾਨ ਇੰਜੀਨੀਅਰ ਅਧੀਨ ਪਸਪਕਲ।
- 4) ਵਿੱਤੀ ਸਲਾਹਕਾਰ, ਪਸਪਕਲ, ਪਟਿਆਲਾ।
- 5) ਮੁੱਖ ਵਿੱਤੀ ਅਫਸਰ/ ਮੁੱਖ ਪੜਤਾਲਕਾਰ/ਮੁੱਖ ਲੇਖਾ ਅਫਸਰ ਅਤੇ ਮੁੱਖ ਕਾਸਟ ਕੰਟਰੋਲਰ ਅਤੇ ਰਿਡਕਸ਼ਨ ਪਸਪਕਲ, ਪਟਿਆਲਾ।
- 6) ਸਮੂਹ ਵਧੀਕ ਨਿਗਰਾਨ ਇੰਜੀ:/ਸੀਨੀ:ਕਾ:ਕਾ: ਇੰਜ., ਪਸਪਕਲ, ਪਟਿਆਲਾ।
- 7) ਸਾਰੇ ਸੰਯੁਕਤ ਸਕੱਤਰ/ਉਪ ਸਕੱਤਰ/ਅਧੀਨ ਸਕੱਤਰ, ਪਸਪਕਲ, ਪਟਿਆਲਾ।

ਮੀਮੋ ਨੰ. 216/265 ਆਈ.ਆਰ.ਪੀ.

ਮਿਤੀ 12/9/19

ਵਿਸ਼ਾ:

Writ Petition (Civil) No. 116 of 1998 Justice Sunanda Bhandari Foundation vs. Uol & Ors. The Right of Persons with Disabilities Act-2016 ਨੂੰ ਲਾਗੂ ਕਰਨ ਸਬੰਧੀ।

ਭਾਰਤ ਸਰਕਾਰ Ministry of Social Justice and Empowerment Department of Empowerment of Persons with Disabilities (Divyangjan) New Delhi ਵਲੋਂ PWD Act 1995 ਸੋਧਣ ਉਪਰੰਤ The Right of Persons with Disabilities Act-2016 ਅਧਿਸੂਚਿਤ ਕੀਤਾ ਗਿਆ ਸੀ, ਜੋ ਕਿ ਮਿਤੀ 19.04.17 ਤੋਂ ਭਾਰਤਵਰਸ ਵਿਚ ਲਾਗੂ ਹੈ। ਇਸ ਐਕਟ ਨੂੰ ਪੰ.ਰਾ.ਪਾ.ਕਾ.ਲਿਮ. ਵਲੋਂ ਉਪ ਸਕੱਤਰ/ਸੇਵਾਵਾਂ-2 ਦੇ ਪੱਤਰ ਨੰ. 4690/4910/ਆਈ.ਆਰ.ਪੀ.-17/ਵ:6 ਮਿਤੀ 25.01.18 ਨਾਲ ਅਪਣਾ ਲਿਆ ਗਿਆ ਹੈ ਅਤੇ ਇਸ ਐਕਟ ਦੀਆਂ ਵੱਖ ਵੱਖ ਧਾਰਾਵਾਂ ਨੂੰ ਅਮਲ ਵਿਚ ਲਿਆਉਣ ਲਈ ਹਦਾਇਤਾਂ ਜਾਰੀ ਕੀਤੀਆਂ ਗਈਆਂ ਹਨ।

ਪੰਜਾਬ ਸਰਕਾਰ ਵਲੋਂ ਇਸ ਐਕਟ ਵਿਚ ਦਰਜ ਧਾਰਾਵਾਂ ਨੂੰ ਪੰਜਾਬ ਰਾਜ ਵਿਚ ਹੁ-ਬੁ-ਹੁ ਲਾਗੂ ਕਰਨ ਸਬੰਧੀ ਮਾਣਯੋਗ ਸੁਪਰੀਮ ਕੋਰਟ ਵਿਖੇ ਵਿਸ਼ਾ ਦਰਜ ਕੇਸ ਵਿਚ ਹਲਫਿਆ ਬਿਆਨ ਦੇਣਾ ਹੈ। ਜਿਸ ਦੇ ਸਬੰਧ ਵਿਚ ਮਿਤੀ 11.09.2019 ਨੂੰ ਪ੍ਰਮੁੱਖ ਸਕੱਤਰ, ਸਮਾਜਿਕ ਸੁਰਖਿਆ ਅਤੇ ਇਸਤਰੀ ਤੇ ਬਾਲ ਵਿਕਾਸ ਵਿਭਾਗ ਜੀ ਦੇ ਦਫਤਰ ਵਿਚ ਮੀਟਿੰਗ ਰੱਖੀ ਗਈ ਸੀ। ਮੀਟਿੰਗ ਵਿਚ ਉਨਾਂ ਦੇ ਦਫਤਰ ਵਲੋਂ ਐਕਟ ਦੀਆਂ ਵੱਖ ਵੱਖ ਧਾਰਾਵਾਂ ਜੋ ਪੰ.ਰਾ.ਪਾ.ਕਾ.ਲਿਮ. ਨਾਲ ਸਬੰਧਤ ਹਨ, ਦੀ ਪਾਲਣਾ ਸਬੰਧੀ ਐਫੀਡੈਫਿਟ ਦੀ ਮੰਗ ਅੱਜ ਮਿਤੀ 12.09.19 ਨੂੰ ਸ਼ਾਮ 5 ਵਜੇ ਤੱਕ ਕੀਤੀ ਗਈ ਹੈ। ਇਹ ਐਫੀਡੈਫਿਟ The Right of Persons with Disabilities Act-2016 ਦੀ ਧਾਰਾ 3, 4, 5 ਦੀ ਪਾਲਣਾ ਸਬੰਧੀ ਹੈ।

ਇਸ ਲਈ ਉਕਤ ਧਾਰਾਵਾਂ (3, 4 ਅਤੇ 5) (ਨੱਥੀ) ਦੀ ਆਪ ਜੀ ਦੇ ਦਫਤਰ ਵੱਲੋਂ ਪਾਲਣਾ ਕਰਨ ਸਬੰਧੀ Compliance Report ਅੱਜ ਮਿਤੀ 12.09.19 ਨੂੰ ਸ਼ਾਮ 4 ਵਜੇ ਤੱਕ ਇਸ ਦਫਤਰ ਨੂੰ ਫੈਕਸ/ਈ-ਮੇਲ () ਰਾਹੀਂ ਭੇਜੀ ਜਾਵੇ ਤਾਂ ਜੋ ਪੀਐਸਪੀਸੀਐਲ ਪੱਧਰ ਤੇ Compliance Report ਪ੍ਰਮੁੱਖ ਸਕੱਤਰ, ਸਮਾਜਿਕ ਸੁਰਖਿਆ ਅਤੇ ਇਸਤਰੀ ਤੇ ਬਾਲ ਵਿਕਾਸ ਵਿਭਾਗ ਜੀ ਦੇ ਦਫਤਰ ਨੂੰ ਸ਼ਾਮ 5 ਵਜੇ ਤੱਕ ਭੇਜੀ ਜਾ ਸਕੇ ਜੀ।

ਇਸ ਨੂੰ ਅਤਿ ਜਰੂਰੀ ਸਮਝਿਆ ਜਾਵੇ।

ਇਹ ਸਮਰੱਥ ਅਧਿਕਾਰੀ ਦੀ ਪ੍ਰਵਾਨਗੀ ਨਾਲ ਜਾਰੀ ਕੀਤਾ ਜਾਂਦਾ ਹੈ।

ਨੱਥੀ ਉਪਰੋਕਤ ਅਨੁਸਾਰ

ਉਪ ਸਕੱਤਰ/ਸੇਵਾਵਾਂ-2,
ਪਸਪਕਲ, ਪਟਿਆਲਾ।

and career advancement, shopping or marketing, religious, cultural, leisure or recreational, medical, health and rehabilitation, banking, finance and insurance, communication, postal and information, access to justice, public utilities, transportation;

(v) "reasonable accommodation" means necessary and appropriate modification and adjustments, without imposing a disproportionate or undue burden in a particular case, to ensure to persons with disabilities the enjoyment or exercise of rights equally with others;

(z) "registered organisation" means an association of persons with disabilities or a disabled person organisation, association of parents of persons with disabilities, association of persons with disabilities and family members, or a voluntary or non-governmental or charitable organisation or trust, society, or non-profit company working for the welfare of the persons with disabilities, duly registered under an Act of Parliament or a State Legislature;

(za) "rehabilitation" refers to a process aimed at enabling persons with disabilities to attain and maintain optimal, physical, sensory, intellectual, psychological environmental or social function levels;

(zb) "Special Employment Exchange" means any office or place established and maintained by the Government for the collection and furnishing of information, either by keeping of registers or otherwise, regarding—

(i) persons who seek to engage employees from amongst the persons with disabilities;

(ii) persons with benchmark disability who seek employment;

(iii) vacancies to which persons with benchmark disabilities seeking employment may be appointed;

(zc) "specified disability" means the disabilities as specified in the Schedule;

(zd) "transportation systems" includes road transport, rail transport, air transport, water transport, para transit systems for the last mile connectivity, road and street infrastructure, etc.;

(ze) "universal design" means the design of products, environments, programmes and services to be usable by all people to the greatest extent possible, without the need for adaptation or specialised design and shall apply to assistive devices including advanced technologies for particular group of persons with disabilities.

CHAPTER II

RIGHTS AND ENTITLEMENTS

Equality and non-discrimination.

3. (1) The appropriate Government shall ensure that the persons with disabilities enjoy the right to equality, life with dignity and respect for his or her integrity equally with others.

(2) The appropriate Government shall take steps to utilise the capacity of persons with disabilities by providing appropriate environment.

(3) No person with disability shall be discriminated on the ground of disability, unless it is shown that the impugned act or omission is a proportionate means of achieving a legitimate aim.

(4) No person shall be deprived of his or her personal liberty only on the ground of disability.

(5) The appropriate Government shall take necessary steps to ensure reasonable accommodation for persons with disabilities.

4. (1) The appropriate Government and the local authorities shall take measures to ensure that the women and children with disabilities enjoy their rights equally with others.

Women and children with disabilities.

(2) The appropriate Government and local authorities shall ensure that all children with disabilities shall have right on an equal basis to freely express their views on all matters affecting them and provide them appropriate support keeping in view their age and disability.”

5. (1) The persons with disabilities shall have the right to live in the community.

Community life.

(2) The appropriate Government shall endeavour that the persons with disabilities are,—

(a) not obliged to live in any particular living arrangement; and

(b) given access to a range of in-house, residential and other community support services, including personal assistance necessary to support living with due regard to age and gender.

6. (1) The appropriate Government shall take measures to protect persons with disabilities from being subjected to torture, cruel, inhuman or degrading treatment.

Protection from cruelty and inhuman treatment.

(2) No person with disability shall be a subject of any research without,—

(i) his or her free and informed consent obtained through accessible modes, means and formats of communication; and

(ii) prior permission of a Committee for Research on Disability constituted in the prescribed manner for the purpose by the appropriate Government in which not less than half of the Members shall themselves be either persons with disabilities or Members of the registered organisation as defined under clause (z) of section 2.

7. (1) The appropriate Government shall take measures to protect persons with disabilities from all forms of abuse, violence and exploitation and to prevent the same, shall—

Protection from abuse, violence and exploitation.

(a) take cognizance of incidents of abuse, violence and exploitation and provide legal remedies available against such incidents;

(b) take steps for avoiding such incidents and prescribe the procedure for its reporting;

(c) take steps to rescue, protect and rehabilitate victims of such incidents; and

(d) create awareness and make available information among the public.

(2) Any person or registered organisation who or which has reason to believe that an act of abuse, violence or exploitation has been, or is being, or is likely to be committed against any person with disability, may give information about it to the Executive Magistrate within the local limits of whose jurisdiction such incidents occur.

(3) The Executive Magistrate on receipt of such information, shall take immediate steps to stop or prevent its occurrence, as the case may be, or pass such order as he deems fit for the protection of such person with disability including an order—

(a) to rescue the victim of such act, authorising the police or any organisation working for persons with disabilities to provide for the safe custody or rehabilitation of such person, or both, as the case may be;

(b) for providing protective custody to the person with disability, if such person so desires;

(c) to provide maintenance to such person with disability.

(4) Any police officer who receives a complaint or otherwise comes to know of abuse, violence or exploitation towards any person with disability shall inform the aggrieved person of—