

**Government of India
Ministry of Women and Child Development
(Child Welfare-I Division)**

NOTICE

Subject: Appointment of Chairperson, National Commission for Protection of Child Rights (NCPCR) - reg

The Government of India has constituted a statutory body known as the National Commission for Protection of Child Rights (NCPCR) under the Commissions for Protection of Child Rights (CPCR) Act, 2005, to exercise the powers conferred on and perform the functions assigned to it under the CPCR Act, 2005 and NCPCR Rules, 2006

2. It is proposed to fill up the post of Chairperson, NCPCR. The eligibility criteria, age, salary and other allowances, etc. and other details have been specified in the enclosed CPCR Act and NCPCR Rules.
3. Persons, who are interested in applying for the post of Chairperson, NCPCR and fulfill the eligibility criteria for appointment to the post, may apply online on ncpcrvacancies.wcd.gov.in within 28 days from the date of publication of this Advertisement in the newspapers.
4. Persons who are serving under the Central/State Government or any other organization funded by the Central/State Government should route their application through proper channel.

Encl: As above.

**(Akhilesh Kumar Singh)
Under Secretary to the Government of India**

अखिलेश कुमार सिंह
AKHILESH KUMAR SINGH
अवर सचिव / Under Secretary
महिला एवं बाल विकास मंत्रालय
Ministry of Women & Child Development
भारत सरकार / Government of India
शास्त्री भवन, नई दिल्ली-110001
Shastri Bhawan, New Delhi-110001

भारत सरकार
महिला एवं बाल विकास मंत्रालय
(बाल कल्याण-1 प्रभाग)

सूचना

विषय: राष्ट्रीय बाल अधिकार संरक्षण आयोग (एनसीपीसीआर) के अध्यक्ष की नियुक्ति के संबंध में।

भारत सरकार ने बाल अधिकारों के संरक्षण के लिए एक सांविधिक निकाय के रूप में राष्ट्रीय बाल अधिकार संरक्षण आयोग (एनसीपीसीआर) का गठन बाल अधिकार संरक्षण आयोग (सीपीसीआर) अधिनियम, 2005 के अंतर्गत किया है, ताकि सीपीसीआर अधिनियम, 2005 और एनसीपीसीआर नियम, 2006 के अंतर्गत उसे प्रदत्त शक्तियों का प्रयोग किया जा सके तथा उसे सौंपे गए कार्यों का निर्वहन किया जा सके।

2. राष्ट्रीय बाल अधिकार संरक्षण आयोग (एनसीपीसीआर) के अध्यक्ष के पद को भरने का प्रस्ताव है। पात्रता मानदंड, आयु, वेतन एवं अन्य भत्ते आदि तथा अन्य विवरण संलग्न सीपीसीआर अधिनियम और एनसीपीसीआर नियमों में विनिर्दिष्ट किए गए हैं।

3. जो व्यक्ति राष्ट्रीय बाल अधिकार संरक्षण आयोग के अध्यक्ष के पद के लिए आवेदन करने के इच्छुक हैं और इस पद पर नियुक्ति हेतु निर्धारित पात्रता मानदंड को पूरा करते हैं, वे समाचार-पत्रों में इस विज्ञापन के प्रकाशन की तारीख से 28 दिनों के भीतर ncpcrvacancies.wcd.gov.in पर ऑनलाइन आवेदन कर सकते हैं।

4. जो व्यक्ति केंद्र/राज्य सरकार अथवा केंद्र/राज्य सरकार द्वारा वित्त पोषित किसी अन्य संगठन में सेवारत हैं, वे अपना आवेदन उचित माध्यम से प्रस्तुत करें।

संलग्नक- यथोक्त।

ए. के. सिंह

(अखिलेश कुमार सिंह)
अवर सचिव, भारत सरकार

अखिलेश कुमार सिंह
AKHILESH KUMAR SINGH
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**Government of India
Ministry of Women and Child Development
(Child Welfare-I Division)**

NOTICE

Subject: Appointment of Members, National Commission for Protection of Child Rights (NCPCR)- reg

The Government of India has constituted a statutory body known as the National Commission for Protection of Child Rights (NCPCR) under the Commissions for Protection of Child Rights (CPCR) Act, 2005, to exercise the powers conferred on and perform the functions assigned to it under the CPCR Act, 2005 and NCPCR Rules, 2006

2. It is proposed to fill up the existing six (06) vacant posts of Members in NCPCR from the following fields namely:

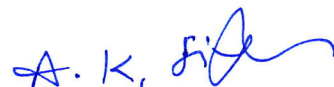
- i. Child Education
- ii. Child health, care, Welfare or Child Development
- iii. Juvenile justice or care of neglected or marginalized children or children with disabilities
- iv. Elimination of child labour or children in distress
- v. Child psychology or sociology
- vi. Laws relating to children

3. The eligibility criteria, age, salary and other allowances, etc. and other details have been specified in the enclosed CPCR Act and NCPCR Rules.

4. Persons, who are interested in applying for the post of Members, NCPCR and fulfill the eligibility criteria for appointment to the post, may apply online on ncpcrvacancies.wcd.gov.in within 28 days from the date of publication of this Advertisement in the newspapers.

5. Persons who are serving under the Central/State Government or any other organization funded by the Central/State Government should route their application through proper channel.

Encl: As above.



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महिला एवं बाल विकास मंत्रालय
(बाल कल्याण-1 प्रभाग)

सूचना

विषय: राष्ट्रीय बाल अधिकार संरक्षण आयोग (एनसीपीसीआर) के सदस्यों की नियुक्ति के संबंध में।

भारत सरकार ने बाल अधिकार संरक्षण आयोग (सीपीसीआर) अधिनियम, 2005 के अंतर्गत राष्ट्रीय बाल अधिकार संरक्षण आयोग (एनसीपीसीआर) नामक एक सांविधिक निकाय का गठन किया है, ताकि सीपीसीआर अधिनियम, 2005 और राष्ट्रीय बाल अधिकार संरक्षण आयोग नियम, 2006 के अंतर्गत उसे प्रदत्त शक्तियों का प्रयोग किया जा सके तथा उसे सौंपे गए कार्यों का निर्वहन किया जा सके।

2. राष्ट्रीय बाल अधिकार संरक्षण आयोग में सदस्यों के निम्नलिखित क्षेत्रों में मौजूदा छह (06) रिक्त पदों को भरने का प्रस्ताव है:

i) बाल शिक्षा

ii) बाल स्वास्थ्य, देखभाल, कल्याण या बाल विकास

iii) किशोर न्याय/उपेक्षित या वंचित वर्ग के बच्चों/दिव्यांग बच्चों की देखभाल

iv) बाल श्रम का उन्मूलन या संकटग्रस्त बच्चे

v) बाल मनोविज्ञान या समाजशास्त्र

vi) बच्चों से संबंधित विधियां

3. पात्रता मानदंड, आयु, वेतन एवं अन्य भत्ते आदि तथा अन्य विवरण संलग्न सीपीसीआर अधिनियम और राष्ट्रीय बाल अधिकार संरक्षण आयोग नियमों में विनिर्दिष्ट किए गए हैं।

4. जो व्यक्ति राष्ट्रीय बाल अधिकार संरक्षण आयोग में सदस्यों के पदों के लिए आवेदन करने के इच्छुक हैं और उक्त पदों पर नियुक्ति हेतु निर्धारित पात्रता मानदंड को पूरा करते हैं, वे समाचार-पत्रों में इस विज्ञापन के प्रकाशन की तारीख से 28 दिनों के भीतर ncpcrvacancies.wcd.gov.in पर ऑनलाइन आवेदन कर सकते हैं।

5. जो व्यक्ति केंद्र/राज्य सरकार अथवा केंद्र/राज्य सरकार द्वारा वित्तपोषित किसी अन्य संगठन में सेवारत हैं, वे अपना आवेदन उचित माध्यम से प्रस्तुत करें।

संलग्नक- यथोक्त।

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महिला एवं बाल विकास मंत्रालय
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THE COMMISSIONS FOR PROTECTION OF CHILD RIGHTS ACT, 2005

ARRANGEMENT OF SECTIONS

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2. Definitions.

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THE NATIONAL COMMISSION FOR PROTECTION OF CHILD RIGHTS

3. Constitution of National Commission for Protection of Child Rights.
4. Appointment of Chairperson and Members.
5. Term of office and conditions of service of Chairperson and Members.
6. Salary and allowances of Chairperson and Members.
7. Removal from office.
8. Vacation of office by Chairperson or Member.
9. Vacancies, etc., not to invalidate proceedings of Commission.
10. Procedure for transaction of business.
11. Member-Secretary, officers and other employees of Commission.
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FUNCTIONS AND POWERS OF THE COMMISSION

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24. Application of certain provisions relating to National Commission for Protection of Child Rights to State Commissions.

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33. Directions by Central Government.
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35. Power of Central Government to make rules.
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37. Power to remove difficulties.

THE COMMISSIONS FOR PROTECTION OF CHILDRIGHTS ACT, 2005

ACT NO. 4 OF 2006

[20th January, 2006.]

An Act to provide for the constitution of a National Commission and State Commissions for Protection of Child Rights and Children's Courts for providing speedy trial of offences against children or of violation of child rights and for matters connected therewith or incidental thereto.

WHEREAS India participated in the United Nations (UN) General Assembly Summit in 1990, which adopted a Declaration on Survival, Protection and Development of Children;

AND WHEREAS India has also acceded to the Convention on the Rights of the Child (CRC) on the 11th December, 1992;

AND WHEREAS CRC is an international treaty that makes it incumbent upon the signatory States to take all necessary steps to protect children's rights enumerated in the Convention;

AND WHEREAS in order to ensure protection of rights of children one of the recent initiatives that the Government have taken for Children is the adoption of National Charter for Children, 2003;

AND WHEREAS the UN General Assembly Special Session on Children held in May, 2002 adopted an Outcome Document titled "A World Fit for Children" containing the goals, objectives, strategies and activities to be undertaken by the member countries for the current decade;

AND WHEREAS it is expedient to enact a law relating to children to give effect to the policies adopted by the Government in this regard, standards prescribed in the CRC, and all other relevant international instruments;

BE it enacted by Parliament in the Fifty-sixth Year of the Republic of India as follows:—

CHAPTER I

PRELIMINARY

1. Short title, extent and commencement.—(1) This Act may be called the Commissions for Protection of Child Rights Act, 2005.

(2) It extends to the whole of India ^{1***}.

(3) It shall come into force on such date² as the Central Government may, by notification in the Official Gazette, appoint.

2. Definitions.—In this Act, unless the context otherwise requires,—

(a) "Chairperson" means the Chairperson of the Commission or of the State Commission, as the case may be;

(b) "child rights" includes the children's rights adopted in the United Nations convention on the Rights of the Child on the 20th November, 1989 and ratified by the Government of India on the 11th December, 1992;

(c) "Commission" means the National Commission for Protection of Child Rights constituted under section 3;

(d) "Member" means a Member of the Commission or of the State Commission, as the case may be, and includes the Chairperson;

1. The words "except the State of Jammu and Kashmir" omitted by Act 34 of 2019, s. 95 and the Fifth Schedule (w.e.f. 31-10-2019).

2. 5th February, 2007, vide notification No. S.O. 229(E), dated 15th February, 2007, see Gazette of India, Extraordinary, Part II, sec. 3(ii).

- (e) “notification” means a notification published in the Official Gazette;
- (f) “prescribed” means prescribed by rules made under this Act;
- (g) “State Commission” means a State Commission for Protection of Child Rights constituted under section 17.

CHAPTER II

THE NATIONAL COMMISSION FOR PROTECTION OF CHILD RIGHTS

3. Constitution of National Commission for Protection of Child Rights.—(1) The Central Government shall, by notification, constitute a body to be known as the National Commission for Protection of Child Rights to exercise the powers conferred on, and to perform the functions assigned to it, under this Act.

(2) The Commission shall consist of the following Members, namely:—

(a) a Chairperson who is a person of eminence and has done outstanding work for promoting the welfare of children; and

(b) six Members, out of which at least two shall be women, from the following fields, to be appointed by the Central Government from amongst persons of eminence, ability, integrity, standing and experience in,—

- (i) education;
- (ii) child health, care, welfare or child development;
- (iii) juvenile justice or care of neglected or marginalized children or children with disabilities;
- (iv) elimination of child labour or children in distress;
- (v) child psychology or sociology; and
- (vi) laws relating to children.

(3) The office of the Commission shall be at Delhi.

4. Appointment of Chairperson and Members.—The Central Government shall, by notification, appoint the Chairperson and other Members:

Provided that the Chairperson shall be appointed on the recommendation of a three member Selection Committee constituted by the Central Government under the Chairmanship of the ¹[Minister in-charge of the Ministry or the Department of Women and Child Development].

5. Term of office and conditions of service of Chairperson and Members.—(1) The Chairperson and every Member shall hold office as such for a term of three years from the date on which he assumes office:

Provided that no Chairperson or a Member shall hold the office for more than two terms:

Provided further that no Chairperson or any other Member shall hold office as such after he has attained—

- (a) in the case of the Chairperson, the age of sixty-five years; and
- (b) in the case of a Member, the age of sixty years.

1. Subs. by Act 4 of 2007, s.2., for “Minister in-charge of the Ministry of Human Resource Development” (w.e.f. 29-12-2006).

(2) The Chairperson or a Member may, by writing under his hand addressed to the Central Government, resign his office at any time.

6. Salary and allowances of Chairperson and Members.—The salary and allowances payable to, and other terms and conditions of service of, the Chairperson and Members, shall be such as may be prescribed by the Central Government:

Provided that neither the salary and allowances nor the other terms and conditions of service of the Chairperson or a Member, as the case may be, shall be varied to his disadvantage after his appointment.

7. Removal from office.—(1) Subject to the provisions of sub-section (2), the Chairperson may be removed from his office by an order of the Central Government on the ground of proved misbehaviour or incapacity.

(2) Notwithstanding anything contained in sub-section (1), the Central Government may by order remove from office the Chairperson or any other Member, if the Chairperson or, as the case may be, such other Member,—

(a) is adjudged an insolvent; or

(b) engages during his term of office in any paid employment outside the duties of his office; or

(c) refuses to act or becomes incapable of acting; or

(d) is of unsound mind and stands so declared by a competent court; or

(e) has so abused his office as to render his continuance in office detrimental to the public interest; or

(f) is convicted and sentenced to imprisonment for an offence which in the opinion of the Central Government involves moral turpitude; or

(g) is, without obtaining leave of absence from the Commission, absent from three consecutive meetings of the Commission.

(3) No person shall be removed under this section until that person has been given an opportunity of being heard in the matter.

8. Vacation of office by Chairperson or Members.—(1) If the Chairperson or, as the case may be, a Member,—

(a) becomes subject to any of the disqualifications mentioned in section 7; or

(b) tenders his resignation under sub-section (2) of section 5,

his seat shall thereupon become vacant.

(2) If a casual vacancy occurs in the office of the Chairperson or a Member, whether by reason of his death, resignation or otherwise, such vacancy shall be filled within a period of ninety days by making afresh appointment in accordance with the provisions of section 4 and the person so appointed shall hold office for the remainder of the term of office for which the Chairperson, or a Member, as the case may be, in whose place he is so appointed would have held that office.

9. Vacancies, etc., not to invalidate proceedings of Commission.—No act or proceeding of the Commission shall be invalid merely by reason of—

(a) any vacancy in, or any defect in the constitution of, the Commission; or

(b) any defect in the appointment of a person as the Chairperson or a Member; or

(c) any irregularity in the procedure of the Commission not affecting the merits of the case.

10. Procedure for transaction of business.—(1) The Commission shall meet regularly at its office at such time as the Chairperson thinks fit, but three months shall not intervene between its last and the next meeting.

(2) All decisions at a meeting shall be taken by majority:

Provided that in the case of equality of votes, the Chairperson, or in his absence the person presiding, shall have and exercise a second or casting vote.

(3) If for any reason, the Chairperson, is unable to attend the meeting of the Commission, any Member chosen by the Members present from amongst themselves at the meeting, shall preside.

(4) The Commission shall observe such rules of procedure in the transaction of its business at a meeting, including the quorum at such meeting, as may be prescribed by the Central Government.

(5) All orders and decisions of the Commission shall be authenticated by the Member-Secretary or any other officer of the Commission duly authorised by Member-Secretary in this behalf.

11. Member-Secretary, officers and other employees of Commission.—(1) The Central Government shall, by notification, appoint an officer not below the rank of the Joint Secretary or the Additional Secretary to the Government of India as a Member-Secretary of the Commission and shall make available to the Commission such other officers and employees as may be necessary for the efficient performance of its functions.

(2) The Member-Secretary shall be responsible for the proper administration of the affairs of the Commission and its day-to-day management and shall exercise and discharge such other powers and perform such other duties as may be prescribed by the Central Government.

(3) The salary and allowances payable to, and the other terms and conditions of service of the Member-Secretary, other officers and employees, appointed for the purpose of the Commission shall be such as may be prescribed by the Central Government.

12. Salaries and allowances to be paid out of grants.—The salaries and allowances payable to the Chairperson and Members and the administrative expenses, including salaries, allowances and pensions payable to the Member-Secretary, other officers and employees referred to in section 11, shall be paid out of the grants referred to in sub-section (1) of section 27.

CHAPTER III

FUNCTIONS AND POWERS OF THE COMMISSION

13. Functions of Commission.—(1) The Commission shall perform all or any of the following functions, namely:—

(a) examine and review the safeguards provided by or under any law for the time being in force for the protection of child rights and recommend measures for their effective implementation;

(b) present to the Central Government, annually and at such other intervals, as the Commission may deem fit, reports upon the working of those safeguards;

(c) inquire into violation of child rights and recommend initiation of proceedings in such cases;

(d) examine all factors that inhibit the enjoyment of rights of children affected by terrorism, communal violence, riots, natural disaster, domestic violence, HIV/AIDS, trafficking, maltreatment, torture and exploitation, pornography and prostitution and recommend appropriate remedial measures;

(e) look into the matters relating to children in need of special care and protection including children in distress, marginalized and disadvantaged children, children in conflict with law,

juveniles, children without family and children of prisoners and recommend appropriate remedial measures;

(f) study treaties and other international instruments and undertake periodical review of existing policies, programmes and other activities on child rights and make recommendations for their effective implementation in the best interest of children;

(g) undertake and promote research in the field of child rights;

(h) spread child rights literacy among various sections of the society and promote awareness of the safeguards available for protection of these rights through publications, the media, seminars and other available means;

(i) inspect or cause to be inspected any juvenile custodial home, or any other place of residence or institution meant for children, under the control of the Central Government or any State Government or any other authority, including any institution run by a social organisation; where children are detained or lodged for the purpose of treatment, reformation or protection and take up with these authorities for remedial action, if found necessary;

(j) inquire into complaints and take *suo motu* notice of matters relating to,—

(i) deprivation and violation of child rights;

(ii) non-implementation of laws providing for protection and development of children;

(iii) non-compliance of policy decisions, guidelines or instructions aimed at mitigating hardships to and ensuring welfare of the children and to provide relief to such children,

or take up the issues arising out of such matters with appropriate authorities; and

(k) such other functions as it may consider necessary for the promotion of child rights and any other matter incidental to the above functions.

(2) The Commission shall not inquire into any matter which is pending before a State Commission or any other Commission duly constituted under any law for the time being in force.

14. Powers relating to inquiries.—(1) The Commission shall, while inquiring into any matter referred to in clause (j) of sub-section (1) of section 13 have all the powers of a civil court trying a suit under the Code of Civil Procedure, 1908 (5 of 1908) and, in particular, in respect of the following matters, namely:—

(a) summoning and enforcing the attendance of any person and examining him on oath;

(b) discovery and production of any document;

(c) receiving evidence on affidavits;

(d) requisitioning any public record or copy thereof from any court or office; and

(e) issuing commissions for the examination of witnesses or documents.

(2) The Commission shall have the power to forward any case to a Magistrate having jurisdiction to try the same and the Magistrate to whom any such case is forwarded shall proceed to hear the complaint against the accused as if the case has been forwarded to him under section 346 of the Code of Criminal Procedure, 1973 (2 of 1974).

15. Steps after inquiry.—The Commission may take any of the following steps upon the completion of an inquiry held under this Act, namely:—

(i) where the inquiry discloses, the Commission of violation of child rights of a serious nature or contravention of provisions of any law for the time being in force, it may recommend to the concerned Government or authority the initiation of proceedings for prosecution or such other action as the Commission may deem fit against the concerned person or persons;

(ii) approach the Supreme Court or the High Court concerned for such directions, orders or writs as that Court may deem necessary;

(iii) recommend to the concerned Government or authority for the grant of such interim relief to the victim or the members of his family as the Commission may consider necessary.

16. Annual and special reports of Commission.—(1) The Commission shall submit an annual report to the Central Government and to the State Government concerned and may at any time submit special reports on any matter which, in its opinion, is of such urgency or importance that it should not be deferred till submission of the annual report.

(2) The Central Government and the State Government concerned, as the case maybe, shall cause the annual and special reports of the Commission to be laid before each House of Parliament or the State Legislature respectively, as the case may be, along with a memorandum of action taken or proposed to be taken on the recommendations of the Commission and the reasons for non-acceptance of the recommendations, if any, within a period of one year from the date of receipt of such report.

(3) The annual report shall be prepared in such form, manner and contain such details as may be prescribed by the Central Government.

CHAPTER IV

STATE COMMISSION FOR PROTECTION OF CHILD RIGHTS

17. Constitution of State Commission for Protection of Child Rights.—(1) A State Government may constitute a body to be known as the(name of the State) Commission for Protection of Child Rights to exercise the powers conferred upon, and to perform the functions assigned to, a State Commission under this Chapter.

(2) The State Commission shall consist of the following Members, namely:—

(a) a Chairperson who is a person of eminence and has done outstanding work for promoting the welfare of children; and

(b) six Members, out of which at least two shall be women, from the following fields, to be appointed by the State Government from amongst persons of eminence, ability, integrity, standing and experience in,—

(i) education;

(ii) child health, care, welfare or child development;

(iii) juvenile justice or care of neglected or marginalized children or children with disabilities;

(iv) elimination of child labour or children in distress;

(v) child psychology or sociology; and

(vi) laws relating to children.

(3) The headquarter of the State Commission shall be at such place as the State Government may, by notification, specify.

18. Appointment of Chairperson and other Members.—The State Government shall, by notification, appoint the Chairperson and other Members:

Provided that the Chairperson shall be appointed on the recommendation of a three Member Selection Committee constituted by the State Government under the Chairmanship of the Minister in-charge of the Department dealing with children.

19. Term of office and conditions of service of Chairperson and Members.—(1)The Chairperson and every Member shall hold office as such for a term of three years from the date on which he assumes office:

Provided that no Chairperson or a Member shall hold the office for more than two terms:

Provided further that no Chairperson or any other Member shall hold office as such after he has attained—

(a) in the case of Chairperson, the age of sixty-five years; and

(b) in the case of a Member, the age of sixty years.

(2) The Chairperson or a Member may, by writing under his hand addressed to the State Government, resign his office at any time.

20. Salary and allowances of Chairperson and Members.—The salaries and allowances payable to, and other terms and conditions of service of, the Chairperson and Members shall be such as may be prescribed by the State Government:

Provided that neither the salary and allowances nor the other terms and conditions of service of the Chairperson or a Member, as the case may be, shall be varied to his disadvantage after his appointment.

21. Secretary, officers and other employees of the State Commission.—(1) The State Government shall, by notification, appoint an officer not below the rank of the Secretary to the State Government as the Secretary of the State Commission and shall make available to the State Commission such other officers and employees as may be necessary for the efficient performance of its functions.

(2) The Secretary shall be responsible for the proper administration of the affairs of the State Commission and its day-to-day management and shall exercise and discharge such other powers and perform such other duties as may be prescribed by the State Government.

(3) The salary and allowances payable to, and the other terms and conditions of service of the Secretary, other officers and employees, appointed for the purpose of the State Commission shall be such as may be prescribed by the State Government.

22. Salaries and allowances to be paid out of grants.—The salaries and allowances payable to the Chairperson and Members and the administrative expenses, including salaries, allowances and pensions payable to the Secretary, other officers and employees referred to in section 21, shall be paid out of the grants referred to in sub-section (1) of section 28.

23. Annual and special reports of State Commission.—(1) The State Commission shall submit an annual report to the State Government and may at any time submit special reports on any matter which, in its opinion, is of such urgency or importance that it should not be deferred till submission of the annual report.

(2) The State Government shall cause all the reports referred to in sub-section (1) to be laid before each House of State Legislature, where it consists of two Houses, or where such Legislature consists of one House, before that House along with a memorandum explaining the action taken or proposed to be taken on the recommendations relating to the State and the reasons for the non-acceptance, if any, of any of such recommendations.

(3) The annual report shall be prepared in such form, manner and contain such details as may be prescribed by the State Government.

24. Application of certain provisions relating to National Commission for Protection of Child Rights to State Commissions.—The provisions of sections 7, 8, 9, 10, sub-section (1) of section 13 and sections 14 and 15 shall apply to a State Commission and shall have effect, subject to the following modifications, namely:—

- (a) references to “Commission” shall be construed as references to “State Commission”;
- (b) references to “Central Government” shall be construed as references to “State Government”; and
- (c) references to “Member-Secretary” shall be construed as references to “Secretary”.

CHAPTER V

CHILDREN’S COURTS

25. Children's Courts.—For the purpose of providing speedy trial of offences against children or of violation of child rights, the State Government may, with the concurrence of the Chief Justice of the High Court, by notification, specify at least a court in the State or specify, for each district, a Court of Session to be a Children's Court to try the said offences:

Provided that nothing in this section shall apply if—

- (a) a Court of Session is already specified as a special court; or
- (b) a special court is already constituted, for such offences under any other law for the time being in force.

26. Special Public Prosecutor.—For every Children's Court, the State Government shall, by notification, specify a Public Prosecutor or appoint an advocate who has been in practice as an advocate for not less than seven years, as a Special Public Prosecutor for the purpose of conducting cases in that Court.

CHAPTER VI

FINANCE, ACCOUNTS AND AUDIT

27. Grants by Central Government.—(1) The Central Government shall, after due appropriation made by Parliament by law in this behalf, pay to the Commission by way of grants such sums of money as the Central Government may think fit for being utilised for the purposes of this Act.

(2) The Commission may spend such sums of money as it thinks fit for performing the functions under this Act, and such sums shall be treated as expenditure payable out of the grants referred to in sub-section (1).

28. Grants by State Governments.—(1) The State Government shall, after due appropriation made by Legislature by law in this behalf, pay to the State Commission by way of grants such sums of money as the State Government may think fit for being utilised for the purposes of this Act.

(2) The State Commission may spend such sums of money as it thinks fit for performing the functions under Chapter III of this Act, and such sums shall be treated as expenditure payable out of the grants referred to in sub-section (1).

29. Accounts and audit of Commission.—(1) The Commission shall maintain proper accounts and other relevant records and prepare an annual statement of accounts in such form as may be prescribed by the Central Government in consultation with the Comptroller and Auditor-General of India.

(2) The accounts of the Commission shall be audited by the Comptroller and Auditor-General at such intervals as may be specified by him and any expenditure incurred in connection with such audit shall be payable by the Commission to the Comptroller and Auditor-General.

(3) The Comptroller and Auditor-General and any person appointed by him in connection with the audit of the accounts of the Commission under this Act shall, have the same rights and privileges and the authority in connection with such audit as the Comptroller and Auditor-General generally has in connection with the audit of Government accounts and, in particular, shall have the right to demand the production of books, accounts, connected vouchers and other documents and papers and to inspect any of the offices of the Commission.

(4) The accounts of the Commission as certified by the Comptroller and Auditor-General or any other person appointed by him in this behalf, together with the audit report thereon shall be forwarded annually to the Central Government by the Commission and the Central Government shall cause the audit report to be laid, as soon as may be after it is received, before each House of Parliament.

30. Accounts and audit of State Commission.—(1) The State Commission shall maintain proper accounts and other relevant records and prepare an annual statement of accounts in such form as may be prescribed by the State Government in consultation with the Comptroller and Auditor-General of India.

(2) The accounts of the State Commission shall be audited by the Comptroller and Auditor-General at such intervals as may be specified by him and any expenditure incurred in connection with such audit shall be payable by the State Commission to the Comptroller and Auditor-General.

(3) The Comptroller and Auditor-General and any person appointed by him in connection with the audit of the accounts of the State Commission under this Act shall, have the same rights and privileges and the authority in connection with such audit as the Comptroller and Auditor-General generally has in connection with the audit of Government accounts and, in particular, shall have the right to demand the production of books, accounts, connected vouchers and other documents and papers and to inspect any of the offices of the State Commission.

(4) The accounts of the State Commission as certified by the Comptroller and Auditor-General or any other person appointed by him in this behalf, together with the audit report thereon shall be forwarded annually to the State Government by the State Commission and the State Government shall cause the audit report to be laid, as soon as may be after it is received, before the State Legislature.

CHAPTER VII

MISCELLANEOUS

31. Protection of action taken in good faith.—No suit, prosecution or other legal proceeding shall lie against the Central Government, the State Government, the Commission, the State Commission, or any Member thereof or any person acting under the direction either of the Central Government, State Government, Commission or the State Commission, in respect of anything which is in good faith done or intended to be done in pursuance of this Act or of any rules made there under or in respect of the publication by or under the authority of the Central Government, State Government, Commission, or the State Commission of any report or paper.

32. Chairperson, Members and other officers to be public servant.—Every Member of the Commission, State Commission and every officer appointed in the Commission or the State Commission to exercise functions under this Act shall be deemed to be a public servant within the meaning of section 21 of the Indian Penal Code (45 of 1860).

33. Directions by Central Government.—(1) In the discharge of its functions under this Act, the Commission shall be guided by such directions on questions of policy relating to national purposes, as may be given to it by the Central Government.

(2) If any dispute arises between the Central Government and the Commission as to whether a question is or is not a question of policy relating to national purposes, the decision of the Central Government thereon shall be final.

34. Returns or information.—The Commission shall furnish to the Central Government such returns or other information with respect to its activities as the Central Government may, from time to time, require.

35. Power to Central Government to make rules.—(1) The Central Government may, by notification, make rules to carry out the provisions of this Act.

(2) In particular, and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:—

(a) terms and conditions of service of the Chairperson and Members of the Commission and their salaries and allowances under section 6;

(b) the procedure to be followed by the Commission in the transaction of its business at a meeting under sub-section (4) of section 10;

(c) the powers and duties which may be exercised and performed by the Member- Secretary of the Commission under sub-section (2) of section 11;

(d) the salary and allowances and other terms and conditions of service of officers and other employees of the Commission under sub-section (3) of section 11; and

(e) form of the statement of accounts and other records to be prepared by the Commission under sub-section (1) of section 29.

(3) Every rule made under this Act shall be laid, as soon as may be after it is made, before each House of Parliament, while it is in session for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions afore said, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

36. Power of State Government to make rules.—(1) The State Government may, by notification, make rules to carry out the provisions of this Act.

(2) In particular, and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:—

(a) terms and conditions of service of the Chairperson and Members of the State Commission and their salaries and allowances under section 20;

(b) the procedure to be followed by the State Commission in the transaction of its business at a meeting under sub-section (4) of section 10 read with section 24;

(c) the powers and duties which may be exercised and performed by the Secretary of the State Commission under sub-section (2) of section 21;

(d) the salary and allowances and other terms and conditions of service of officers and other employees of the State Commission under sub-section (3) of section 21; and

(e) form of the statement of accounts and other records to be prepared by the State Commission under sub-section (1) of section 30.

(3) Every rule made by the State Government under this section shall be laid, as soon as may be after it is made, before each House of the State Legislature where it consists of two Houses, or where such State Legislature consists of one House, before that House.

37. Power to remove difficulties.—(1) If any difficulty arises in giving effect to the provisions of this Act, the Central Government may, by order published in the Official Gazette, make such provisions, not inconsistent with the provisions of this Act, as may appear to be necessary for removing the difficulty:

Provided that no order shall be made under this section after the expiry of the period of two years from the date of commencement of this Act.

(2) Every order made under this section shall be laid, as soon as may be after it is made, before each House of Parliament.

THE NATIONAL COMMISSION FOR PROTECTION OF CHILD RIGHTS RULES, 2006

[GSR 450(E), dt. 31-7-2006]

(As amended vide GSR 75(E), dt. 30-1-2026, w.e.f. 30-1-2026)

In exercise of the powers conferred by sub-section (1), read with clauses (a) to (d) of sub-section (2) of section 35 of the Commissions for Protection of Child Rights Act, 2005 (4 of 2006), the Central Government hereby makes the following rules, namely:—

1. Short title and commencement

(1) These rules may be called the National Commission for Protection of Child Rights Rules, 2006.

(2) They shall come into force on the date on which the Commission for Protection of Child Rights Act, 2005 (4 of 2006) shall come into force.

2. Definitions

In these rules, unless the context otherwise requires,—

(a) “Act” means the Commissions for Protection of Child Rights Act, 2005 (4 of 2006);

¹[(aa) “Audit Officer” means the Comptroller and Auditor General of India or any person appointed by him in connection with the audit of the accounts of the Commission;]

(b) “Commission” means the National Commission for Protection of Child Rights constituted under section 3;

(c) “Chairperson” means the Chairperson of the Commission;

¹[(ca) “Form” means a form annexed to these rules;]

(d) “Member” means the Member of the Commission;

(e) “Member Secretary” means the Member Secretary of the Commission;

²[(ea) “Ministry” means the Ministry of Women and Child Development, Government of India;]

(f) “section” means a section of the Act;

²[(fa) “Schedule” means Schedule ³[appended] to these rules;]

(g) words and expression used and not defined in these rules but defined in the Act shall have the meanings respectively assigned to them in the Act.

3. Eligibility for appointment as Chairperson and other Members

No person having any past record of violation of human rights shall be eligible for appointment as Chairpersons or other Members of the Commission.

¹ Inserted vide GSR 517(E), dt. 29-6-2012, w.e.f. 29-6-2012.

² Inserted vide GSR 207(E), dt. 24-3-2014, w.e.f. 24-3-2014.

³ Substituted for “amended” vide GSR 315(E), dt. 6-5-2014, w.e.f. 6-5-2014.

¹[3A. Norms for selection of Chair-person and Members

²[A person shall be eligible to be selected as Chairperson or Member, if he],—

- (a) is an Indian national;
- (b) possesses a ³[graduate] degree from a recognised university;
- (c) has not been convicted or sentenced to imprisonment for an offence under any law for the time being in force;
- (d) has not been removed or dismissed from service of the Central or State Government or a body or corporation owned or controlled by Central or State Government.]

4. Member Secretary

(1) The Member-Secretary appointed by the Central Government under sub-section (1) of section 11.

(2) The Member Secretary shall have a minimum tenure of three years.

5. Powers and duties of the Member-Secretary

⁴[The Member-Secretary shall]—

- (i) have power to execute all decisions taken by the Commission in order to carry out the powers and functions of the Commission as provided in sections 13 and 14;
- (ii) exercise and discharge such powers and perform such duties as are required for the proper administration of the affairs of the Commission and its day to day management as specified in section 11;
- (iii) convene the meetings of the Commission in consultation with its Chairperson and serve notices of the meetings to all concerned;
- (iv) take steps to ensure that the quorum required for convening a meeting of the Commission is secured;
- (v) prepare, in consultation with the Chairperson, and agenda for each meeting of the Commission and have notes prepared by the Secretariat and such notes shall, as far as possible, be self-contained.
- (vi) make available specific records covering the agenda items to the Commission for reference;
- (vii) ensure that the agenda papers are circulated to the Members at least two clear working days in advance of the meeting, except in cases when urgent attention is required;
- (viii) prepare the minutes of the meetings of the Commission and shall execute the decisions of the Commission taken in the meeting and shall also ensure placing of the Action Taken Note of the decisions of the Commission before the Commission in its subsequent meetings;
- (ix) ensure that the procedure of the Commission is followed by it in transaction of its business;
- (x) take up all such matters with the Ministry of Women and Child Development for release of grants, creation of posts, revision of scales,

1 Inserted vide GSR 207(E), dt. 24-3-2014, w.e.f. 24-3-2014.

2 Substituted for "A person shall not be selected as Chairperson or Member, unless he" vide GSR 315(E), dt. 6-5-2014, w.e.f. 6-5-2014.

3 Substituted for "post graduate" vide GSR 315(E), dt. 6-5-2014, w.e.f. 6-5-2014.

4 Substituted for "(1) The Member-Secretary shall" vide GSR 75(E), dt. 30-1-2026, w.e.f. 30-1-2026.

procurement of vehicles, appointment of staff, laying of annual and audit report in Parliament, re-appropriation of funds, residential accommodation, permitting any officer of the Commission for deputation abroad and any other matter requiring the approval of the Central Government;

¹[(xi) be vested with the power to incur expenditure up to a maximum of five lakh rupees towards the administering and management of the day-to-day affairs of the Commission:]

PROVIDED that no expenditure on an item exceeding one lakh rupees shall be incurred without the sanction of the Chairperson;

(xii) be the appointing and disciplinary authority in respect of ²[officer and officials] of the Commission.

6. Term of office of Chairperson and other Members

(1) The Chairperson shall, unless removed from office under section 7, hold office for a period not exceeding three years, or till the age of sixty-five years, whichever is earlier.

(2) Every Member shall, unless removed from office under section 7, hold office for a period not exceeding three years, or till the age of sixty years, whichever is earlier.

(3) Notwithstanding anything contained in sub-rule (1) or sub-rule (2),—

(a) a person who has held the office of Chairperson shall be eligible for re-nomination, and

(b) a person who has held the office of a Member shall be eligible for re-nomination as a member or nomination as a Chairperson:

³[PROVIDED that a person who has held office for two terms as Member or two terms as Chairperson, shall not be eligible for re-nomination as a Member or Chairperson, as the case may be:

PROVIDED FURTHER that a person who has held office—

(i) for two terms as Member; or

(ii) one term as a Member and one term as Chairperson,

shall be eligible for one more term as Chairperson.]

(4) If the Chairperson is unable to discharge his functions owing to illness or other incapacity, the Central Government shall nominate any other Member to act as Chairperson and the Member so nominated shall hold office of Chairperson until the Chairperson resumes office or till the remainder of his term.

(5) The Chairperson or a Member may, by writing under his hand addressed to the Central Government, resign his office at any time.

(6) A vacancy caused by death, resignation or any other reason shall be filled-up ⁴[expeditiously by the Central Government].

1 Substituted vide GSR 75(E), dt. 30-1-2026, w.e.f. 30-1-2026. Prior to substitution, clause (xi) read as under: "(xi) exercise such financial powers as are delegated to him by the Chairperson on behalf of the Commission:"

2 Substituted for "officers and other employees" vide GSR 75(E), dt. 30-1-2026, w.e.f. 30-1-2026.

3 Substituted vide GSR 613(E), dt. 3-9-2021, w.e.f. 3-9-2021. Prior to substitution, proviso read as under: "PROVIDED that a person who has held an office of Chairperson or Member for two terms, in any capacity shall not be eligible for re-nomination as Chairperson or, as the case may be, a Member."

4 Substituted for "by nomination within ninety days from the date of occurrence of such vacancy" vide GSR 75(E), dt. 30-1-2026, w.e.f. 30-1-2026.

¹[6A. Invitation of applications for the post of Chairperson and Member

(1) Any vacancy for the post of Chairperson or Member shall be given wide publicity through open advertisement in at least four national daily newspapers (two English and two Hindi) having wide circulation and the advertisement shall also be made available on the website of the Ministry.

(2) A time period of not less than four weeks shall be specified for receiving the applications from the date of publication of the advertisement in newspapers.

(3) The application shall be submitted in Form specified in Schedule IV.

6B. Selection Committee for appointment of Chairperson and Member

The Selection Committee shall consist of the Chairperson who shall be the Minister-in-charge of Ministry, the Secretary of the Ministry and one independent expert of eminence in the field of child rights, to be nominated by the Chairperson of the Selection Committee.

²[6C. (1) The Selection Committee may set up a screening committee to assist it in scrutinising applications and prepare a list of candidates fulfilling the required criteria in respect of qualifications for shortlisting eligible candidates.

(2) The screening committee consisting of a Joint Secretary of the Ministry of Women and Child Development and two eminent persons from child rights field, out of which one shall be a woman expert.

(3) The Selection Committee constituted under rule 6B, shall consider only such candidates which shortlisted by the screening committee.

Explanation: For the purposes of this rule, it is clarified that the screening committee shall aid and supplement the process adopted by the Selection Committee and not replace the role of the Selection Committee.]]

7. Salaries and allowances

(1) Save as otherwise provided in section 6, the Chairperson shall be paid salary equivalent to the salary of the ³[Secretary] to the Government of India and every other Member shall be paid salary equivalent to that of an ⁴[Additional Secretary] to the Government of India:

⁵[PROVIDED that where the Chairperson or any Member is a retired Government servant or has retired from a Semi-Government body or public sector undertaking or recognised research institution, the salary payable together with the pension or

1 Inserted vide GSR 207(E), dt. 24-3-2014, w.e.f. 24-3-2014.

2 Substituted vide GSR 75(E), dt. 30-1-2026, w.e.f. 30-1-2026. Prior to substitution, rule 6C read as under:

"6C. Procedure for appointment of Chairperson or Member

(1) The Selection Committee constituted under rule 6B, shall consider all the applications received by the Ministry.

(2) The applications fulfilling the eligibility criteria, under section 3, rules 3 and 3A, shall be scrutinized by the Selection Committee

(3) The Selection Committee shall, after the consideration and having regard to criteria specified in sub-section (2) of section 3, decide about the suitability of the applicants for holding the post of Chairperson or Member, as the case may be.

(4) The applicant as selected by the Selection Committee shall be notified by the Ministry."

3 Substituted for "Cabinet Secretary" vide GSR 207(E), dt. 24-3-2014, w.e.f. 24-3-2014.

4 Substituted for "Secretary" vide GSR 207(E), dt. 24-3-2014, w.e.f. 24-3-2014.

5 Substituted vide GSR 75(E), dt. 30-1-2026, w.e.f. 30-1-2026. Prior to substitution, proviso read as under:

"PROVIDED that where the Chairperson or any other Member is a retired Government servant, Semi-Government body, public sector undertaking or recognized research institution, the salary payable together with the pension or pensionary value of the terminal benefits, or both, received by him shall not exceed to the last pay drawn."

pensionary value of the terminal benefits, or both, received by the person shall not exceed the last pay drawn at the time of such retirement.]

(2) The salary and allowances payable to, and the other terms and conditions of service of the Member-Secretary and the other ¹[officer and officials] appointed for the purposes of the Commission shall be such may be determined by the Central Government from time to time.

(3) If the Chairperson or a Member is in service of the Central Government or a State Government, his salary shall be regulated in accordance with the rules applicable to him.

²[8. Allowances

The Chairperson and Members shall be entitled to allowances as determined by the Central Government from time to time, at the rates admissible to officers of the equivalent level of the Central Government.]

³[xxx]

⁴[10. Leave

The Chairperson and Member shall be entitled to leave as per the Central Civil Services (Leave) Rules, 1972.]

11. Leave sanctioning authority

(1) The Central Government shall be the authority competent to sanction leave to the Chairperson.

(2) The Chairperson shall be the authority to sanction leave to every Member including the Member-Secretary.

(3) The Member-Secretary shall be the authority to sanction leave to ⁵[employee and officials] of the Commission.

12. Travelling allowance

(1) The Chairperson and every other Member shall be entitled to draw travelling allowances and daily allowances at the rates appropriate to their pay admissible to equivalent post of the Central Government.

⁶[(2) The Chairperson and Member shall be his own controlling officer in respect of his bills relating to travelling allowances and daily allowances and for other employees, a schedule of controlling officers shall be specified by the Chairperson.]

1 Substituted for "offices and other employees" vide GSR 75(E), dt. 30-1-2026, w.e.f. 30-1-2026.

2 Substituted vide vide GSR 75(E), dt. 30-1-2026, w.e.f. 30-1-2026. Prior to substitution, rule 8 read as under:
"8. Dearness allowance

The Chairperson and every other Member shall receive dearness allowance appropriate to their pay at the rates admissible to officers of the equivalent level of the Central Government."

3 Rule 9 omitted vide GSR 75(E), dt. 30-1-2026, w.e.f. 30-1-2026. Prior to omission, it read as under:

"9. Compensatory (City) Allowance

The Chairperson and every other Member shall receive compensatory (city) allowance appropriate to their pay at the rates admissible to officers of the Central Government of equivalent level."

4 Substituted vide vide GSR 75(E), dt. 30-1-2026, w.e.f. 30-1-2026. Prior to substitution, rule 10 read as under:
"10. Leave

The Chairperson and every other Member shall be entitled to leave as follows:—

(a) earned leave, half pay leave and commuted leave as admissible to Central Government servants in accordance with the Central Civil Services (Leave) Rules, 1972, as amended from time to time.

(b) Extraordinary leave as admissible to the temporary Central Government servants under the Central Civil Services (Leave) Rules, 1972, as amended from time to time."

5 Substituted for "any officer or other employee" vide GSR 75(E), dt. 30-1-2026, w.e.f. 30-1-2026.

6 Substituted vide GSR 75(E), dt. 30-1-2026, w.e.f. 30-1-2026. Prior to substitution, sub-rule (2) read as under:
"(2) The Chairperson and every other Member shall be his own controlling officer in respect of his bills relating to the travelling allowances and daily allowances."

13. Residential accommodation

(1) The Chairperson and every other Member shall be entitled to the use of an official residence as ¹[applicable to the equivalent officers of the Central Government].

(2) If the Chairperson or a Member is not provided with or does not avail himself of the accommodation provided under sub-rule (1), he shall be paid every month house rent allowance at the rates admissible to officers of an equivalent rank in the Central Government.

14. Facility for conveyance

The Chairperson and every other Member shall be entitled to the facilities of staff car for journeys for official and private purpose in accordance with the Staff Car Rules of the Government of India, as amended from time to time.

²[15. Facility for medical treatment]

The Chairperson, Members and all regular officers or official shall be entitled to medical treatment and hospital facilities as applicable to the Central Government servants.]

16. Residuary provisions

The conditions of service of the Chairperson and the other Members for which no express provision has been made in these rules shall be such as may be determined by the Central Government.

17. Functions of the Commission

The Commission shall, in addition to the functions assigned to it under clauses (a) to (j) of sub-section (1) of section 13, perform the following functions, namely:—

- (a) analyze existing law, policy and practice to assess compliance with Convention on the Rights of the Child undertake inquiries and produce reports on any aspect of policy or practice affecting children and comment on proposed new legislation from a child rights perspective.
- (b) present to the Central Government annually and at such other intervals as the Commission may deem fit, reports upon the working of those safeguards;
- (c) undertake formal investigations where concern has been expressed either by children themselves or by concerned person on their behalf;
- (d) ensure that the work of the Commission is directly informed by the views of children in order to reflect their priorities and perspectives;
- (e) promote, respect and serious consideration of the views of children in its work and in that of all Government Departments and Organizations dealing with child;
- (f) produce and disseminate information about child rights;
- (g) compile and analyze data on children;
- (h) promote the incorporation of child rights into the school curriculum, teachers training and training of personal dealing with children.

1 Substituted for "may be determined by the Government of India" vide GSR 75(E), dt. 30-1-2026, w.e.f. 30-1-2026.

2 Substituted vide GSR 75(E), dt. 30-1-2026, w.e.f. 30-1-2026. Prior to substitution, rule 15 read as under:
"15. Facility for medical treatment

The Chairperson and every other Member shall be entitled to medical treatment and hospital facilities as applicable to Central Government servants of equivalent rank as provided in the Central Government Contributory Health Scheme Rules, 1954 or as may be determined by the Central Government."

18. Procedure for transaction of business

(1) The Commission shall meet regularly at its office at Delhi at such time as the Chairperson thinks fit, but three months shall not intervene between its last meeting and the next meeting.

(2) The Commission shall ordinarily hold its meetings in its office located in Delhi but may, in its discretion, hold its meetings at any other place in India if it considers it necessary or expedient to do so.

(3) *Secretariat assistance* : The Member-Secretary, along with such officers as the Chairperson may direct, shall amend the meetings of the Commission.

(4) (i) The Member-Secretary shall, in consultation with the Chairperson, prepare the agenda for each meeting of the Commission and shall have notes prepared by the Secretariat and such notes shall, as far as possible, be self-contained;

(ii) The records covering the agenda items shall be made readily available to the Commission for its reference;

(iii) The agenda papers shall ordinarily be circulated to members at least two clear working days in advance of the meeting, except in cases when urgent attention is required.

¹[(5) The requisite number to form a quorum for meeting of the Commission in respect of its business shall be half of actual strength of the Commission.]

(6) All decisions of the Commission at its meetings shall be taken by majority:

PROVIDED that in the case of equality of votes, the Chairperson, or in his absence the person presiding shall have and exercise a second or a casting vote.

(7) If, for any reason, the Chairperson is unable to attend the meeting of the Commission, any Member chosen by the Members present from amongst themselves at the meeting, shall preside.

19. Minutes of the meeting

(1) The minutes of each meeting of the Commission shall be recorded during the meeting itself or immediately thereafter by the Member-Secretary or by any other officer of the Commission as directed.

(2) The minutes of meetings of the Commission shall be submitted to the Chairperson for approval and, upon approval, be circulated to all members of the Commission at the earliest and in any case, sufficiently before the commencement of the next meeting.

(3) The conclusions of the Commission in every matter undertaken by it shall be recorded in the form of an opinion and dissenting opinions, if given, shall also form part of and be kept on record. Action shall be taken on the basis of majority opinion where there is any difference of opinion.

(4) All orders and decisions of the Commission shall be authenticated by the Member-Secretary or any other officer of the Commission duly authorized by the Member-Secretary with the prior approval of the Chairperson in this behalf.

(5) Unless specifically authorized, no action shall be taken by the Secretariat of the Commission on the minutes of the meetings until the Chairperson confirms the same.

1 Substituted vide GSR 75(E), dt. 30-1-2026, w.e.f. 30-1-2026. Prior to substitution, sub-rule (5) read as under:
“(5) Four members including the Chairperson shall form the quorum at every meeting of the Commission.”

(6) A master copy of the record of all meetings and opinions of the Commission shall be maintained duly authenticated by the Member-Secretary.

(7) A copy of the minutes pertaining to each item shall be kept in the respective files for appropriate action. Opinions shall be kept in respective records and for convenience, copies thereof with appropriate indexing shall be kept in guard files.

20. Report of Action Taken

Report of the follow up action shall be submitted by the Member Secretary to the Commission at every subsequent meeting indicating therein the present stage of action taken on each item on which the Commission had taken any decision in any of its earlier meetings, excepting the items on which no further action is called for.

21. Transaction of business outside headquarters

The Commission or some members may transact business at places outside its headquarters as and when previously approved by the Chairperson, provided that if parties are to be heard in connection with any inquiry under the Act, at least two members shall constitute the bench of the Commission for such purpose.

22. Panel of consultants

(1) The Commission may constitute a panel of consultants for assisting the Commission in a wide range of tasks such as investigation or inquiry; to serve on task forces or Committees and for research and analysis.

(2) The Commission may draw on experts from academic, research, administrative, investigative, legal or civil society groups to form the panel.

(3) The Commission may devise a transparent process for the empanelling these consultants so that they are available for quick delegation of tasks.

23. Annual Report

¹[(1) The Member-Secretary or any other officer of the Commission duly authorised by the Member-Secretary in this behalf shall prepare the annual report referred to in section 16 on or before the 30th day of June following the financial year to which that report relates.

(1A) The annual report prepared under sub-rule (1) shall, after approval by the Commission, be signed and authenticated by the Member-Secretary.]

(2) The Commission shall also prepare special reports on specific issues as and when necessary under the direction of the Chairperson.

(3) The Central Government shall cause the annual report and the special reports of the Commission to be laid before each House of Parliament.

(4) The annual report shall include information on administrative and financial matters; complaints investigated/inquired into; action taken on cases; details of research; reviews; education and promotion efforts; consultants; details and specific recommendations of the Commission on any matter, besides any other matter that the Commission may consider warranting inclusion in the report.

²[(4A) The Annual Report shall have a separate Chapter detailing the recommendations made by the Commission during that financial year.]

1 Substituted vide GSR 517(E), dt. 29-6-2012, w.e.f. 29-6-2012. Prior to substitution, sub-rule (1) read as under:
“(1) The Commission shall prepare and publish an annual report before the 31st December every year for submission to the Central Government.”

2 Inserted vide GSR 517(E), dt. 29-6-2012, w.e.f. 29-6-2012.

(5) In case the Commission considers that there could be a time lag for the preparation of the annual report, it may prepare and submit a special report to the Central Government.

(6) The forms in which the budget may be prepared and provided and forwarded to the Central Government shall be as provided in forms I, II, III and IV of Schedule I.

(7) The estimated receipts and expenditure shall be accompanied by the revised budget estimates for the relevant financial year.

(8) The budget shall, as far as may be, based on the account heads specified in Schedule II.

24. Financial powers

(1) The Commission shall spend the sums of money received by it for the purposes of the Act.

¹[(2) The Chairperson shall have all powers relating to financial transaction of the Commission, except in cases, which require prior approval of the Central Government.]

(3) The Chairperson shall obtain prior approval of the Central Government in matters of creation of posts, revision of pay scales, procurement of vehicles, re-appropriation of funds from one head to another, permitting any officer of the Commission to participate in Seminars, conferences or training programmes abroad and such other matters determined by the Central Government, by order.

(4) The Chairperson shall, subject to such conditions and limitations and control and supervision, have powers to delegate his financial powers to ²[the Member Secretary].

³[xxx]

⁴[(5) The Chairperson shall have powers to decide the requirement of engaging consultant for a specific purpose in accordance with the provisions of General Finance Rules and relevant guidelines on the subject issued by the Central Government from time to time.]

(6) The Member-Secretary shall have powers to execute all decisions taken by the Chairperson or any other Member on his behalf relating to financial matters.

(7) All financial powers of the Commission shall be governed by the General Financial Rules, delegation of financial powers Rules and economy instructions issued by the Ministry of Finance of the Central Government from time to time.

⁵[25. Accounts of the Commission

(1) The annual statement of accounts of the Commission for every financial year shall be prepared by the Member-Secretary or such officer of the Commission as may be authorised by the Member-Secretary in this behalf.

1 Substituted vide GSR 75(E), dt. 30-1-2026, w.e.f. 30-1-2026. Prior to substitution, sub-rule (2) read as under: "(2) The Chairperson shall have all powers relating to financial transaction of the Commission, except in cases, which require prior approval of the Central Government."

2 Substituted for "any Member or the Member-Secretary" vide GSR 75(E), dt. 30-1-2026, w.e.f. 30-1-2026.

3 Omitted vide GSR 75(E), dt. 30-1-2026, w.e.f. 30-1-2026. Prior to omission, proviso read as under:

"PROVIDED that no such powers shall be delegated in respect of incurring an expenditure on an item exceeding one lakh rupees without the prior approval of the Chairperson."

4 Substituted vide GSR 75(E), dt. 30-1-2026, w.e.f. 30-1-2026. Prior to substitution, sub-rule (5) read as under: "(5) The Chairperson shall have powers to engage any person or persons as consultant or consultants for a specific purpose and for a specific period on the terms and conditions agreed in advance relating to honorarium, travelling allowance, dearness allowance."

5 Inserted vide GSR 517(E), dt. 29-6-2012, w.e.f. 29-6-2012.

(2) The Commission shall forward to the Central Government quarterly reviews of the progress of expenditure incurred and the expenditure likely to be incurred during the remaining part of the financial year.

(3) The Member Secretary shall supervise the maintenance of the accounts of the Commission, the compilation of financial statement and returns and shall also ensure that all accounts books, connected vouchers and other documents and papers of the Commission required by the Audit Officer for the purpose of auditing the accounts of the Commission are placed at the disposal of that officer.

(4) The accounts of the Commission shall be maintained as per the Forms I to XII of Schedule III.

(5) The annual statement of accounts shall be signed and authenticated by the Member-Secretary.

(6) The annual statement of accounts shall be submitted to the Audit Officer on or before the 30th of June following the year to which the accounts relate and the Audit Officer shall audit the accounts of the Commission and submit audit report.

(7) The Commission shall, within thirty days of receipt of audit report, remedy any defect or irregularity pointed out therein, and submit its report to the Central Government and to the Audit Officer about the action taken by it.]

SCHEDULE I

FORM I

THE NATIONAL COMMISSION FOR PROTECTION OF CHILD RIGHTS

Detailed Budget Estimates for the Year 200_

[See rule 23(6)]

ADMINISTRATION

(Expenditure)

Head of Accounts	Actual for the past three years			Sanctioned estimate for the current year 200.....	Actuals of last six months, i.e., 200 200.....
1	2	3	4	5	6
Actuals of six months current year 200.....	Revised estimate for the current year 200.....	Budget estimate for the next year 200.....	Variations between columns 5 & 8	Variations between columns 8 & 9	Explanation for columns 10 & 11
7	8	9	10	11	12