

**ADMINISTRATION OF DAMAN & DIU (U.T),
CHILD PROTECTION SOCIETY OF UT OF DAMAN AND DIU
SOCIAL WELFARE DEPARTMENT,
COLLECTORATE, DHOLAR,
MOTI DAMAN- 396 220, (O) 0260-2230085.**

NO.SW/ICPS/DMN/2016-17/ 86

ADVERTISEMENT

Dated: 12/07/2016

In reference to this office advertisement no. SW/ICPS/DD/2015-16/344 dated 18/02/2016, an amended advertisement as per Juvenile Justice (Care and Protection of Children) Act, 2015 is as mentioned below:

Applications are invited for appointment of **Chairperson and Member** of Child Welfare Committee, Daman & Diu district under Juvenile Justice (Care and Protection of Children) Act, 2015 on Honorary basis as under :-

1). Chairperson - 02 Posts (01 Daman and 01 Diu) 2). Member -08 Posts (04 Daman and 04 Diu)

Eligible persons may apply giving full details regarding Educational and other qualifications, Experience, Date of Birth, address with contact details, etc. accompanied with self attested copies of each certificate so as to reach the office of Integrated Child Protection Scheme, D/1-4, Dholar, Near Collectorate, Moti Daman-396210, within a period of (15) days from the date of publication of this Advertisement.

NOTE:- Composition of the Child Welfare Committee.— The person who is appointed as a member of committee shall be appointed for a maximum period of 3 years from the date of appointment.

The Application format and other important details of Child Welfare Committee are available on the official website www.daman.nic.in/ [www. diu.gov.in.](http://www.diu.gov.in)



(Rakesh Kumar)
Deputy Secretary (SW)
Daman & Diu

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In reference to our advertisement SW/ICPS/DD/2015-16/344 dated 18/02/2016, Applications are invited for appointment of **Chairperson and Member** of Child Welfare Committee, Daman & Diu district under Juvenile Justice (Care and Protection of Children) Act, 2015 on Honorary basis as under :-

Sr. No	Name of the post	No. of Post	Qualification or Specialized Knowledge Experience Required	Terms & Condition
1	Chairperson	02 (01 - Daman & 01 - Diu)	1. More than 35 years of age on dated 01/01/2016. 2. Actively involved in Health, Education or Welfare activities pertaining to children for at least 10 years. OR 2.The Chairperson shall have a minimum of 10 years experience in working with children in the field of Health, Education or Welfare activities, or should be practicing professional with a degree in child psychology or psychiatry or social work or sociology or human development or in the field of law including a retired judicial officer	1.Chairperson/ Members will be paid 1000/- per sitting as prescribed in the ICPS guidelines.
2	Member	08 (04 - Daman & 04- Diu)	1. More than 35 years of age on dated 01/01/2016. 2. Actively involved in Health, Education or Welfare activities pertaining to children for at least 7 years. OR 2. A practicing professional with a degree in child psychology or psychiatry or law.	.


NOTE:- Composition of the Child Welfare Committee.— The person who is appointed as a member of committee shall be appointed for a maximum period of 3 years from the date of appointment.

Person selected as CWC Chairperson and Members should not:-

- Should not have been previously convicted in any matter.
- Should not have been involved in any immoral act or in an act of abuse or exploitation of children;
- Should not be holding such full-time occupation that may not allow her/him to give necessary time and attention to the work of the committee as per the Act and Rules;
- Should not be associated with any child care institution, directly or indirectly, during his tenure as the chairperson or member of the committee or have any other conflict of interest;
- Should not be affiliated to any political party; or
- Should not be insolvent
- Should not have been convicted of an offence in involving moral turpitude, and such conviction has not been reversed or has not been granted full pardon in respect of such offence.

Interested persons may apply giving full details regarding Educational and other qualifications, Experience, Date of Birth, address with contact details, etc. accompanied with attested copies of each certificate so as to reach the office of Integrated Child Protection Scheme, D/1-4, Dholar, Near Collectorate, Moti Daman-396220, within a period of (15) days from the date of publication of this Advertisement. The application received with requisite documents as stated above shall only be taken into consideration if received within the stipulated time. No correspondence will be entertained as regards to incomplete/time barred applications. Eligible Persons shall be called for Final Interview.

The Application format and other important details of Child Welfare Committee are available on the official website www.daman.nic.in/ www.diu.gov.in/ No T.A. / D.A. shall be paid for attending the interview.


(Rakesh Kumar)
Deputy Secretary (SW)
Daman & Diu

Removal of
disqualification
on the findings
of an offence.

24. (1) Notwithstanding anything contained in any other law for the time being in force, a child who has committed an offence and has been dealt with under the provisions of this Act shall not suffer disqualification, if any, attached to a conviction of an offence under such law:

Provided that in case of a child who has completed or is above the age of sixteen years and is found to be in conflict with law by the Children's Court under clause (i) of sub-section (1) of section 19, the provisions of sub-section (1) shall not apply.

(2) The Board shall make an order directing the Police, or by the Children's court to its own registry that the relevant records of such conviction shall be destroyed after the expiry of the period of appeal or, as the case may be, a reasonable period as may be prescribed:

Provided that in case of a heinous offence where the child is found to be in conflict with law under clause (i) of sub-section (1) of section 19, the relevant records of conviction of such child shall be retained by the Children's Court.

Special
provision in
respect of
pending cases.

25. Notwithstanding anything contained in this Act, all proceedings in respect of a child alleged or found to be in conflict with law pending before any Board or court on the date of commencement of this Act, shall be continued in that Board or court as if this Act had not been enacted.

Provision
with respect
of run away
child in
conflict with
law.

26. (1) Notwithstanding anything to the contrary contained in any other law for the time being in force, any police officer may take charge of a child in conflict with law who has run away from a special home or an observation home or a place of safety or from the care of a person or institution under whom the child was placed under this Act.

(2) The child referred to in sub-section (1) shall be produced, within twenty-four hours, preferably before the Board which passed the original order in respect of that child, if possible, or to the nearest Board where the child is found.

(3) The Board shall ascertain the reasons for the child having run away and pass appropriate orders for the child to be sent back either to the institution or person from whose custody the child had run away or any other similar place or person, as the Board may deem fit:

Provided that the Board may also give additional directions regarding any special steps that may be deemed necessary, for the best interest of the child.

(4) No additional proceeding shall be instituted in respect of such child.

CHAPTER V

CHILD WELFARE COMMITTEE

Child Welfare
Committee.

27. (1) The State Government shall by notification in the Official Gazette constitute for every district, one or more Child Welfare Committees for exercising the powers and to discharge the duties conferred on such Committees in relation to children in need of care and protection under this Act and ensure that induction training and sensitisation of all members of the committee is provided within two months from the date of notification.

(2) The Committee shall consist of a Chairperson, and four other members as the State Government may think fit to appoint, of whom atleast one shall be a woman and another, an expert on the matters concerning children.

(3) The District Child Protection Unit shall provide a Secretary and other staff that may be required for secretarial support to the Committee for its effective functioning.

(4) No person shall be appointed as a member of the Committee unless such person has been actively involved in health, education or welfare activities pertaining to children for atleast seven years or is a practicing professional with a degree in child psychology or psychiatry or law or social work or sociology or human development.

(5) No person shall be appointed as a member unless he possesses such other qualifications as may be prescribed.

(6) No person shall be appointed for a period of more than three years as a member of the Committee.

J J Act 2015

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(7) The appointment of any member of the Committee shall be terminated by the State Government after making an inquiry, if—

- (i) he has been found guilty of misuse of power vested on him under this Act;
- (ii) he has been convicted of an offence involving moral turpitude and such conviction has not been reversed or he has not been granted full pardon in respect of such offence;
- (iii) he fails to attend the proceedings of the Committee consecutively for three months without any valid reason or he fails to attend less than three-fourths of the sittings in a year.

(8) The District Magistrate shall conduct a quarterly review of the functioning of the Committee.

2 of 1974.

(9) The Committee shall function as a Bench and shall have the powers conferred by the Code of Criminal Procedure, 1973 on a Metropolitan Magistrate or, as the case may be, a Judicial Magistrate of First Class.

(10) The District Magistrate shall be the grievances redressal authority for the Child Welfare Committee and anyone connected with the child, may file a petition before the District Magistrate, who shall consider and pass appropriate orders.

28. (1) The Committee shall meet at least twenty days in a month and shall observe such rules and procedures with regard to the transaction of business at its meetings, as may be prescribed. Procedure in relation to Committee.

(2) A visit to an existing child care institution by the Committee, to check its functioning and well being of children shall be considered as a sitting of the Committee.

(3) A child in need of care and protection may be produced before an individual member of the Committee for being placed in a Children's Home or fit person when the Committee is not in session.

(4) In the event of any difference of opinion among the members of the Committee at the time of taking any decision, the opinion of the majority shall prevail but where there is no such majority, the opinion of the Chairperson shall prevail.

(5) Subject to the provisions of sub-section (1), the Committee may act, notwithstanding the absence of any member of the Committee, and no order made by the Committee shall be invalid by reason only of the absence of any member during any stage of the proceeding:

Provided that there shall be at least three members present at the time of final disposal of the case.

29. (1) The Committee shall have the authority to dispose of cases for the care, protection, treatment, development and rehabilitation of children in need of care and protection, as well as to provide for their basic needs and protection. Powers of Committee.

(2) Where a Committee has been constituted for any area, such Committee shall, notwithstanding anything contained in any other law for the time being in force, but save as otherwise expressly provided in this Act, have the power to deal exclusively with all proceedings under this Act relating to children in need of care and protection.

30. The functions and responsibilities of the Committee shall include—

- (i) taking cognizance of and receiving the children produced before it;
 - (ii) conducting inquiry on all issues relating to and affecting the safety and well-being of the children under this Act;
 - (iii) directing the Child Welfare Officers or probation officers or District Child Protection Unit or non-governmental organisations to conduct social investigation and submit a report before the Committee;
- Functions and responsibilities of Committee.

(xi) *Principle of right to privacy and confidentiality*: Every child shall have a right to protection of his privacy and confidentiality, by all means and throughout the judicial process.

(xii) *Principle of institutionalisation as a measure of last resort*: A child shall be placed in institutional care as a step of last resort after making a reasonable inquiry.

(xiii) *Principle of repatriation and restoration*: Every child in the juvenile justice system shall have the right to be re-united with his family at the earliest and to be restored to the same socio-economic and cultural status that he was in, before coming under the purview of this Act, unless such restoration and repatriation is not in his best interest.

(xiv) *Principle of fresh start*: All past records of any child under the Juvenile Justice system should be erased except in special circumstances.

(xv) *Principle of diversion*: Measures for dealing with children in conflict with law without resorting to judicial proceedings shall be promoted unless it is in the best interest of the child or the society as a whole.

(xvi) *Principles of natural justice*: Basic procedural standards of fairness shall be adhered to, including the right to a fair hearing, rule against bias and the right to review, by all persons or bodies, acting in a judicial capacity under this Act.

CHAPTER III

JUVENILE JUSTICE BOARD

Juvenile
Justice Board.

4. (1) Notwithstanding anything contained in the Code of Criminal Procedure, 1973, the State Government shall, constitute for every district, one or more Juvenile Justice Boards for exercising the powers and discharging its functions relating to children in conflict with law under this Act. 2 of 1974.

(2) A Board shall consist of a Metropolitan Magistrate or a Judicial Magistrate of First Class not being Chief Metropolitan Magistrate or Chief Judicial Magistrate (hereinafter referred to as Principal Magistrate) with at least three years experience and two social workers selected in such manner as may be prescribed, of whom at least one shall be a woman, forming a Bench and every such Bench shall have the powers conferred by the Code of Criminal Procedure, 1973 on a Metropolitan Magistrate or, as the case may be, a Judicial Magistrate of First Class. 2 of 1974.

(3) No social worker shall be appointed as a member of the Board unless such person has been actively involved in health, education, or welfare activities pertaining to children for at least seven years or a practicing professional with a degree in child psychology, psychiatry, sociology or law.

(4) No person shall be eligible for selection as a member of the Board, if he —

(i) has any past record of violation of human rights or child rights;

(ii) has been convicted of an offence involving moral turpitude, and such conviction has not been reversed or has not been granted full pardon in respect of such offence;

(iii) has been removed or dismissed from service of the Central Government or a State Government or an undertaking or corporation owned or controlled by the Central Government or a State Government;

(iv) has ever indulged in child abuse or employment of child labour or any other violation of human rights or immoral act.

(5) The State Government shall ensure that induction training and sensitisation of all members including Principal Magistrate of the Board on care, protection, rehabilitation, legal provisions and justice for children, as may be prescribed, is provided within a period of sixty days from the date of appointment.

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Passport size
Photograph
self attested

Application for _____ (CWC /JJB)

1. Application's Name(in Block Letter) : _____
2. Father's Name(in Block Letter) : _____
3. Residential Address and Cont No. : _____

4. Date of Birth (DD/MM/YYYY) : _____
5. Gender : _____
6. Education Qualification : _____

Sr. No.	Board/University	Year of Passing	Percentage

7. Information/ documents regarding Educational and other Qualifications:

8. Experience, if any

Name of Organization	Designation	Nature of Duty	Period of Service	
			From	To

Declaration:

I, declare that I fulfill all the conditions of eligibility regarding **age limit and Education Qualification, Experience etc.,** for the post of **Chairperson/Members (CWC/JJB).**

I declare that all statements made in this application form are true, complete and correct to the best of my knowledge and belief. I understand that in the event of any information being found suppressed/ false or incorrect or negligibility being detected before or after the examination, my candidature /appointment is liable to be cancelled.

Dated:

(Signature of Candidate)

Unsigned application will be rejected

Note:

- Attach self attested copy of Birth/Education/Experience Certificate
- Prospective candidates may apply for the both the position, if eligible.