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GOVERNMENT OF KERALA

SOCIAL WELFARE (A) DEPARTMENT

**KERALA SPECIAL PENSION SCHEME FOR
THE PHYSICALLY HANDICAPPED AND DISABLED
AND MENTALLY RETARDED**

SCHEME AND RULES 1982
(with amendments issued upto 5-1-1988)



Government of Kerala
1988

PRINTED BY THE S. G. P. AT THE GOVERNMENT PRESS,
TRIVANDRUM, 1988



GOVERNMENT OF KERALA

Abstract

SOCIAL WELFARE—KERALA SPECIAL PENSION SCHEME FOR THE
PHYSICALLY HANDICAPPED AND DISABLED AND MENTALLY RETARDED
—APPROVAL OF AND ISSUE OF RULES—ORDERS ISSUED

LOCAL ADMINISTRATION AND SOCIAL WELFARE (E)
DEPARTMENT

G. O. (P) No. 154/82/LA&SWD. Dated, Trivandrum, 6th September, 1982.

Read.—1. G. O. (P) 1415/73/LA & SWD dated 3-8-1973.

2. Letter No. 8207/81/FB (A) 4 dated 10-6-1981 from the
Secretary, Board of Revenue.

ORDER

The problem of the Physically Handicapped and Disabled and Mentally Retarded persons in society is very acute. For giving these persons a better deal Government are pleased to approve a special pension scheme for them and issue the rules appended to this order for the administration of the scheme.

Government are also pleased to order as follows:—

(i) The category of “Physically disabled and handicapped destitutes” mentioned in rule 2 (ii) of the Kerala Destitute Pension Scheme issued as per the G. O. read as first paper above, will stand deleted with effect from 1-4-1982.

(ii) Those Physically Handicapped destitutes now receiving Rs. 55 p. m. will be paid an arrear of Rs. 20 (Rupees Twenty only) till they come to the new scheme of pension approved in this order, and

(iii) A new head of account will be opened for the new pension scheme for the physically handicapped and disabled and mentally retarded persons under "288 D—Social Welfare". The Board of Revenue will take immediate action on this score and to include provision in the budget.

By order of the Governor,
M. S. K. RAMASWAMI,
Special Secretary to Government.

To

The Secretary, Board of Revenue (LR).
The Director of Social Welfare.
All District Collectors.
The Accountant General (This issues with the concurrence of Finance Department).
The Finance Department (vide that Department U. O. No. 7949/Agri. C3/81/Fin., dated 29-1-1982 and No. 3677/AW-C3/82/Fin., dated 12-5-1982 and No. 6940/AW-C3/82/Fin., dated 3-8-1982).
The Chief Conservator of Forests, Trivandrum.
The Revenue Department.
The Director of Public Relations.

**RULES FOR SPECIAL PENSION SCHEME FOR THE PHYSICALLY
HANDICAPPED AND DISABLED AND MENTALLY
RETARDED PERSONS**

1. (i) These Rules may be called "The Kerala Special Pension Scheme to the Physically Handicapped and Disabled and Mentally Retarded Rules, 1982".

(ii) They shall come into force with effect from 1-4-1982.

2. *Object of the Scheme.*—The object of the scheme is to give pension to the physically handicapped and disabled persons who have no source of livelihood.

3. *Applicability of the Scheme.*—This scheme shall apply to physically handicapped and disabled and mentally retarded persons who are Keralites.

Note:—All persons who are residing within the Kerala State for a continuous period of not less than two years immediately preceding the date of application shall be treated as "Keralites" for the purpose of the Scheme.

4. *Definitions.*—In these rules unless the context otherwise requires:

(a) Collector, Revenue Divisional Officer, Tahsildar, Village Officer, Range Officer means the Officers so designated within their respective jurisdictions.

(b) "Physically handicapped and disabled person" means who is deaf or dumb or blind or Orthopaedically defective and without any source of income or has a nominal income below Rs. 75

Note:—(i) 'Orthopaedically Handicapped' are those who have a Physical defect or, deformity which causes interference with the normal functioning of bones, muscles or joints.

(ii) 'The Blind' are those who suffer from either of the following viz., (a) Total absence of sight (b) Visual activity not exceeding 6/60 or 20/200 (snellen) in the better eye even with corrective lenses or limitation of the fields of subtending an angle of 20 degrees or worse.

(c) 'The Deaf' are those in whom the sense of hearing is non-functional for ordinary purposes of life having hearing loss of more than 90 decibels in better ear.

(d) For the orthopaedically handicapped only persons with minimum of 40% disability on Mc Bride scale will be eligible for pension.

(e) 'Mentally Retarded' means those with permanent mental impairments including those of intelligence, memory and thought with a rated intelligence quotient (IQ) of less than 50.

5. Conditions for grant of Pension—

(i) Notwithstanding anything contained in these rules, no person shall be eligible for payment or continuous payment of pension if:—

(a) he/she resorts to habitual begging or

(b) he/she is admitted to a poor home run by or with the aid of the Government or a local authority.

Note:—(i) The word “begging” shall have the meaning assigned to it under the Law relating to prevention of begging for the time being in force.

(ii) No person shall be eligible for the pension if he/she is in receipt of any pension or grant-in-aid under any other welfare scheme instituted by the Central or State Government or by a Local Authority or by any organisation run with the aid of the Central or State Government or of a Local Authority.

Note:—*A physically handicapped and disabled persons in receipt of pension under the Kerala Destitute Pension Scheme will be eligible for pension under this Scheme if he submits his willingness to forego the destitute pension from the date of effect of sanctioning of this special pension. With the issue of these rules for payment of pension for the Physically Handicapped and Disabled Persons this Category will be taken out of the purview of the K. D. P. Scheme.

(c) A person whose income is more than Rs. 75 p.m. and also whose family income, i.e., income of mother/father/husband/wife/son** exceeding Rs. 300 p. m. shall not be eligible for pension.***

(d) A person, who is getting scholarship or any other allowances on the ground that he is handicapped shall not be eligible for pension.

(e) ****The disability as far as the Physically Handicapped are concerned, will be certified by the Medical Board for the Physically Handicapped constituted by Government. That of the mentally retarded will be certified by a Medical Officer not below the rank of an Assistant Surgeon in Government Service with Specialisation in Psychiatry.

*This stands amended as per G. O. (P) No. 108/83/LA&SWD dated 9-8-1983.

**Vide G. O. (P) No. 56/84/LA&SWD dated 5-3-1984.

***Two provisions since come into force. See G. O. (P) No. 160/84/LA&SWD dated 25-6-1984 and G. O. (P) No. 38/87/SWD dated 9-11-1987.

****This stands amended by G. O. (P) No. 108/83/LA&SWD dated 9-8-1983 and G. O. (Rt.) No. 485/84/HID dated 10-2-1984.

(f) Applications for Pension shall be filed by the person eligible for the pension or by his guardian and shall be accompanied by a certificate obtained from the authority referred to in para (c) above.

6. *Amount of pension.*—The amount of pension shall be Rs. 75 per mensem.

7. *Mode of application.*—

(a) Application for pension in Form I appended to these rules shall be submitted in duplicate to the Village Officer of the Village where the applicant or the beneficiary has been residing continuously for not less than one year on the date of application. The application may be in printed or in manuscript form.

(b) Application shall be submitted in the month of March, April and May of each year. Application received after this period need not be registered in the register of applications but shall be returned to the applicant with directions to submit at the appropriate time.

(c) The verification and sanction in respect of all applications received in a year shall be completed before 1st September of each year. The payment of pension shall be once in two months, namely the 1st week of January, March, May, July, September and November.

(d) In the case of an insane person or a person who is physically incapacitated to sign the application, the application shall be submitted by the guardian. In the case of an illiterate person, the thumb impression shall be taken.

(e) On the basis of the report received from the Tahsildar, the District Collector may grant extension, of time for verification and sanction upto 31st December of the year in deserving cases.

Note.—During 1982 the time limit for submission of applications shall be as notified by Government.

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8. *Procedure to be followed by Village Officer and Tahsildar.*—

(i) The Village Officer shall maintain a register of applications received for the grant of pension in Form No. IA and the Tahsildar shall maintain a register of applications for the grant of pension received from Village Officers in Form No. II appended to these rules. The Village Officer shall, on receipt of the application, scrutinise it and verify whether the entries are made properly. He will then register it in Form No. IA, note the register number on it, affix his seal, and forward one copy to the Tahsildar duly signed and dated immediately.

@@ See G. O. (P) No. 217/82/LA & SWD dated 16-12-1982 and G. O. (P) No. 13/83/LA & SWD dated 14-2-1983 and Circular No. 21560/M3/83/LA & SWD dated 3-5-1983 and Circular No. 34901/M3/83/LA & SWD dated 25-6-1983 and Circular No. 42723/M3/83/LA & SWD, dated 3-8-1983.

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Note—(a) The age of a person recorded in School records or Church records shall be presumed to be correct.

(b) The age of a person recorded in the National Register of Citizens shall be presumed to be correct unless and until the contrary is proved.

(c) In all other cases the Tahsildar shall exercise his discretion and decide on reasons to be recorded in writing which of the record should be relied upon in support of the age of the applicant.

(ii) The Village Officer shall complete enquiries within two months from the date of receipt of application and forward it with suitable recommendations to the Tahsildar.

(iii) The Tahsildar shall be the sanctioning authority. He shall consider each application with the recommendation of the Village Officer and on being satisfied that the applicant/beneficiary is eligible for the payment of pension, under these rules, sanction the pension. He may also, if necessary, conduct independent enquiries before sanctioning the pension. If the Village Officer's report on any application is not received within a period of three months, the pension shall be sanctioned provisionally and disbursed by the Tahsildar under intimation to the Village Officer. If however it is subsequently proved that the applicant/beneficiary is not eligible for pension, the Village Officer who failed to submit the verification report in time will be held responsible. The order passed on each application will be communicated by the Tahsildar to the applicant, to the Accountant General, Trivandrum, the Village Officer concerned in Form No. VIII appended to these rules.

Note—In the case of members of the Scheduled Tribes residing in reserve forest areas, the application for pension shall be submitted to the concerned Range Officer of the Forest Department. In such cases the Range Officer will perform the same functions as that of the Village Officer. In the case of applications to be recommended by the Range Officer, the Tahsildar need not conduct any independent enquiry through Village Officers.

(iv) The Tahsildar and the Village Officer/Range Officer shall maintain a register showing the names of persons to whom pension is sanctioned in Form No. III appended to these Rules.

Note—The pension sanctioned will have effect from the first of the month in which it is sanctioned.

9. *Mode of disbursements*—

(i) The amount of pension sanctioned, will be remitted by the Tahsildar to the pensioner by money order without deducting the commission. But when the money order has been returned due to the fault

of the pensioner (e.g.—Due to the change of the address of the pensioner which has not been communicated to the Tahsildar in time) the M. O. Commission in sending pension a second time shall be borne by the pensioner. In such cases the amount of pension need be sent after deducting the M. O. Commission.

(ii) Where the applicant who is eligible for the pension under, the scheme happens to be insane or of unsound mind, or a minor* efforts should be made to appoint a guardian for him and pension shall be given to the guardian so nominated by the Tahsildar. Persons of good character and antecedents shall be selected as guardians by the Tahsildar. Before the person is sanctioned, an agreement in Form No. IV appended to these rules shall be executed by the guardian undertaking to support the insane applicant. The agreement should be on stamp paper of the proper value.

(iii) The Tahsildar shall watch the disbursement of pension by maintaining a register in Form No. VII appended to these rules.

10. *Intimation regarding change of residence.*—

(i) The pensioner shall intimate in writing any change in his address to the Tahsildar concerned.

(ii) If a pensioner changes his residence to another Taluk within the State, the Tahsildar who granted the pension shall furnish the details of the pensioner to the Tahsildar of the Taluk to which he has shifted his residence and the latter shall file such intimation properly. Pension will be granted under these rules only after verification of such intimation.

(iii) If a pensioner leaves the State and continues to live in another State the person leaving the State shall be granted pension for a further period of six months provided he or the guardians intimate the change of residence explaining the purpose within 30 days to the Tahsildar, i.e., the sanctioning authority. If they return to the Home State, say within a period of one or two years his pension shall be revived from the month on which he returns to the Home State.

11. *Appeal*:—(a) An appeal against the order passed by the Tahsildar shall lie to the Revenue Divisional Officer. The appeal shall be filed within thirty days from the date of receipt of the Tahsildar's order and shall be accompanied by copy of the orders appealed against.

(b) The Revenue Divisional Officer shall enter all such applications in the register of appeals in Form No. V. appended to these rules. He shall enquire into the points raised in the appeal petition and pass final orders within one month from the date of receipt of the appeal petition in his office. He shall specify in his order on the appeal petition the date from which it shall take effect.

*Vide G. O. (P) No. 126/84/LA & SWD dated 11-5-1984. See also G. O. (P) No. 1/88/SWD dated 5-1-1988.

Note:—Application or appeal under these rules shall be exempt from the payment of Court Fee.

12. Power to Review and Revision:—

Any pension granted under these rules shall be liable to cancellation or modification if it is found that it was granted on misrepresentation or mistake of fact or on account of fraud or any procedural irregularity or any change in the pensioner's personal income. The Tahsildar or the Revenue Divisional Officer or any authority superior to these officers will be competent to order such cancellation or modification. No such cancellation or modification shall be ordered without giving an opportunity to the person who will be affected by such order, to show cause against such order.

The person affected by such order shall not be liable for refund of any amount received by way of pension.

Note:—The officer who conducts defective enquiries which result in fraudulent payment or payment to undeserving persons shall be held responsible for such payments and the loss sustained by Government on this account is liable to be recovered from him.

13. Duty of Village Officer|Range Officer:—

If a pensioner dies, the Village Officer|Range Officer shall report the fact to the Tahsildar soon after the death occurs. He shall also make a note of the fact of death in red ink in the register of pension maintained in the Village Office|Range Office.

14. Verification of eligibility of Pensioner:—

The Tahsildar shall conduct a half yearly verification whether the pensioner continued to be eligible for the pension and submit a report to the Collector by the 20th of May and November every year.

15. Pension shall cease to be payable from the month in which the pensioner dies or the month in which the fact the pensioner has ceased to be non-eligible for the pension is known.

16. Arrears of pension consequent on the death of a pensioner shall on all deserving cases be granted. The discretion in this regard shall vest with the Tahsildar.

17. Pension under this Scheme shall not be liable to attachment under any process of law.

18. The Board of Revenue will be in over all charge of the scheme and necessary instructions in regard to its proper enforcement shall be issued by the Board of Revenue from time to time.

19. The Accounting procedure:

The Accounting procedure annexed to these rules shall be followed in accounting transactions relating to the pension.

20. Miscellaneous:

The category of Physically Disabled/Handicapped Destitutes occuring in clause (ii) of rule 2 under the K.D.P. Scheme is deleted.

(ii) The Physically Disabled/Handicapped Destitute hitherto getting pension under the rule 2 (ii) of the K.D.P. Scheme at the rate of Rs. 55 p. m. shall be paid only an arrears of Rs. 20 p. m. till they come to the new scheme approved in this scheme.

ഫാറം നമ്പർ 1

[ചട്ടം 7 (എ) നോക്കുക]

വികലാംഗർക്കുള്ള സ്പെഷ്യൽ പെൻഷൻ അപേക്ഷാ ഫാറം

1. അപേക്ഷകന്റെ പേരും പൂർണ്ണമായ മേൽ വിലാസവും..
2. വയസ്സ്:
3. ടി സ്മലത്ത് എത്രകാലമായി താമസിക്കുന്നു:
4. അപേക്ഷകൻ ബുദ്ധി സ്മിരതയില്ലാത്തവൻ ആണെങ്കിൽ രക്ഷകർത്താവിന്റെ പേരും പൂർണ്ണമായ മേൽവിലാസവും.:
5. പ്രതിജ്ഞ:
 - (1) എന്റെ കാലയാപനത്തിനു യാതൊരു മാർഗ്ഗവും ഇല്ല.
 - (2) താഴെ വിവരിക്കുന്ന ബന്ധുക്കൾ എനിക്കുണ്ട്.
അച്ഛൻ/അമ്മ/ഭർത്താവ്/ഭാര്യ/മകൻ
 - (3) മുകളിൽ വിവരിച്ചിട്ടുള്ള ബന്ധുക്കളിൽ ആർക്കും പ്രതിമാസം..... രൂപയിൽ കവിഞ്ഞു വരുമാനമില്ല.
 - (4) ഞാൻ കേരളീയനാണ്.
 - (5) ഗവൺമെന്റിൽ നിന്നോ മറ്റു സ്മാപനങ്ങളിൽ നിന്നോ എനിക്കു തുടർച്ചയായി ധനസഹായം യാതൊന്നും ലഭിക്കുന്നില്ല.
 - (6) മുകളിൽ പറഞ്ഞിരിക്കുന്ന വ്യവസ്ഥകൾ എല്ലാം സത്യമാണ്.

സ്മലം:

അപേക്ഷകന്റെ ഒപ്പ്/വിരലടയാളം

തീയതി:

രക്ഷകർത്താവിന്റെ ഒപ്പ്/വിരലടയാളം

6. അന്വേഷണ റിപ്പോർട്ട്:

വില്ലേജാഫീസർ

7. തഹശീൽദാരുടെ ഉത്തരവ്.

തഹശീൽദാർ

Annexure

Accounting procedure in respect of the Special Pension Scheme for the Physically Handicapped and Disabled Persons.

PART A

1. Classification of the Expenditure on the pension and M. O. Commission will be as follows:—

Item	Major Head	Minor Head	Detailed Head
Pension	288 Social Security and Welfare Social Security and Welfare Programme	(b) Pension under Social Security Schemes.	3—Special Pension for the Physically Handicapped and Disabled
M. O. Commission	do.	do.	do. other charges

2. The Collector will be responsible to render the necessary monthly and annual accounts to the Accountant General.
3. The cheques drawn remittances into Treasuries on account of this scheme will be accounted for in the cash books of the disbursing officer under the head "Special Pension Scheme to the Physically Handicapped and disabled persons—cheques remittance into Treasuries under M—remittances-832—(g) Miscellaneous Remittances".
4. The Tahsildar will be the disbursing authority in respect of the scheme.
5. The Tahsildar should maintain cash book in respect of this scheme. All cheques drawn and money returned by postmen will be brought to account in the cash book on the receipt side. When the cheque is made over to the postmaster with money order form the payments should accounted for in the Cash Book debiting the expenditure to the pension Head for the amount of pension.
6. The Tahsildar should close the cash book each month on the last day and send an extract of cash book together with the following schedules to the Collector.
 - (i) Schedule of cheques drawn.
 - (ii) Schedule of remittances into Treasuries.
 - (iii) Schedule of undisbursed pensions returned by postman (with items taken as credit to Revenue Head and items taken as minus debit to service Head grouped and totalled separately).

(iv) Monthly Account in Form VI appended to these Rules, in respect of the disbursement for the month.

7. The Collectors should render a single monthly account to the Accountant General in respect of the entire transactions relating to the scheme. The Accounts for the month should be send so as to reach the Accountant General on or before 15th of the succeeding month. It should be, supported with the following schedule and certificates. Each schedule should contain item-wise details of the transactions working upto the total under each head of account as posted in the monthly account.

(a) Schedules.

(i) Schedule of pension.

(ii) Schedule of cheques drawn.

(iii) Schedule of remittance into Treasury.

(iv) Schedule of undisbursed pensions returned by the Postal Department (with items taken as credit to Revenue Head and items taken as minus debit to Service Head grouped and totalled separately).

(v) Schedule of closing cash balance.

(b) Certificates to be furnished by the Collectors.

(i) Certified that the lump sum shown against each item in the monthly account agrees with the details as per subsidiary records maintained by me and with the statements and other returns received from the Tahsildar.

(ii) Certified that I have obtained certificates of cancellation of payees acknowledgement from the Tahsildar.

8. (a) As soon after the expiry of the month as possible, a monthly settlement should be effected with the Treasuries in respect of the transaction with them, of the entire District relating to this scheme.

(b) For payments into treasuries, consolidated receipts should be prepared for the whole remittance made at each Treasury and sent to the Treasury Officer for signature in the form given below:

CONSOLIDATED TREASURY RECEIPT

Received from the District Collector.....
 a sum of Rs..... (in words).....
 for credit to special pension scheme for the physically
 handicapped and disabled remittances during..... Rs.....
 (in figures)..... certified that the amount for which C.T.R.
 is furnished agrees with the amount credited in the Treasury
 Accounts except for the difference of Rs..... which explained
 below:

(i) Rs..... difference shown in the previous month since
 adjusted in the Treasury Accounts in this month.

(ii) Rs..... under reconciliation and will be adjusted in
 the next months accounts.

Dated.....19..

District Treasury Officer.

(iii) For cheques drawn, the pass books, duly completed for
 the month, should be obtained from the Treasury Officers with the
 certificates of issues from treasuries which are prepared in the
 form reproduced below, and their agreement with cash books of the
 District should be effected in schedule of monthly settlement with
 Treasuries which also gives details of the differences.

"I hereby certify that the total issues made from this treasury
 on cheques drawn again the accounts of Sri..... District
 Collector during.....19..... amount to Rs..... (in words).

Note:—The pass book or list of cheques cashed is written up in
 form T.R. 79 of the Kerala Treasury Code Volume II by a
 subordinate other than the one who handled the cash. It
 should remain in the Taluk Office as an account record of
 the Office and sent to the treasury periodically on fixed
 dates (at weekly intervals in the case of the Treasury at
 the District Headquarters) to be written up. The identity
 and amounts of the cheques entered as cashed should be
 examined at the earliest opportunity, the pass book being
 initialled (and dated) by the Tahsildar in token of the
 check.

9. A sample monthly account duly posted is given in Part B.
10. A form for schedule of monthly settlement with Treasuries
 is given in Part 'C'.

PART B

Monthly account of the District Collector.....
for pensions Under Special pension solicite for the physically handicapped and disabled for the month of.....

Sl. No.	Particulars	Amount Rs.	Classification	Sl. No.	Particulars	Amount Rs.	Classification
	Opening Balance	100.00		I	Pension paid by M.Os.,	10,000.00	288 E (b) 3- Spl. pension for the physically handicapped and disabled.
I	Undisbursed pension returned by postman		288E (b) 3 Spl. pension for the physically handicapped and disabled				
	(a) Those relating to current year	20.00					
	(b) Those relating to previous year	30.00	088 Social Security and Welfare (c) other receipts.				
II	Cheques drawn during the month	10,150.00	M. Remittances 882 (g) Misc. Remittances. Special pension for physically handicapped and disabled remittance cheques	II	Money Order Commission	110.00	288 (E) (b) 3 other charges.
				III	Remittances of undisbursed into Treasury	80.00	M. Remittance 882 (g) Misc. Remittances, Special pension for Physically handicapped and disabled remittance in to Treasury.
				IV	Closing Balance	20.00	
		<u>10,210.00</u>				<u>10,210.00</u>	

PART C

Schedule of monthly settlement with Treasuries
(Referred to in para 8 of Annexure)

I. CASH REMITTED AND ACKNOWLEDGED

Amount

1. Difference brought over as per
line 5 of last months' memo
2. Cash remitted during the month
as per schedule of remittances
into Treasuries
3. Total
4. Amounts acknowledged by the
Treasuries as per consolidated
receipts attached
5. *Difference

*(1) Full details of chalan should be furnished either on the back of the schedule or in a separate statement attached to the schedule.

(2) Action taken to rectify misclassification should be furnished.

FORM No. I A

[See Rule 8 (i)]

Register of application under the Special Pension Scheme for the Physically Handicapped and Disabled Persons received by Village Officers

Sl. No.	Date of receipt of application	Name and full address of the applicant/ Beneficiary	Date on which copy of application was sent to the Tahsildar	Date on which application with report of Village Officer was sent to Tahsildar	List of report (whether recommended, if not reason therefor)	Initials of Village Officer with date	Remarks
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)

FORM No. II

[See Rule 3(i)]

Register of applications received under the Special Pension Scheme for the Physically Handicapped and Disabled Persons

Sl. No.	Date of receipt of application	Name and full address of the applicant	Date of reference for verification	Date of receipt of verification report	Nature of disposal	Date of disposal	Initials	Remarks
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)

FORM No. III

[See Rule 8 (iv)]

Register showing names of persons to whom pension is sanctioned under the Special Pension Scheme for the Physically Handicapped and Disabled Persons

Sl. No.	Name and full address of pensioner	Amount of pension	Date from which payable	No. and date of sanction order	Date of termination of pension (The date should be filled up in red ink as and when pension terminates by death or otherwise)	Account No. allotted to the pensioner	Remarks
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)

FORM No. IV

[See Rule 9 (ii)]

FORM OF AGREEMENT

Agreement executed this the date of one thousand nine hundred and eighty between (hereinafter called "the guardian") of the one part and the Governor of Kerala (Hereinafter called "the Government") of the other part.

Whereas Shri (hereinafter called "the pensioner") who is insane of unsound state of mind has applied for the grant of pension under the Kerala Special Pension Scheme for the Physically Handicapped and Disabled Rules 1982 whereas the guardian has put in an application to Government requesting that the pension payable to the Pensioner may be paid to the guardian and agreeing to support the pensioner;

And whereas the Government have appointed Shri as the guardian of the pensioner to receive the said pension and to support the pensioner with the said pension amount.

Now these presents witness and it is hereby agreed as follows:

1. In consideration of the sum of agreed to be paid to the guardian per mensem with effect from as pension payable to the pensioner to support the pensioner.

(a) The guardian hereby agrees to support the pensioner, so long as the guardian receives the pension, utilising the full amount of the said pension for the said purpose of supporting the pensioner.

(b) The guardian agrees that the pension amount shall be utilised only for the benefit of the pensioner and for no other purpose.

2. If the guardian fails to support the pensioner, it shall lawful for the Government to stop payment of the pension to him, to remove him from the guardianship and to appoint another in his place.

3. The guardian agrees that in case he fails to support the pensioner or in case he fails to utilise the full amount of pension to the benefit of the pensioner, or commits breach of all or any of the terms and conditions herein contained, any part or whole of the amount so received by him along with such further sum not exceeding Rs. 200 (Rupees two hundred only) as may be fixed by the

Government towards damages shall be recovered from the guardian and his Properties movable and immovable under the provisions of the Revenue Recovery Act for the time being in force as though they are arrears of land revenue and/or in any other manner as the Government may deem fit.

Notwithstanding anything herein contained it is hereby expressly agreed that in case any doubt or dispute arises regarding the question whether the guardian has utilised the whole or any part of the pension amount for the benefit of the pensioner or regarding the amount to be recovered from the guardian or regarding any other manner under or by virtue of this agreement, the decision of the Government thereon shall to final and legally binding on the guardian.

In witness whereof Shri.....
Tahsildar on behalf of Governor and Shri.....
the guardian have hereunder set their hands the day and year first above written.

Signed by Shri.....

Tahsildar,

In the presence of witnesses:

1.

2.

Signed by Shri.....guardian

In the presence of witnesses:

1.

2.

FORM No. V

[(See Rule 11 (b)]

Register of appeal petitions received under the Special Pension Scheme
for the Physically Handicapped and Disabled Persons

Sl. No.	Date of receipt of application	Name and full address of the applicant	No. and date of the order against which appeal is preferred	No. and date of final order of the Revenue Divisional Officer	Whether appeal rejected or allowed	Remarks
(1)	(2)	(3)	()	(5)	(6)	(7)

FORM No. VIII

(Forms of Sanction)

Proceedings of the Tahsildar

Special pension scheme for the Physically Handicapped and Disabled
Persons (vide G.O.....)

No.....

Place.....

Date.....

The Tahsildar.....
has been pleased to sanction a pension to Shri/Smt.....
payable at.....p.m., with effect from.....

2. The Account No. allotted to him/her
is.....

3. The pension will be payable subject to satisfaction of the conditions
laid down in the Rules cited and is liable to cancellation or modification in
accordance therewith.

Tahsildar.

To

Shri/Smt.....
Copy to Accountant General, Kerala, Trivandrum.
District Collector.....
Village Officer.....

Kerala Gazette No. 51 dated 28th December, 1982.

PART I



GOVERNMENT OF KERALA

Abstract

**SOCIAL WELFARE KERALA SPECIAL PENSION SCHEME FOR THE
PHYSICALLY HANDICAPPED AND DISABLED AND MENTALLY
RETARDED TIME FOR FILING APPLICATION DURING
1982-83 ORDERS ISSUED**

**LOCAL ADMINISTRATION AND SOCIAL WELFARE
(M) DEPARTMENT.**

G. O. (P) No. 217/82/|LA & SWD.

Dated, Trivandrum, 16th December 1982.

Read.—(1) G. O. (P) 154/82/|LA & SWD dated 6-9-1982.

(2) Letter No. K. Dis. 19140/82/|F.B(A) dated 15-11-1982
from the Secretary, Board of Revenue.

ORDER

As per the note incorporated under rule 7 of the rules for the Special Pension Scheme for the Physically Handicapped and disabled and mentally retarded persons issued in the Government Order read above, Government are pleased to prescribe a period of one month from 20-12-1982 to 19-1-1983 for applying for pension under the scheme.

By order of the Governor,

M. S. K. RAMASWAMY,

Special Secretary to Government.

To

The Secretary, Board of Revenue, Trivandrum.

All District Collectors.

All Tahsildars.

The Revenue Department.

The Director of Social Welfare.

The Chief Conservator of Forests, Trivandrum.

The Director of Public Relations.

GOVERNMENT OF KERALA

Abstract

SOCIAL WELFARE—KERALA SPECIAL PENSION SCHEME FOR THE
PHYSICALLY HANDICAPPED AND MENTALLY RETARDED—
TIME FOR FILING APPLICATION DURING 1982-83—
EXTENSION—ORDERS ISSUED

LOCAL ADMINISTRATION AND SOCIAL WELFARE (M)
DEPARTMENT

G. O. (P) 13/83/LA & SWD. Dated, Trivandrum, 14th February, 1983.

- Read:—1. G. O. (P) No. 154/82/LA & SWD dated 6-9-1982.
2. G. O. (P) No. 217/82/LA & SWD dated 16-12-1982.
3. T. P. Message from the District Collector, Kozhikode.

ORDER

In continuation of the orders issued as per the Government Order read as 2nd paper above Government are pleased to extend the last date for receipt of applications for disabled pension for 1982 under the Kerala Special Pension Scheme for the disabled, up to 28-2-1983.

By order of the Governor,
M. J. JOHNYKUTTY,
Under Secretary.

To
The Secretary, Board of Revenue.
All District Collectors, etc.

GOVERNMENT OF KERALA

No. 21560/M3/83/LA & SWD. Local Administration & Social Welfare
(M) Department, Trivandrum,
Dated, 3-5-1983.

CIRCULAR

Sub:—Social Welfare—Kerala Special Pension Scheme for the physically
handicapped and disabled and mentally retarded—Production of
Medical Certificate—Clarification Issued.

Ref:—G. O. (P) No. 154/82/LA & SWD dated 6-9-1982.

As per the Government order read above, Government have issued orders regarding the Special Pension Scheme for the physically handicapped and mentally retarded. It was interalia ordered

3/1425/MC

that a physically handicapped and disabled person in receipt of pension under the Kerala Destitute Pension Scheme will be eligible for pension under the new pension scheme if he submits his willingness to forgo the destitute pension from the date of effect of sanctioning of the Special Pension.

Government have since received complaints from the physically handicapped persons that fresh medical certificates are insisted on by authorities in the case of those who are receiving pension under the Kerala Destitute Pension Scheme, for coming over to the new scheme. Government wish to clarify that no fresh medical certificates are required in such cases if those persons had already furnished medical certificates for receipt of pension under the Kerala Destitute Pension Scheme.

The time for filing applications for pension under the Special Pension Scheme for 1983 is extended till the end of June, 1983.

N. GOPINATHAN NAIR,
Joint Secretary.

To
The Secretary, Board of Revenue.
All District Collectors, etc.

GOVERNMENT OF KERALA

No. 34901/M3/83/LA & SWD. Local Administration & Social Welfare
(M) Department, Trivandrum,
Dated, 25-6-1983.

CIRCULAR

Sub:—Social Welfare—Kerala Special Pension Scheme for the Physically Handicapped and Mentally Retarded and Disabled—
Time for filing application extended.

- Ref:*—1. G. O. (P) 154/82/LA & SWD dated 6-9-1982.
2. Circular No. 21560/M3/83 dated 3-5-1983.

The time for filing applications for pension under the Special Pension Scheme is extended till 31-7-1983.

N. GOPINATHAN NAIR,
Joint Secretary.

Copy to
The Secretary, Board of Revenue,
All District Collectors, etc.

GOVERNMENT OF KERALA

No. 42723/M3/83/LA & SWD. Local Administration & Social Welfare
(M) Department, Trivandrum,
Dated, 3-8-1983.

CIRCULAR

Sub:—Social Welfare—Kerala Special Pension Scheme for the
Physically Handicapped and Mentally Retarded and Disabled—
Time for filing application extended.

Ref:—1. G. O. (P) 154/82/LA & SWD dated 6-9-1982.
2. Circular No. 34901/M3/83 dated 25-6-1983.

The time for filing applications for pension under the Special Pension Scheme is further extended upto 31-8-1983.

M. S. K. RAMASWAMY,
Secretary.

Copy to:

1. The Secretary, Board of Revenue.
2. All District Collectors.
3. All Tahsildars.
4. The Director of Public Relations for giving wide publicity.
5. The Director of Social Welfare.
6. The Private Secretary to Minister (Co-operation).
7. The Confidential Assistant to Special Secretary, Local Administration & Social Welfare Department.

GOVERNMENT OF KERALA

Abstract

SOCIAL WELFARE—KERALA SPECIAL PENSION SCHEME FOR THE
PHYSICALLY HANDICAPPED AND DISABLED AND MENTALLY
RETARDED— AMENDMENT TO RULES—ISSUED

**LOCAL ADMINISTRATION AND SOCIAL WELFARE (M)
DEPARTMENT**

G. O. (P) No. 108/83/LA & SWD. Dated, Trivandrum, 9th August, 1983.

Read:—1. G. O. (P) 154/82/LA & SWD dated 6-9-1982.
2. Circular No. 21560/M3/83/LA & SWD dated 3-5-1983.
3. Circular No. 42723/M3/83/LA & SWD dated 3-8-1983.
4. Correspondence resting with Letter No. FB (A) 4-12146/83
dated 5-7-1983.

ORDER.

Government are pleased to issue the following notification:

NOTIFICATION

Government of Kerala hereby make the following amendments to the rules for the Kerala Special Pension Schemes for the Physically Handicapped, Disabled and Mentally Retarded issued in G. O. (P) 154/82/LA & SWD dated 6-9-1982, namely:—

AMENDMENTS

1. In the said rules the Note below Note (ii) to clause (b) of Sub-rule (i) of rule 5 shall be deleted and the following Notes shall be incorporated as Note (iii) and Note (iv).

Note.—(iii) with the issue of these Rules, the Physically handicapped and disabled persons will be taken away from the purview of the Kerala Destitute Pension Scheme and will automatically come under this scheme.

Note.—(iv) those pensioners who have not already produced any medical certificate at the time of sanctioning pension under Kerala Destitute Pension Scheme shall produce a Medical Certificate as required under this scheme and those existing pensioners who do not produce Medical Certificate as above will continue to enjoy pension at the rate they would have been eligible under the Kerala Destitute Pension Scheme had they continued to be governed by those Rules.

2. For Clause (e) under rule 5, the following shall be substituted:

The disability as far as the Physically Handicapped Persons are concerned shall be certified by the concerned specialist Doctor (Orthopaedic/Physical Medicine/Ophthalmology/E.N.T.) and the Certificate will be duly countersigned by the Superintendent, Medical College Hospital/District Hospital. The Certificate to a mentally retarded person will be issued by a Medical Officer not below the rank of an Assistant Surgeon with specialisation in Psychiatry in Government Service.

By order of the Governor,

M. S. K. RAMASWAMY,

Special Secretary to Government.

To

The Secretary, Board of Revenue.
The Director of Social Welfare etc.

GOVERNMENT OF KERALA

Abstract

ISSUANCE OF CERTIFICATES TO THE PHYSICALLY HANDICAPPED—
PROCEDURE SIMPLIFIED—ORDERS ISSUED

HEALTH (G) DEPARTMENT

G. O. Rt. No. 485/84/HD. *Dated, Trivandrum, 10th February, 1984.*

- Read:—*1. G. O. Rt. No. 2074/80/HD, dated 26-7-1980.
2. G. O. (P) No. 108/83/LA & SWD dated 9-8-1983.
3. Letter No. M6-105069/83/DHS, dated 8-11-1983 from the Director of Health Services.

ORDER

Government have examined the difficulties of the physically handicapped persons in getting medical certificates and are pleased to delegate the power to the Medical Officers in-charge in Taluk Headquarters Hospitals, to issue Medical Certificates to physically handicapped persons.

By order of the Governor,
K. P. KRISHNAN NAIR,
Deputy Secretary.

To

The Director of Health Services.
The Principals of all Medical Colleges.
The Superintendent of all Medical Colleges.
All District Medical Officers (Health).
The Superintendent of all District Hospitals.
The Local Administration and Social Welfare Department.
(Vide U. O. Note 46916/M3/83/LA & SWD dated 26-8-1983).
The Superintendent of all Taluk Headquarters Hospitals.
The Director of Public Relations.
The Director of Social Welfare.
The Finance Department.

GOVERNMENT OF KERALA

Abstract

SOCIAL WELFARE—KERALA SPECIAL PENSION SCHEME FOR THE PHYSICALLY HANDICAPPED AND DISABLED AND MENTALLY RETARDED—AMENDMENT TO RULES—ORDERS ISSUED

LOCAL ADMINISTRATION AND SOCIAL WELFARE (M)
DEPARTMENT

G. O. (P) 56/84, LA & SWD. Dated, Trivandrum, 5th March, 1984.

- Read:—1. G. O. (P) 154/82/LA & SWD dated 6-9-1982.
2. G. O. (P) 217/82/LA & SWD dated 16-12-1982.
3. G. O. (P) No. 13/83/LA & SWD dated 14-2-1983.
4. Circular No. 21560/M3/83/LA & SWD dated 3-5-1983.
5. Circular No. 34901/M3/83/LA & SWD dated 25-6-1983.
6. Circular No. 42723/M3/83/LA & SWD dated 3-8-1983.
7. G. O. (P) 108/83/LA & SWD dated 8-8-1983.
8. Correspondence resting with letter No. F. B. (A) 4-12697/83 dated 15-8-1983 from the Secretary, Board of Revenue.

ORDER

Government are pleased to issue the following notification:

NOTIFICATION

Government of Kerala hereby make the following amendment to the rules for the Kerala Special Pension Scheme for the Physically Handicapped and Disabled and Mentally Retarded namely:—

AMENDMENT

In the said rule in rule 5 (C) the following shall be inserted after the word "wife" and before the word "exceeding" "Son".

By order of the Governor,
P. R. PADMANABHAN,
Joint Secretary.

To

1. The Secretary, Board of Revenue.
2. All District Collectors.
3. All Tahsildars.
4. The Accountant General, Kerala.
5. Chief Conservator of Forests, Trivandrum.
6. The Director of Social Welfare, Trivandrum.
7. Director of Public Relations.
8. The Revenue Department.
9. The Managing Director, Kerala State Handicapped Persons' Welfare Corporation.

GOVERNMENT OF KERALA

Abstract

SOCIAL WELFARE—KERALA SPECIAL PENSION SCHEME FOR THE PHYSICALLY HANDICAPPED AND MENTALLY RETARDED—AMENDMENT TO RULES—ORDERS ISSUED

LOCAL ADMINISTRATION AND SOCIAL WELFARE (M)
DEPARTMENT

G. O. (P) 126/84/LA & SWD.

Dated, Trivandrum, 11th May, 1984.

- Read:—
1. G. O. (P) 154/82/LA & SWD dated 6-9-1982.
 2. G. O. (P) 217/82/LA & SWD dated 16-12-1982.
 3. G. O. (P) 13/83/LA & SWD dated 14-2-1983.
 4. Circular No. 21560/M3/83/LA & SWD dated 3-5-1983.
 5. Circular No. 34901/M3/83/LA & SWD dated 25-6-1983.
 6. Circular No. 42723/M3/83/LA & SWD dated 3-8-1983.
 7. G. O. (P) 108/83/LA & SWD dated 8-8-1983.
 8. G. O. (P) 56/84/LA & SWD dated 5-3-1984.
 9. Letter No. F. B. (A) H 18332/83 dated 27-1-1984 from the Secretary, Board of Revenue.

ORDER

Government are pleased to issue the following Notification.

NOTIFICATION

Government of Kerala hereby make the following amendment to the rules for the Kerala Special Pension Scheme for the Physically Handicapped and Disabled and Mentally Retarded issued in G. O. (P) 154/82/LA & SWD dated 6-9-1982, namely:

AMENDMENT

In the said rules, in rule 9 (ii) the words given below shall be inserted after the words "of unsound mind" and before the word "efforts".

'a minor'

By order of the Governor,

V. R. PADMANABHAN,

Joint Secretary.

Copy to:

1. The Secretary, Board of Revenue.
2. All District Collectors.
3. All Tahsildars.
4. The Accountant General, Kerala.
5. The Chief Conservator of Forest.
6. The Director of Social Welfare.
7. The Director of Public Relations.
8. The Revenue Department.
9. The Managing Director, Kerala State Handicapped Persons' Welfare Corporation Ltd., Trivandrum.

GOVERNMENT OF KERALA,

Abstract

SOCIAL WELFARE—KERALA SPECIAL PENSION SCHEME FOR THE
PHYSICALLY HANDICAPPED AND DISABLED AND MENTALLY
RETARDED— AMENDMENT TO RULES—ISSUED

LOCAL ADMINISTRATION AND SOCIAL WELFARE (M)
DEPARTMENT

G. O. (P) 160/84/LA & SWD. *Dated, Trivandrum, 25th June, 1984.*

- Read:—*1. G. O. (P) 154/82/LA & SWD dated 6-9-1982.
2. G. O. (P) 13/83/LA & SWD dated 14-2-1983.
3. Circular No. 34901/M3/LA & SWD dated 25-6-1983.
4. G. O. (P) 108/83/LA & SWD dated 9-8-1983.
5. G. O. (P) 56/84/LA & SWD dated 5-3-1984.
6. G. O. (P) 126/84/LA & SWD dated 11-5-1984.
7. Letter No. (K. Dis.) 21763/83/FBA/4 dated 13-12-1983 from
the Secretary, Board of Revenue.

ORDER

Government are pleased to issue the following Notification:

NOTIFICATION

Government of Kerala hereby make the following amendment to the rules for Kerala Special Pension Scheme for the Physically Handicapped and Disabled and Mentally Retarded issued in G. O. (P) 154/82/LA & SWD dated 6-9-1982.

AMENDMENT

In the said rules, under rule 5 (i) (c) the following proviso shall be added namely:—

“Provided that for computing the family income, the income of other members of the family by way of pension under any other Social Welfare Schemes shall not be taken into account.

By order of the Governor,

V. R. PADMANABHAN,

Joint Secretary.

Copy to:

1. The Secretary, Board of Revenue.
2. All District Collectors.
3. All Tahsildars.
4. The Director of Social Welfare.
5. The Accountant General, Kerala.
6. The Revenue Department.
7. The Managing Director, Kerala State Handicapped Persons' Welfare Corporation Ltd.

GOVERNMENT OF KERALA

Abstract

SOCIAL WELFARE—KERALA SPECIAL PENSION SCHEME FOR THE PHYSICALLY HANDICAPPED AND DISABLED AND MENTALLY RETARDED—AMENDMENT TO RULES—ISSUED

SOCIAL WELFARE (A) DEPARTMENT

G. O. (P) No. 38/87/SWD. Dated, Trivandrum, 9th November, 1987.

1. G. O. (P) No. 154/82/LA & SWD dated 6-9-1982.
2. Letter No. FBA4-5007/87 dated 13-3-1987 from the Secretary, Board of Revenue, Trivandrum.

ORDER

Government are pleased to make the following amendment to the Rules for the Kerala Special Pension Schemes for the Physically Handicapped and Disabled and Mentally Retarded issued in G. O. (P) No. 154/82/LA & SWD dated 6-9-1982, namely:—

AMENDMENT

Under Rule 5(i) (c) of the said Rules, a further proviso shall read as follows:—

“Provided that he/she will be deemed to be a destitute if the is convinced on detailed enquiry and for reasons to be recorded of the relatives of the above categories looks after him/her that relative has a monthly income of more than Rs. 300”.

By order of the Governor

A. S. PADMAVATHY,
Additional Secretary to Government

To

- The Secretary, Board of Revenue (LR), Trivandrum.
- The Director of Social Welfare, Trivandrum.
- All District Collectors.
- All Revenue Divisional Officers.
- All Tahsildars.
- The Accountant General (Audit), Kerala, Trivandrum (This issues with the concurrence of Finance Department).
- The Finance Department (Vide U. O. No. 4400/AWC3/87/Fin., dated 31-7-1987).
- The Director of Public Relations, Trivandrum.
- The Revenue Department.
- The Managing Director, Kerala State Handicapped Persons' Welfare Corporation Ltd., Trivandrum.

GOVERNMENT OF KERALA.

Abstract

SOCIAL WELFARE—KERALA SPECIAL PENSION SCHEME FOR THE
PHYSICALLY HANDICAPPED AND DISABLED AND MENTALLY RE-
TARDED—AMENDMENT TO RULES—ORDERS ISSUED

SOCIAL WELFARE (A) DEPARTMENT

G. O. (P) No. 1/88/SWD.

Dated, Trivandrum, 5th January, 1988.

Read:—1. G.O. (P) No. 154/82/LA & SWD dated 6-9-1982.
2. G. O. (P) No. 126/84/LA & SWD dated 11-5-1984.
3. Letter No. K7-33604/85 dated 22-5-1986 from the District
Collector, Wynad.

ORDER

Government are pleased to issue the following Notification.

NOTIFICATION

Government of Kerala hereby make the following amendment to the Rules for The Kerala Special Pension Scheme for the Physically Handicapped and Disabled and Mentally Retarded issued in G. O. (P) No. 154/82/LA & SWD dated 6-9-1982 as amended in G. O. (P) No. 126/84/LA & SWD dated 11-5-1984.

AMENDMENT

In the said Rules in Rule 9 (ii) the word 'or' may be inserted before the words "a minor" after the words 'of unsound mind'.

The orders issued in G. O. (P) No. 126/84/LA & SWD dated 11-5-1984 shall stand modified to this extent.

By order of the Governor,
A. S. PADMAVATHY,
Additional Secretary.

The Secretary, Board of Revenue.

All District Collectors.

All Tahsildars.

The Accountant General (Audit), Kerala, Trivandrum.

The Chief Conservator of Forests, Trivandrum.

The Director of Social Welfare, Trivandrum.

The Director of Public Relations.

The Revenue Department.

The Managing Director, Kerala State Handicapped Persons' Welfare Corporation Ltd., Trivandrum.

The Social Welfare (B) Department.