

MINISTRY OF SOCIAL JUSTICE AND EMPOWERMENT

(Department of Social Justice and Empowerment)

NOTIFICATION

New Delhi, the 12th December, 2013

G.S.R.776 (E) - In exercise of the powers conferred by sub-sections(1) (2) of section-36 read with clause (a) of sub-section (1) of Section-37 of the Prohibition of Employment As Manual Scavengers and their Rehabilitation Act, 2013 (25 of 2013), the Central Government hereby makes the following rules, namely:-

CHAPTER-1

GENERAL

1. Short title and commencement:-

- (1) These rules may be called the Prohibition of Employment as Manual Scavengers and their Rehabilitation Act, 2013.
- (2) They shall come into force on the date of their publication in the Official Gazette.

2. Definitions: (1) In these rules, unless the context otherwise requires:-

- (a) "Act" means the Prohibition of Employment as Manual Scavengers and their Rehabilitation Act, 2013. (25 of 2013);
- (b) "Cleaning device" - includes but not limited to the equipment's referred to in rule 5, whether manually or mechanically propelled which can be used to:
 - (i) Clean or enable the transport or flow of sewage in sewers or septage from septic tanks, and
 - (ii) Avoid direct manual contact with such sewage or material.
- (c) "District Level Survey Committee" means the Committee referred to in rule 11(2), 11 (18) and 11(19), with the following composition:-

- | | |
|--|-----------------------|
| 1. District Magistrate | - Chairman |
| 2. District Level officer dealing with Scheduled Caste Affairs | - Member
Secretary |
| 3. District Statistical Officer | - Member |
| 4. District level officer of urban Development Department/ Local self-Government Department | - Member |
| 5. One representative of railway authority | - Member |
| 6. Up to two community representative of Non-Government Organization working for welfare of manual scavengers and safai karmacharis to be nominated by the District Magistrate | - Member |
| 7. Upto two community representatives of whom one should be a woman to be nominated by the District Magistrate | - Member |

Functions of the District Level Survey Committee:

- a. To monitor and oversee the survey process at District level.
 - b. To distribute the materials for awareness campaign to designated place.
 - c. To arrange publicity through local newspapers etc., about the survey.
 - d. To distribute translated survey material to designated place under its jurisdiction.
 - e. To approve final list of manual scavengers for all towns, cities and villages in the district.
 - f. Publication of final consolidated list of the manual scavengers in the district.
- (d) " enumerator " means any person engaged by a local authority for the purpose of survey or verification of manual scavengers.
- (e) " inspector" means a person appointed as " inspector " by the appropriate Government as per the provisions of sub section (1) of section 20 of the Act.
- (f) "Overseer" means an officer engaged by a local authority to exercise the powers and perform the duties under these rules.
- (g) " Protective gear " means personal safety gear and safety devices that are to be provided, worn or used by safai karamcharis or sanitary workers in respect of cleaning of sewers and septic tanks that may be necessary for the specific nature of work to be carried out, as including and not limited to the materials referred to in Rule-4 to -
- (i) avoid any exposure of human skin to substances which can lead to diseases, along with all breathing equipment which prevents inhalation of gases which can lead to disease and also includes any sensory equipment for detection of gases present inside the sewers or septic tanks;
 - (ii) Avoid any injuries while carrying out cleaning work.
- (h) "Safai Karmachari" or "Sanitation Worker " Means any person engaged in or employed for any sanitation work, other than domestic work.
- (i) Safety Precautions " - shall include, but not be limited to, the precautions referred to in rule 6, and are all steps necessary to reduce the risk to the person and to avoid contraction of diseases and injuries by the persons engaged in cleaning of sewers and septic tanks due to exposure to sewage or any other material in any physical state (solid, liquid or gas) inside the sewers or septic tanks and while entering sewers or septic tanks.

- (j) " State Level Survey Committee " means the Committee referred to in rules 10(12), 10(13) and 11(2) with the following composition :-

1.	Additional Chief Secretary or Principal Secretary, nominated by the State Government	- Chairman
2.	Principal Secretary/ Secretary dealing with Scheduled Castes, if the Committee is chaired by Additional Chief Secretary. If Principal Secretary, Scheduled Caste welfare himself is the chairman then Director, Scheduled Caste welfare	- Member Secretary
3.	Director, Economics and Statistics	- Member
4.	Secretary, Urban Development Department/ Local self-Government Department	- Member
5.	Regional Director, Census Operations.	- Member
6.	One representative of railway authority	- Member
7.	Up to two repetitive of Non-Government Organisation working for welfare of manual scavengers and safai karmacharis to be nominated by the State Government.	-
8.	Upto two community representatives of whom one should be a woman to be nominated by the State Government.	- Member

Functions of the State Level Survey Committee:

- a. to monitor and oversee the survey process at state level.
 - b. to distribute the materials for awareness campaign to designated place.
 - c. to arrange publicity through local newspapers etc. about the survey.
 - d. to distribute translated survey material to designated place under its jurisdiction.
 - e. to approve final list of manual scavengers for all towns, cities and villages in the state.
 - f. Publication of final consolidated list of the manual scavengers in the state.
- (2) Words and expressions used and not defined in these rules but, defined in the Act, shall have the same meanings as assigned to them in the Act.

CHAPTER -II

OBLIGATIONS OF EMPLOYER TOWARDS EMPLOYEES ENGAGED IN THE CLEANING OF SEWER OR SEPTIC TANK

3. (1) No person shall be allowed to clean a sewer manually, with the protective gear and safety devices under these rules except:-
 - (a) for the removal of concrete or FRP (Fiber Rein Forced Plastic) or damaged manhole door where mechanical equipment's cannot be put into operation.

- (b) for inter - linking the newly laid sewer main with the existing sewer main, in case of sewer of size of more than 300 mm. diameter.
 - (c) for removal of submersible pump sets fixed at the bottom of the suction wells.
 - (d) for the reconstruction of the manhole or rectification of the sewer main.
 - (e) Any circumstance, when it is absolutely necessary to have manual sewage cleaning, after the CEO of the Local authority has permitted to do so after recording in writing the specific valid reasons for allowing such cleaning.
- (2) For the purpose of clauses (c) and (d) of sub-rule (1) before allowing entry of a person in the sewer, sewage shall be totally emptied.
4. Any person engaged to clean a sewer or a septic tank Shall be provided by his employer, protective gear and safety devices including, but not limited to the following:-
- (i) Air compressor for blower
 - (ii) Air line breathing apparatus
 - (iii) Air line respirator with manually operated air blower
 - (iv) Air Purifier Gas mask/ chin cortege
 - (v) Artificial respiration / Reticulate
 - (vi) Barrier caution tape
 - (vii) Barrier cream
 - (viii) Barrier cone
 - (ix) Blower
 - (x) Breath mask
 - (xi) Breathing Apparatus
 - (xii) Caution board
 - (xiii) Chlorine mask
 - (xiv) Emergency medical oxygen resuscitator Kit
 - (xv) First Aid Box
 - (xvi) Face Mask
 - (xvii) Gas Monitor (4 gases)
 - (xviii) Guide Pipe Set
 - (xix) Full body wader suit
 - (xx) Fishing wader suit attached with boots
 - (xxi) Hand gloves
 - (xxii) Head Lamp
 - (xxiii) Helmet
 - (xxiv) Helmet demolishing
 - (xxv) Lead acetate paper
 - (xxvi) Life guard pad
 - (xxvii) Modular Airlines Supply Trolley System
 - (xxviii) Normal face mask

- (xxix) Nylon rope ladder 5 meters
- (xxx) Nylon safety belt
- (xxxi) Pocket book
- (xxxii) Port oxy
- (xxxiii) Raincoat
- (xxxiv) Reflecting Jacket
- (xxxv) Safety belt
- (xxxvi) Safety body clothing
- (xxxvii) Safety body harness
- (xxxviii) Safety goggles
- (xxxix) Safety Gumboots
- (xl) Safety helmet
- (xli) Safety showers
- (xlii) Safety torch
- (xliii) Safety Tripod Set
- (xliv) Search light

5. The local authority shall ensure that the following cleaning devices are used by persons engaged in cleaning sewer or septic tank including but not limited to the following:

- (i) Sewer Line Cleaning Bucketing Machine
- (ii) Jetting Machine
- (iv) Suction Machine (Gulley Emptier)
- (v) Combined Machine (Jetting cum suction)
- (vi) Deep Suction Combined Machine (Jetting cum suction Machine)
- (vii) Manual Hand Operated Grab Bucket
- (viii) Hydraulic Operated Trolley Mounted Grab Bucket
- (ix) Fixed Structure Mounted Motor & Winch Operated Grab Bucket Machine
- (x) Rickshaw Mounted Winch & Motor Operated Desilting Machine for Wet well.
- (xi) Rickshaw Mounted Winch & Auxiliary Engine Operated Desilting Machine for Manhole.
- (xii) Escort Hydra Crane Mounted Hydraulic Winch Operated Grab Bucket Desilting Machine.
- (xiii) Manual rods, shovels, spades, drainage cleaning machines and steel scrapers with handles
- (xiv) Houses and washing instruments

6 (1) All protective gear and safety devices under these rules shall be checked every six months and necessary repair or replacement shall be made by the employer who engages person for cleaning a sewer or a septic tank.

- (2) Comfortable body suits shall be made available to the worker who has to enter sewer or septic tanks for their cleaning. The employer shall provide full body suits to workers entering manholes of depth more than five feet and alternatively, partial fishing wader body suits to those entering manhole of depthless than five feet.
- (3) The employer shall also ensure the following safety precautions before a person is engaged in the cleaning of a sewer or a septic tank. Namely:-
 - (a) There shall be a minimum of three employees presents all the time, one of whom shall be a supervisor,
 - (b) The atmosphere within the confined space shall be tested for oxygen deficiency and toxic and combustible gases including but not limited to poisonous gases like Hydrogen Sulphide, Carbon Monoxide, Methane, and gasoline vapours, through detection tests including the following:-
 - (i) Lowering a detector amp into the manhole,
 - (ii) Inserting wet lead acetate paper which changes colour in the presence of hazardous gases,
 - (iii) Detection of gases through gas detector masks.
 - (c) Before starting the cleaning under sub-rule (1) the supervision referred to in clause (a) of sub-rule (3) has inspected and determined if these were serves any industries nearby to anticipate any hazardous atmosphere that may be encountered.
 - (d) The condition of metal-rung ladders and the side walls of the manhole shall be checked to see if there is any danger of collapse.
 - (e) Traffic and pedestrian barricades are provided all the times.
 - (f) A flag man should be stationed at least 50 feet ahead of a site and should be visible to incoming traffic for at least 500 feet.
 - (g) Regular medical check-up of sewage workers which shall include the examination of respiratory organs. Skin injuries, and other occupational diseases and injuries for their treatment to ensure that sewage workers afflicted with such diseases or injuries do not enter sewers for cleaning.
 - (h) Regular vaccination against respiratory and skin diseases and other occupational diseases to which these workers are prone due to exposure to harmful substances and gases in sewers.
 - (i) All employees who are present on-site during cleaning work are given training and adequately familiarized with the knowledge to operate all equipment's involved in cleaning work, to avoid injuries or diseases associated with such work and to take necessary steps in case of emergency arising at the place of work and the training shall be conducted every two years and the employees shall be familiarized with any changes in method and technique with respect to the above.

- (j) The supervisor possesses and keeps handy the names, addresses and telephone numbers of the nearest hospitals or clinics.
- (k) Cleaning of a sewer or aseptic tank shall be done :-
 - (i) only in day-night : and
 - (ii) For a duration not exceeding 90 minutes, at a stretch. There shall be a mandatory interval of 30 minutes between two stretches.
- (l) Identify and close off or reroute any lines that might carry harmful substances to, or through, the work area.
- (m) Ensure that written operating and resume procedures are displayed at the entry site.
- (n) If the entry is made through a top opening, use a housing device with a harness that suspends a person in an upright position and a mechanical device shall be available to retrieve personnel from vertical spaces more than five feet deep.
- (o) At least one person trained in first aid and cardiopulmonary resuscitation should be immediately during any confined space job.
- (p) Oxygen content in the manhole must be at least 19.5% in the confined space of the manhole measures at all levels (bottom, middle and top) and no person enters the manhole if oxygen level is below 19.5% and more than 21%.
- (q) Ventilate the sewer line by opening at least two or three manholes on both sides work is to be carried out.
- (r) Manhole shall be opened at least one hour before the start of operation.
- (s) The opened manhole shall be properly fenced or barricaded to prevent any person, especially children, from accidentally falling into the sewer, Dummy cover with welded fabric or wire-net may be used
- (t) All workers use the safety gear and safety devices before entering the sewer line.
- (u) The person entering the manhole or sewer line must be monitored using signal or camera or CCTV etc., throughout the operation period.
- (v) Structural safety of manhole rungs or steps must be tested before entering the manhole.
- (w) Portable aluminum ladder is available during the work period where necessary and the portable ladder is properly seated or fixed during use.
- (x) No material or tools are located near the edge which can fall in to the manhole and injure the workman.
- (y) Equipment's used during sewer cleaning are reexplosion and fire proof.
- (z) Smoking, open flames are prohibited inside the man hole as well as in the immediate vicinity of open manholes
- (za) In the event of a sudden or unpredictable atmospheric change, an emergency escape breathing apparatus with at least a 10 minute air supply is worn

7. The employer shall ensure the following safety precautions at the time when the person is engaged in the cleaning of a sewer or aseptic tank:-

- (i) Portable fans and air blowers with batteries, in good working conditions with a backup capacity of more than the estimated duration of the entry of the persons in the sewer, shall be carried into sewers for ventilation and a ventilation source shall be installed at the mouth of the man hole
 - (ii) Flash lights and communication devices such as two-way radios shall be carried into sewers.
 - (iii) Presence of the following rescue equipment at the site:-
 - (a) A tripod and harness system, or some other method ensuring maneuvering of an injured worker to the surface.
 - (b) A basket stretcher, or similar device, shall be available for moving the injured worker to emergency transportation.
 - (c) First aid equipment as given in Annexure-1 and trained personnel shall be immediately available.
 - (iv) The employer shall ensure availability of ambulance and follow upon close proximity.
 - (v) The employer shall ensure that the assigned person has life insurance policy of at least ten lakh rupees and the premium for which shall be paid by the employer.
8. The employer shall ensure the following post-cleaning safety precautions after an person engaged in the cleaning of a sewer or aseptic tank comes out of these sewer or septic tank after a session of cleaning:
- (i) Provide facilities for removal of contaminated clothing and for wash-up as well as cleaning, dry Clothing.
 - (ii) Wash-up material shall include but not be limited to water, soaps, hand sanitizer and adequate and medically authenticated skin cream for applying on the body for post cleaning safety.
 - (iii) Any cuts/bruises on the skin or problems with a respiratory organ suffered on account of cleaning of sewer shall be immediately cured.

CHAPTER-II

INSANITARY LATRENES

9. Human excreta shall be treated as fully decomposed when it eventually becomes stable material with no unpleasant smell and containing valuable plant nutrients.

SURVEY OF INSANITARY LATRENES

- 10 (1) Every local authority shall draw a suitable time schedule for carrying out survey of insanitary latrines within its jurisdiction and the publication of their list.
- (2) The local authority shall take the assistance of the community leaders and non Government organizations working in the area for the welfare of the Safai

- Karamcharis or sanitary workers, on the existence insanitary latrines in the area under its jurisdiction.
- (3) Any complaint filed by any person including a non-Government organization, regarding the construction. Maintenance or use of insanitary latrine, shall be inquired by the local authority within fifteen days of filing the complaint.
 - (4) The local authority shall constitute a Committee under its Chief Executive Officer with at least two member from the community of Safai Karamcharis or sanitary workers, one of whom shall be a woman and at least one member from the civil society groups.
 - (5) The committee referred to in sub-rule (4) shall plan and monitor the survey, and ensure that an awareness campaign is carried out simultaneously with the survey that is conducted.
 - (6) The Chief Executive Officer of the local authority shall prepare an initial list of insanitary latrines existing in his jurisdiction and display the same at the notice board of the office of the local authority and publish in two local daily newspapers, inviting the objections, specifying the date which the objections, if any, to the list, shall be received.
 - (7) The local authority shall cause to hold a meeting on the due date as specified to hear the complaints and objections received on the initial list and approve the final list of insanitary latrines.
 - (8) The final list of insanitary latrines shall be prepared and published by the local authority which shall display the same at the notice board of office of the local authority and publish in two local newspapers, one of which shall be in the vernacular language.
 - (9) The local authority, within fifteen days of publication of list of insanitary latrines, shall serve a notice on the occupier of the insanitary latrines to either demolish such insanitary latrines or convert it into a sanitary latrine within a period of six months from the date of commencement of the Act.
 - (10) A copy of such notice referred to in sub-rule (9) shall be sent to the inspector.
 - (11) The notice referred to in sub-rule (9) shall include information regarding the schemes of the Central and state Government which entitle the beneficiaries to incentives for the demolition of insanitary latrines or conversion to sanitary latrines and other information regarding the eligibility to avail the benefits under those Schemes and the procedure for availing such benefits.
 - (12) The Committee referred to in sub-rule (14) shall submit the survey report to the District Magistrate, who or any department designated by him for this purpose, in turn shall submit the consolidated reports of all local authorities under his jurisdiction to State Level Survey Committee.
 - (13) State Level Survey Committee shall furnish the report of the survey to the Central Ministry/Department dealing with the Schemes of conversion of insanitary latrines for the rural areas.
 - (14) The eligible beneficiaries under the relevant Schemes of the Central or State Government may apply for the admissible financial assistance under such schemes.

- (15) After the expiry of the period under sub-Rule (9), the local authority shall have the premises of the occupier of insanitary latrine inspected.
- (16) If the occupier has neither demolished nor converted the insanitary latrines into sanitary latrine the local authority shall order for its demolition and recover the cost from the occupier as arrears of land revenue.

CHAPTER-III

SURVEY OF MANUAL SCAVENGERS

11. (1) The local authority shall ensure that the persons conducting the survey of manual scavengers shall be adequately and appropriately trained by the local authority on the method and manner in which the survey shall be conducted and sensitized on the issue of manual scavenging.
- (2) The State Level Survey Committee and the District Level Survey Committee shall carry out adequate campaigns at various Levels especially in all such areas where insanitary latrines have been found during the survey of insanitary latrines.
- (3) The Local authority shall also associate community leaders or non-government organization working for the welfare of Safai Karamcharis or sanitary workers in identification of manual scavengers.
- (4) The local authority shall invite manual scavengers through awareness campaigns to declare themselves at the self-declaration centres and have their details verified during a period and at places which shall be notified by the local authority.
- (5) The lists of manual scavengers, if provided by the non-government organization or any other person or agency, shall be fully verified to identify manual scavengers.
- (6) In case there is discrepancy between the data of insanitary latrines or the number scavengers thrown up by any person or organization the local authority shall order a house-to-house survey of insanitary latrines by the enumerators to know the names of manual scavengers servicing those insanitary latrines.
- (7) Local authority shall also make efforts to identify manual scavengers by visiting the habitations of concentration of safai karmacharis, sanitary workers or manual scavengers.
- (8) Sample checks of the work done by the enumerators would be carried out by overseers designated for the purpose by the local authority on the basis of random selection to the extent indicated below:-
 - (i) 100% check in villages

- (ii) 100% check in cities and town having less than 1000 households with insanitary latrines.
 - (iii) 50% of the declarations, verified by each enumerator, shall be checked in towns or cities having 1000 to 9999 households with insanitary latrines.
 - (iv) 33% of the declarations, verifies by each enumerator, shall be checked in towns / cities having 10000 or more households with insanitary latrines.
 - (v) In categories (iii) and (iv), if sample check of the work done by any enumerator reveals an error of 10%, a 100% check of his work shall be carried out by the supervisor.
- (9) Any person having objection either to the inclusion or exclusion of any name in the provisional list of manual scavengers in pursuance of Act. May within a period of fifteen days from the provisional publication, file an objection in the prescribed format specified by the concerned local authority.
- (10) The local authorities shall also notify the manner of publication of said list during the survey of manual scavengers carried out under the Act.
- (11) The local authority shall get the objections enquired into and hold a meeting if necessary to finalise the list of manual scavengers in its jurisdiction.
- (12) After publication of the final list by the local authority no claim or objection on the list shall be accepted for being included or excluded in the list, provided that the manual scavenger shall be entitled to give self-declaration about his being a manual scavengers.
- (13) The District Magistrate shall notify a designated officer not below the Tahlisdar or Block Development Officer for inquiring into claims and objections received and giving their finding and the inquiry conducted by the designated authority shall ensure that-
- (i) The claimant or objector is given adequate opportunity to be heard;
 - (ii) the claimant or objector is given not less than seven days' notice about the date of summary hearing as provided under sub-rule (15);
 - (iii) The claimant or objector shall be allowed to support his claim with documentary evidence, if any, as provided under sub-rule (14);
 - (iv) The claimant or objector shall have the right to be represented by a lawyer, Non-Government Organization, or a friend; and
 - (v) The claimant or objector shall be given a copy of the order passed by the designated authority as provided under sub-rule (20).
- (14) Forms for filing claims and objections under these rules shall be made available to the applicants free of charge on demand at the designated place, as also through

the local authority and the claimant or objector may support his claim with documentary evidence, if any.

- (15) Summary hearings shall be conducted by designated by the local authority.
- (16) The officer designated to verify the claim may order fresh verification, if necessary.
- (17) After summary hearing and such further verification (if Ordered), the officer would pass an appropriate order, accepting or rejection the claim or objection, as the case may be and a copy of the order would be given to the person concerned.
- (18) After settlement of claim and objections by the designation of authority shall carry out necessary correction in the draft list and transmit it to the District Level Survey Committee for its consideration.
- (19) The District Level Survey Committee shall cause compilation of lists of manual scavengers received from each local authority, town and prepare a list of manual scavengers for the district which the District Collector will forward to the State - Government.
- (20) The State Government shall have the lists of manual scavengers received from various districts, compiled and prepare a consolidated State list of manual scavengers.
- (21) Any person working as a manual scavengers, may self-declare either during the survey undertaken by the local authority. Or any time thereafter, apply to the Chief Executive Officer of the local authority, or to any other officer authorised by him in this behalf, for being identified as a manual scavengers in the prescribed Proforma. Format of the application is given at Annexure-II.
- (22) There shall be no minimum age limit for identification of manual scavenger, and there shall be no rejection regarding the caste or religion or income or gender for being identified as manual scavengers.
- (23) For the purposes of sub-rule (22), a person should have been engaged or employed as manual scavengers at the commencement of the Act or thereafter and should have worked as such continuously for not less than three months.
- (24) A provisional list of identified manual scavengers as verified by the overseers. Shall be published by the concerned local authority in local newspapers and displayed in its own office and at such other places as deemed appropriate.
- (25) A copy of the provisional list shall be made available to members of the local authority and the non-Government organizations or community leader of safai karamcharis or sanitary workers.
- (26) While publishing the provisional list, the local authority shall call upon member of the public to file claims and objections vis -a-vis. the list. Within a period, not less than 15 days, in a proforma notified by the local authority.

- (27) After the approval of the final list by the District Level Survey Committee, it shall be published at the notice boards of concerned offices and the final list shall also be uploaded on the website of the District administration and the State Government.
12. The identified manual scavengers, one from each family, shall be eligible for receiving cash assistance of Rs.40,000/- immediately after identification. The beneficiary shall be allowed to withdraw the amount in monthly instalment of maximum of Rs.7,000/-.

CHAPTER-IV

POWER OF THE INSPECTOR

13. If an inspector has reason to believe that an offence under the Act as defined under section 5, sub-Section (2) of section 6 or 7 of the act has, or is, or is likely to take place, he shall conduct inspection, investigation or enquiry.
- (1) If the offence pertains to the construction, maintenance or use of an insanitary latrine, the inspector shall report to the local authority, which shall thereafter take action as per the provisions of the Act.
 - (2) If the offence pertains to the employment of manual scavengers, the inspector shall send a report to the local authority as well as the District Magistrate.
 - (3) The local authority shall take step to include the name of a manual Scavenger found to be employed in the final list of manual Scavengers, whether during survey or any time thereafter, and once the name of a manual Scavenger is added to the final list, the manual Scavengers shall be rehabilitated under the provisions of the Act.
 - (4) If it appears to the inspector that hazardous cleaning of sewer or septic tanks is being resorted to, the inspector shall order to stop such hazardous cleaning forth with and shall report the matter to the local authority.
 - (5) The inspector may examine any structure, site, place or premises within his jurisdiction, when there are reasons to believe that any such premises is being used or has been or about to be used for hazardous cleaning of sewer or septic tank.
 - (6) The inspector may take on the spot or otherwise such evidence of any person which he may consider necessary for the purpose of any examination or enquiry connected with insanitary latrines or hazardous cleaning of sewer or septic tank.

Provided that such person shall not be compelled to answer any question or give any such evidence tending to incriminate him.
 - (7) The inspector may take or caused to be taken any photograph, video clip, sample, record or make any sketch by using any device including electronic device as he

may consider necessary for the purpose of any examination or enquiry under these rules.

- (8) On finding that a local authority, person or employing a person in hazardous cleaning, the inspector shall instruct such authority, person or agency to step such undertaking of cleaning immediately and shall serve a notice in writing in this regard in from annexed as annexure-III to these rules.

CHAPTER-V

STATE MONITORING COMMITTEE

14. (1) The state Monitoring Committee shall meet at least once in six months on such dates and times as may be appointed by the Chairperson.
- (2) The meeting shall normally be held at the State headquarters.
- (3) Where the Committee finds it necessary to hold the meeting at any other place, for the reasons to be recorded in writing, such meetings may be held at other places within the State.
- (4) Member-Secretary shall cause a notice of minimum ten days issued to all the members of the Committee and also send the list of business to be considered during the meeting.
- (5) No business, which is nit including in the list of business, shall be considered, without the permission of the Chairperson.
- (6) The chairperson shall preside over each meeting at which he is present, and in his absence, members any elect the senior-most member present to be Chairperson to preside over the meeting.
- (7) No business shall be transacted at a meeting unless atleast one third of the total members of the committee are present.

Provided that if at any meeting, less than one third of the member are present, the Chairman may adjourn the meeting to a date not less than seven days from the date of the meeting, informing the member present and sending registered notice to the other member.

- (8) Business at the adjourned meeting shall be disposed irrespective of the quorum.
- (9) The proceedings of each meeting shall be circulated to all member present and shall be read out and confirmed at the next meeting of the Committee, and shall be signed by the Chairperson.
- (10) The minutes shall be recorded in a minute book which shall be kept as a permanent record.

(11) A copy of the minutes shall be endorsed to the Central Government for the information of the Central Monitoring Committee.

Annexure I

(See Rule 7)

First Aid Facilities

A. At every place there shall be provided and maintained, so as to be easily accessible during working hours, not less than one first-aid box for 150 employees.

(a) The first-aid box shall be distinctly marked with a red cross on white background and shall contain following equipment namely:-

(b) For work places in which the number of employees employed does not exceed 50. Each first-aid box shall contain the following equipment's:-

1. 6 small sterilized dressings.
2. 3 medium size sterilized dressings.
3. 3 large size sterilized dressings.
4. 3 large sterilized burn dressings.
5. 1 (30 ml) bottle containing a two per cent alcoholic solution iodine.
6. (30ml) bottle containing Sal volatile having the dose and mode of administration indicated on the label.
7. 1 snakebite lacer.
8. 1 (30 gms) bottle of potassium permanganate crystals.
9. 1 pair scissors.
10. 1 copy of the first-aid leaflet issued by the Director General. Factory Advice Service and Labour Institutes. Government of India.
11. 1 bottle containing 100 tablets (each of 5 gms) of aspirin.
12. Ointment for burns.
13. A bottle of suitable surgical antiseptic solution.

B. For Work Places in which the number of employees exceeds 50, each first-aid box shall contain the following equipment:-

1. 12 small sterilized dressings.
2. 6 medium size sterilized dressings.
3. 6 large size sterilized dressings.
4. 6 large size sterilized burn dressings.
5. 6 (15 gms) packed sterilized cotton wool.
6. 1 (60 ml) bottle containing a two percent alcoholic solution iodine.

7. 1 (60 ml) bottle containing Sal volatile having the does and mode of administration indicated on the label.
8. 1 roll of adhesive plaster.
9. 1 snake bite lancer.
10. 1 (30 gms) bottle of potassium permanganate crystals.
11. 1 pair scissors.
12. 1 copy of the first-aid leaflet issued by the Director General Factory Advice Serviced and labour institutes Government India.
13. A bottle containing 100 tables (each of 5 gms) of aspirin.
14. Ointment for burns.
15. A bottle of suitable antiseptic Solution.
 - (a) Adequate arrangements shall be made for immediate recoupment of the equipment, when necessary.
 - (b) The first-aid box shall be kept in charge of a responsible person who shall always be readily available during the working hours of the work place.
 - (c) A person in charge of the First-aid box shall be a person trained in first-aid treatment in the work places where the number of employees employed is 150 or more.
 - (d) In work places where the number of employees employed is 500 or more and hospital facilities are not available within easy distance from the work place. First-aid posts shall be established and run by a trained compounder and he shall be on duty and shall be available at all hours when the workers are at work.
 - (e) Where work places are situated in places which are not towns or cities. A suitable motor transport shall be kept readily available to carry injured person or person suddenly taken ill to the nearest hospital.
 - (f) The first-aid box shall not contain any other equipment or substance as mentioned in paragraphs A and B.

Annexure - II

(See rule 11(2))

Self Declaration Form

Identification of the persons engaged in manual scavenging

* Name of the State:

* District:

* Municipality: _____ Town: _____ Ward: _____

Office Use

* Panchayat: _____ Village: _____

Photo of the
person engaged
in manual
scavenging

Family photo of the person engaged in manual scavenging
(picture post card size photograph 6"*8")

1. **Name of the person engaged in manual scavenging:** _____

2. **Name of Father /Mother / Spouse :** _____

3. **Age:** _____

4. **Sex:** Male Female

5. **Educational Status:** (Put a ✓ mark in the appropriate box)

(i) a) Literate b) Not literate

(ii) if Literate level of education:-

(iii) Studied: Class 1-5 Class 6-10 Class 11-12

Class above 12

6. **Occupation:**

(i) Carrying/disposing/cleaning of human excreta manually from insanitary latrine

(ii) Cleaning untreated human excreta manually from

(a) Open Drain (b) Railway Track (c) Pit Latrine

7. **Status of Employment:**

I Employed in :

(a) Private:

(i) Individual Household (ii) Community/Group of Households

(iii) Contactor (iv) Institution like hospital, office etc.,

(iv) Others (specify)

(b) Central Government (c) State Government (d) Municipal Corporation

II Employed on :

(a) Permanent basis (b) Temporary basis

(b) Contract Basis (d) Jaimani

8. **How long you have been in this Occupation:**_____

9. **Social Background:**

(a) Whether SC/ST/OBCs/Others

(b) Caste (c) Sub Caste (d) Religion

10. (a) Have you received any benefit from the government rehabilitation schemes?

(Put a ✓ mark in the appropriate box)

Yes	No
<input type="checkbox"/>	<input type="checkbox"/>

(c) If yes, name of the scheme (Put a ✓ mark in the appropriate box)

	Name of the Schemes	Rupees
(1)	National Scheme for liberation and rehabilitation of scavengers (NSLRS)	
(2)	Self-Employment Scheme for rehabilitation for manual scavengers (SRMS)	
(3)	Any other (Please specify the name of scheme(s))	

(d) If yes, whether project funded through above scheme is running:

Yes	No	If yes, monthly income (Rs.)

(e) Not known

11. (a) Are you engaged in any occupation other than scavenging? Yes No

(b) if you specify : _____

12. Any other skills you possess:

(i) Construction (ii) Carpentry
(ii) Driving (iv) Cooking
(v) Tailoring (vi) Any other (Specify) _____

13. Alternative Occupation Proposed (Please specify):- _____

Name and Address of the person engaged in manual scavenging _____

Pin code _____

Contact Telephones/Mobile No. _____ Signature of Data Entry Operator _____

Signature/Thumb Impression of the person engaged in Manual Scavenging _____

Name and date (with code No.) _____

Name and date: _____

Signature of Enumerator: _____

Signature of Supervisor _____

Name and date (with code No.) _____

Name and date (with code No.) _____

Details of Insanitary Latrine

1. Details of Individual Insanitary latrine (IIL):

Sl.No.	Name of the owner of Insanitary Latrine	Location of the		Monthly Salary/wages of the Manual Scavenger (Rs.)	
		Dry Latrine	Latrine from which excreta is being flushed into open drain	In cash	In food grains etc.

Total Number of the Individual Insanitary Latrines being cleaned by the person engaged in manual scavenging:

(Note: Please give detailed description of the Individual Insanitary Latrine cleaned by the person engaged in manual scavenging. In case you need to write extra information kindly photocopy this page and attach with the survey form)

2. Details of Community Insanitary Latrine (CIL):

Sl.No.	Name of the owner (Organisation /Agency) of Community Insanitary Latrine	Location of the		Monthly Salary/wages of the Manual Scavenger (Rs.)	
		Dry Latrine	Latrine from which excreta is being flushed into open drain	In cash	In food grains etc.

3. Details of Open Drains (OD) Railway Tracks/other spaces :

Sl. No.	Location of Open Drains Railway tracks/other spaces in which excreta from the insanitary latrines is being flushed	Salary wages of the manual scavengers	
		In cash (Rs.)	In kind (Rs.)

(Note: If the number of involved manual scavengers in OD is more than one then please fill up a separate form for each of the person engaged in manual scavenging)

Annexure - III

(See rule 13 (8))

Office of the Inspector under section 20 of the Prohibition of Employment as Manual Scavengers and their Rehabilitation Act, 2013)

_____ (Area name)

Notice

(Under rule 13(8) of the Prohibition of Employment as Manual Scavengers and their Rehabilitation Rules, 2013)

Ref : _____

Date: _____

To

Subject: Notice under the Prohibition of Employment as Manual Scavengers and their Rehabilitation Act, 2013 (hereinafter the Act) and the Prohibition of Employment as Manual Scavengers and their Rehabilitation Rules, 2013 (hereinafter the Rules): Hazardous cleaning of sewers and septic tanks

Whereas, Section 7 of the Act provides that no person, local authority or any agency shall from such date as the State Government may notify, which shall not be later than one year from the date of commencement of this Act, engage or employ, either directly or indirectly, any person for hazardous cleaning of a sewer or a septic tank:

and whereas, the _____ (name of State) Government has notified has the date of enforcement of the provisions of Section-7 of the Act as _____ (date of effect);

and whereas, cleaning of sewers and septic tanks is regulated under the provisions of rule 3 to _____ of the Rules;

and whereas, you have been noticed to have violated the provisions of Section-7, read with Section 2(1) (d) of the said Act and the (rule number) made thereunder, as the following details:

(i) Place of violation: _____

(ii) Date of violation: _____

(iii) Violation details:

2. You are requested to show cause as to why action against you under Section _____ of the Act be not initiated. You are requested to submit your clarification in writing by _____ (date) or appear in person in my office on _____ at _____.

3. In case you fail to submit the necessary or you or your representative fails to appear on the specified day and time, it shall be deemed that you have nothing to say the matter and the undersigned shall be free to take action in accordance with the provisions of the Act and the Rules.

Name and Designation of the Inspector

ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರ

ಅಧಿಕೃತವಾಗಿ ಪ್ರಕಟಿಸಲಾದುದು

ಸಂಪುಟ ೧೪೯ ಬೆಂಗಳೂರು ಗುರುವಾರ, ಜೂನ್ ೫, ೨೦೧೪ (ಜ್ಯೇಷ್ಠ ೧೫, ಶಕ ವರ್ಷ ೧೯೩೬) ಸಂಚಿಕೆ ೨೩
Volume 149, Bangalore Thursday, June 5, 2014 (Jyeshtha 15, Varsha 1936) Issue 23

ಭಾಗ ೪ ಎ

ರಾಜ್ಯದ ವಿಧೇಯಕಗಳ ಮತ್ತು ಅವುಗಳ ಮೇಲೆ ಪರಿಶೀಲನಾ ಸಮಿತಿಯ ವರದಿಗಳು, ರಾಜ್ಯದ ಅಧಿನಿಯಮಗಳು ಮತ್ತು ಅಧ್ಯಾದೇಶಗಳು ಕೇಂದ್ರದ ಮತ್ತು ರಾಜ್ಯದ ಶಾಸನಗಳ ಮೇರೆಗೆ ರಾಜ್ಯ ಸರ್ಕಾರವು ಹೊರಡಿಸಿದ ಸಾಮಾನ್ಯ ಶಾಸನಬದ್ಧ ನಿಯಮಗಳು ಮತ್ತು ರಾಜ್ಯಾಂಗದ ಮೇರೆಗೆ ರಾಜ್ಯಪಾಲರು ಮಾಡಿದ ನಿಯಮಗಳು ಹಾಗೂ ಕರ್ನಾಟಕ ಉಚ್ಚ ನ್ಯಾಯಾಲಯವು ಮಾಡಿದ ನಿಯಮಗಳು

SOCIAL WELFARE SECRETARIATE NOTIFICATION

NO. SWD 237 SDC 2012 (1) Bangalore, dated: 03.05.2014

In exercise of the power conferred under Section 21(7) of the Prohibition of Employment as Manual Scavengers and their Rehabilitation Act, 2013 the Government of Karnataka hereby notify that, the sub divisional Magistrates of the Revenue sub-division are conferred with the powers of a Judicial Magistrate of the First class of the First class for the trial of offences under this Act within the Jurisdiction of their sub-division in the State of Karnataka.

By Order and the name of the Governor of Karnataka,
NANJUNDAPPA,
Deputy Secretary to Government,
Social Welfare Department

SOCIAL WELFARE SECRETARIATE NOTIFICATION

NO. SWD 237 SDC 2012 (2) Bangalore, dated: 03.05.2014

In exercise of the power conferred under Section-7 of the Prohibition of Employment as Manual Scavengers and their Rehabilitation Act, 2013 the Government of Karnataka hereby notify that with effect from the date of publication of this notification in official Gazette no person, local authority or any agency shall, engage or employ either directly or indirectly, any person for hazardous cleaning of a sewer or a septic tank in the entire State of Karnataka.

As per the said Act under section 2(1)(d) the 'hazardous cleaning' by an employee, in relation to a sewer or septic tank means its manual cleaning by such employee without the employer fulfilling his obligations to provide protective gear and other cleaning devices and ensuring observance of safety precautions, as may be prescribed or provided in any other law, for the time being in force or rules made there under.

By Order and the name of the Governor of Karnataka,
NANJUNDAPPA,
Deputy Secretary to Government,
Social Welfare Department

SOCIAL WELFARE SECRETARIATE
NOTIFICATION
NO. SWD 237 SDC 2012 (3) Bangalore, dated: 03.05.2014

In exercise of the power conferred under Section-18 of the Prohibition of Employment as Manual Scavengers and their Rehabilitation Act, 2013, the Government of Karnataka hereby authorized the following officers to exercise all powers and duties for effective implementation of the said Act in the State of Karnataka.

Sl.No.	Designation/Post	Jurisdiction
1.	Deputy Commissioner/District Magistrates	Within their District
2.	Chief Executive Officer of Zilla Panchayath	Within their District
3.	All Commissioner of ULBs including BBMP, Municipal Corporations/CMCs	Within their Local Limits
4.	Chief Officers of TMCs, and TPs	Within their Local Limits

The above said officers may specify their sub-ordinate officers who shall exercise all or any of the powers and perform all or any of the duties so conferred or imposed as required within their local limits to carry out the implementation of the Act by the officer or officers so specified.

By Order and the name of the Governor of Karnataka,
NANJUNDAPPA,
Deputy Secretary to Government,
Social Welfare Department

SOCIAL WELFARE SECRETARIATE
NOTIFICATION
NO. SWD 237 SDC 2012 (4) Bangalore, dated: 03.05.2014

In exercise of the power conferred under section-20 of the Prohibition of Employment as Manual Scavengers and their Rehabilitation Act, 2013, the Government of Karnataka hereby appoint the officers/officials as Inspectors to exercise the power as conferred in the said Act under section 20 (2), (3) and (4) of the Act, within the local limit of their jurisdiction.

Sl.No.	Designation/Post	Jurisdiction
1.	Tahsildar of Taluks	Within their local jurisdiction
2.	Chief Officers of Town Municipalities	Within their local jurisdiction
3.	Chief Officers of Town Panchayaths	Within their Town Panchayath limits
4.	Revenue Inspectors of all urban local bodies in	Within their local jurisdiction of ULB

	the State of Karnataka	
5.	Health Inspectors of all urban local bodies in the State of Karnataka	Within their local jurisdiction of ULB
6.	Panchayath Development Officers/Secretaries of all Grama Panchayath-the State of Karnataka	Within their Grama Panchayath limits

By Order and the name of the Governor of Karnataka,
NANJUNDAPPA,
Deputy Secretary to Government,
Social Welfare Department

SOCIAL WELFARE SECRETARIATE
NOTIFICATION
NO. SWD 237 SDC 2012 (5) Bangalore, dated: 03.05.2014

In exercise of the power conferred under Section-26 of the Prohibition of Employment as Manual Scavengers and their Rehabilitation Act, 2013, the government of Karnataka hereby notify the State Monitoring Committee consisting of the following members namely:-

State Monitoring Committee:-

1.	Hon'ble Minister for Social Welfare Dept	Chair person
2.	Hon'ble Minister for Urban Development Dept	Member
3.	Hon'ble Minister for RDPR Dept	Member
4.	Chairperson/Karnataka State Commission for Safai Karmacharis	Member
5.	Chairperson/Karnataka State Commission for SC/ST	Member
6.	State representatives of the National Commission for Scheduled Castes and Safai Karmacharis	Member
7.	Two members of the State Legislature (MLAs/MLCs) belonging to the Scheduled Castes, nominated by the State Government	Member
8.	The Director General of Police	Member
9.	ACS/Principal Secretary of Home Department	Member

10.	Principal Secretary/Secretary of RDPR Department	Member
11.	ACS/Principal Secretary or Urban Development Department	Member
12.	Principal Secretary/Secretary of Social Welfare Department	Member Secre
13.	Principal Secretary/Secretary of Women and Child Welfare Department	Member
14.	ACS/Principal Secretary of Commerce and Industry Department	Member
15.	Principal Secretary/Secretary of Labor Department	Member
16.	ACS/Principal Secretary of Finance Department	Member
17.	Commissioner – BBMP	Member
18.	State Representative/General Manager from Railway Department	Member
19.	Representative from Sub-area Commander, Bangalore	Member
20.	Not more than four social workers belonging to organization working for the prohibition of manual scavenging and rehabilitation of manual scavengers or representing the scavenger community, resident in the State to be nominated by the State Government, two of whom shall be women.	Member
21.	Convener – SLBC	Member

1. The above said State Monitoring Committee shall meet at least once in every six months and proceedings shall be drawn and circulated.
2. The functions of the State Monitoring Committee shall be (under Section-27 of the Act):-
 - (a) To monitor and advise the State Government and local authorities for effective implementation of this Act;
 - (b) To co-ordinate the functions of all concerned agencies
 - (c) To look into any other matter incidental their too or connected there with for implementation of this Act.

By Order and the name of the Governor of Karnataka,
NANJUNDAPPA,
Deputy Secretary to Government,
Social Welfare Department

SOCIAL WELFARE SECRETARIATE

NOTIFICATION
NO. SWD 237 SDC 2012 (6) Bangalore, dated: 03.05.2014

In exercise of the power conferred under section 24(1) of the Prohibition of Employment as Manual Scavengers and their Rehabilitation Act, 2013, the Government of Karnataka hereby notify the District vigilance Committee and Sub-Divisional Vigilance Committee for each district and each sub-division.

District Vigilance Committee

1.	Deputy Commissioner/District Magistrate	Chair person
2.	All MIAs and MLCs belonging to the Scheduled Caste from the District (if a District as no member of State Legislature belonging to SC the State Govt, may nominate not exceeding two other members of the State Legislature from the District)	Member
3.	District Superintendent of Police	Member
4.	Chief Executive Office of ZP	Member
5.	Commissioner of CMCs City Corporation within the District	Member
6.	One representative to be nominated by Railway Authority located in the District	Member
7.	Not more than four social workers belonging to organization working for the prohibition of manual scavenging and rehabilitation of manual scavengers or representing the scavenger community, resident in the district, to be nominated by the District Magistrate, two of whom shall be women	Member
8.	District lead bank manager or one person to represent the financial and credit institutions in the district, to be nominated by the District Magistrate.	Member
9.	DSWO of the District	Member Secretary
10.	Any District-level officers of departments and agencies who, in the opinion of the District Magistrate have a significant role to play in the implementation of this Act (to be nominated by the DC)	Member

Sub-Divisional Vigilance Committee

	AC/Sub-Divisional Magistrate	Chair person
1.	All Executive Officer so Taluk Panchayath	Member
2.	Deputy Superintendent of Police	Member
3.	All Commissioners/CEOs of CMCs/TMCs/Corporations	Member
4.	One representative to be nominated by Railway Authority located in the Sub-division	Member
5.	Two social workers belonging to organization working for the prohibition of manual scavenging and rehabilitation of manual scavengers or representing the	Member
6.		Member
7.	TSWO of the sub-divisional Head quarters	Member
8.	TSWOs of other taluks within the Sub-division	Member Secretary
9.	Any sub-divisional level officers of Departments and agencies who, in the opinion of the Sub Divisional Magistrate have a significant role to play in the implementation of this Act (to be nominated by the Sub Divisional Magistrate	Member

1. The above said District and Sub-Divisional Vigilance Committee shall meet at least once in every three months:
2. The Functions of Vigilance Committee shall be (under Section-25 of the Act):-
 - (a) To advice the District Magistrate or, as the case may be the Sub-Divisional Magistrate, on the action which needs to be taken, to ensure that the provisions of this Act or any rule made thereunder are property implemented;
 - (b) To oversee the economic and social rehabilitation of manual scavengers;
 - (c) To co-ordinate the functions of all concerned agencies with a view to channelize adequate credit for the rehabilitation of manual scavenges.
 - (d) To monitor the registration of offences under this Act and their investigation and prosecution.

The Chairperson of District Level Vigilance Committee shall inform to all the MLAs and MLCs belonging to SC within the District and also the non-official members as and when nominated in this regard.

The Chairperson of Sub-divisional level vigilance committee shall inform to all the non-official members as and when nominated in this regard.

By Order and the name of the Governor of Karnataka,
NANJUNDAPPA,
Deputy Secretary to Government,
Social Welfare Department

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