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सामाजिक न्याय और अधिकारिता विभाग
शास्त्री भवन, नई दिल्ली-110 001

Government of India

Ministry of Social Justice and Empowerment
Deptt. of Social Justice and Empowerment
Shastri Bhawan, New Delhi-110 001

A. C. S.
S. J. & E. Deptt.
IWDMS No. 916390 ✓
Date 22/12/2014

C. S. Office
J.S. 522
D. J. Pandian

November 28, 2014

D.O. No. P.13011/7(9)/2014-DP.III (TG)

Dear Shri Pandian,

As you may be aware, an Expert Committee was constituted in this Ministry to make an in-depth study of the problems being faced by the Transgender (TG) Community. The Committee submitted its report on 27th January 2014, suggesting various measures to ameliorate the condition of the Transgender persons. Subsequently, Hon'ble Supreme Court in its Judgment dated 15.04.2014 in a Writ Petition No. 400/2012 filed by National Legal Services Authority (NLSA) directed the Central and State Governments to take various steps for the welfare of the Transgender community and also to examine the recommendations of the Expert Committee based on the legal declaration made in the above said judgment.

2. One of the recommendations of the Expert Committee was to formulate an Umbrella Scheme for empowerment of Transgender community. Accordingly, the Ministry has formulated an Umbrella Scheme comprising the following five Centrally Sponsored Schemes for the welfare of Transgender persons:

- Scheme for financial support to the parents of Transgender children
- Scheme of pre-matric scholarship for the Transgender students studying in classes VII to X
- Scheme of post-matric scholarship for Transgender students studying in classes XI and above for studies in India
- Scheme of assistance for skill development training to Transgender persons
- National pension scheme for Transgender persons

3. The scheme mentioned at para 2(i) will be a Central Sector Scheme. The other schemes listed at para 2(ii) to 2(v) will be Centrally sponsored with Central share of 75% and State/UT share of 25%. Copies of the schemes are enclosed with the letter.

4. This Ministry wants to launch these schemes very soon. As there is some financial outgo on the part of States, I shall be grateful for your concurrence in implementing this scheme. As mentioned above, Hon'ble Supreme Court has directed State Governments too to take welfare measures for transgender community.

With regards,

Yours sincerely,

(Signature)

(Sudhir Bhargava)

ACS (SJED)

Shri D.J. Pandian,
Chief Secretary,
Government of Gujarat,
Gandhi Nagar.

D.S. (S.D.)

(Signature)

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CENTRALLY-SPONSORED SCHEME

OF

NATIONAL PENSION FOR

TRANSGENDER PERSONS

(ABOVE 40 YEARS, UPTO 60 YEARS)



सत्यमेव जयते

Government of India

**MINISTRY OF SOCIAL JUSTICE & EMPOWERMENT
GOVERNMENT OF INDIA**

Ministry of Social Justice and Empowerment

National Pension Scheme for Transgender Persons

1. Introduction

The National Pension Scheme for Transgender persons is a welfare programme being proposed by the Ministry of Social Justice and Empowerment. This programme is going to be implemented in rural areas as well as urban areas. The Scheme represents a significant step towards the fulfilment of the Directive Principles of State Policy enshrined in the Constitution of India which enjoin upon the State to undertake within its means a number of welfare measures. These are intended to secure for the citizens adequate means of livelihood, raise the standard of living, improve public health, provide free and compulsory education for children etc. In particular Article 41 of the Constitution of India provides the States to make effective provision for securing the right to work, to education and to public assistance in cases of unemployment, old age, sickness and disablement and in other cases of undeserved want within the limit of its economic capacity and development. Article 14 also guarantees to all persons equality before the law. Article 19(1) ensures for all citizens freedom of speech and expression. Article 21 expresses protection of life and personal liberty to all persons. Article 15 (1), 15(2) and 16 (2) in express terms prohibit discrimination on the ground of sex. It is in accordance with these guiding principles that the Central Government formed an Expert committee to study the problems faced by the transgender persons and recommend suitable measures to ameliorate their problems. The Committee has submitted its report to the Government. Further, Hon'ble Supreme Court has given direction to Centre and State Governments to take steps for framing various social welfare schemes for their betterment through its verdict on 15.04.2014.

The proposed National pension scheme for transgender persons has provision of pension to the transgender persons above 40 years upto 60 years, who for some reasons could not be assisted under any scheme of the Government for transgender persons for economic empowerment to ensure their financial security. The scheme expects total transgender persons of the country to come out from their hidden life and give an opportunity to them to take part in the nation building and development activities through securing their life.

2. Features of Present Scheme

i. Name of the Scheme

National Pension Scheme for Transgender Persons

ii. Eligibility Criteria of Beneficiary

For the purpose of claiming Central assistance, the following criteria shall apply:

- I. The applicant must belong to a Transgender Community according to the criteria prescribed by the Government of India.
- II. The age of the applicant shall be 40 years or above, upto 60 years who for some reasons could not be assisted under any scheme of the Government for transgender persons for economic empowerment to ensure their financial security.

iii. Funding pattern of the scheme

The Scheme is implemented by State Governments/ UT Administrations, which will receive 75% central assistance from Government of India for the total expenditure under the scheme. The remaining 25% is to be borne by concerned States/UTs. Hence, the States/UTs are required to make provision in their own budget. The Central Government will release 50% of the Central share on allocation of the budget in the beginning of the financial year and the remaining 50% (after taking into account unspent balance, if any) will be released on receipt of the proposal from States/UTs and utilization certificate of the assistance provided in the previous Financial Year.

The Central Assistance under the scheme will be provided at the rate of Rs.750 per month per beneficiary and States/UTs shall contribute Rs.250/-. Total amount of Rs.1,000/- per month per person will be given as pension.

The scheme proposes to cover about 5000 beneficiaries in a year. However, the Central Assistance to higher number of beneficiaries can be given if the States/UTs identify more number of eligible beneficiaries and seek assistance for the same from the Ministry.

iv. Mode of Payment

The Pension is to be credited into a post office or bank account of the beneficiary.

3. Computerisation of database & Operationalisation of the scheme

In order to enhance transparency and accountability in the implementation of the scheme, the details of every beneficiary should be maintained in computerised data base. A system should be devised so as to credit the amount of pension payable to each beneficiary directly into his account either in a Post Office or in a scheduled commercial bank. The list of beneficiaries shall be furnished to the Ministry for placing on the Ministry's website.

4. Monitoring of the scheme

All the State Governments/ UT Administrations implementing the scheme will furnish data of beneficiaries and expenditure under the scheme, to Government of India regularly in the half yearly Reports. The States/UTs will streamline disbursements so that the payments are made timely, will also have a mechanism for a more transparent system of sanction, adopt a system of annual verification of beneficiaries, conduct field inspections, visits etc to ascertain that the Central Assistance reaches bonafide beneficiaries and to get feedback on the implementation of the scheme. The Gram Panchyats/Municipalities are expected to play an active role in the identification of the beneficiaries under the scheme. Further, the due Central Assistance is released to States/UTs subject to availability of Utilization Certificate and taking into account unspent balance with them.

**CENTRALLY-SPONSORED
SCHEME OF
PRE MATRIC SCHOLARSHIP
FOR
TRANSGENDER STUDENTS
(VIIth to Xth Std.)**

GUIDELINES



सत्यमेव जयते

Government of India

**MINISTRY OF SOCIAL JUSTICE &
EMPOWERMENT GOVERNMENT OF INDIA**

**CENTRALLY-SPONSORED SCHEME OF PRE MATRIC SCHOLARSHIP FOR
TRANSGENDER STUDENTS
(VIIIth to Xth Std.)**

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(v) Scholarship for studying in any class will be available for only one year. If a student has to repeat a class, the transgender student would not get scholarship for that class for a second (or subsequent) year.

5. ANNUAL PARENTAL/GUARDIAN'S INCOME

Scholarships will be paid to such students whose parents'/guardians' income from all sources does not exceed Rs. 2,50,000/- (Rupees two lakh fifty thousand only) per annum.

NOTE 1: So long as either of the parents is alive, only income of the parents, as the case may be, from all sources has to be taken into account only and of no other member even though they may be earning. In the form of income declaration, income is to be declared on this basis. Only in the case where both the parents have died, the income of the guardian who is supporting the transgender student in studies has to be taken. Such students whose parent's income is affected due to unfortunate death of one of earning parents and resultantly comes within the income ceiling prescribed under the scheme, shall become eligible for scholarship, subject to their fulfilling other conditions of eligibility, from the month in which such sad incident takes place. Applications for scholarships from such students can be considered even after the last date of receipt of applications, on compassionate grounds.

NOTE 2: House rent allowance received by the parents of a transgender student shall be exempted from the computation of 'income' if the same has been permitted to be exempted for the purpose of Income tax.

NOTE 3: Income certificate is required to be taken once only i.e. at the time of admission to courses which are continuing for more than one year.

NOTE 4 : Income Ceiling would be revised once in every two years linking it with Consumer Price Index for Industrial Workers for the month of October of the year, preceding the year of revision and will be made effective from April.

6. VALUE OF SCHOLARSHIP

The value of scholarship includes scholarship and a one time grant for complete duration of the course:-

The details are as follows:

The rates of Scholarship and other Grant will be as follows:

Item	Day Scholars	Hostellers
Scholarship (Rs. p.m.) (for 10 months)	150	350

7. SELECTION OF CANDIDATES

(i) All eligible Transgender students will be given scholarships as prescribed in this Scheme.

(ii) Students belonging to one State but studying in another State will be awarded scholarships by the State in which they are studying and will submit their applications to the competent authority in that State.

8. DURATION AND RENEWAL OF AWARDS

(i) The scholarship will be payable for 10 months in an academic year.

(ii) The award once made will continue subject to good conduct and regularity in attendance.

9. PAYMENT OF SCHOLARSHIP

(i) Scholarship is payable from 1st April or from the month of admission, whichever is later, to the month in which the examinations are completed, at the end of the academic year (including scholarship during holidays), provided that if the student secures admission after the 20th day of a month, the amount will be paid from the month following the month of admission.

(ii) In case of renewal of scholarship, it will be paid from the month following the month upto which the scholarship was paid in the previous year.

(iii) The respective State Governments/Union Territory Administrations, in which they are studying, in accordance with the procedure laid down by them in this regard, shall pay the scholarship money to the selected transgender students.

10. CONDITIONS FOR CONTINUATION OF THE AWARD

(i) The scholarship is dependent on the satisfactory progress and conduct of the transgender student. If it is reported by the Head of the Institution/School at any time that a transgender student has by reasons of his/her own act of default failed to make satisfactory progress or has been guilty of misconduct such as resorting to or participating in strikes, irregularity in attendance without the permission of the authorities concerned etc., the authority sanctioning the scholarship may either cancel the scholarships or stop or withhold further payment for such period as it may think fit.

(ii) If a student is found to have obtained a scholarship by false statements, the scholarship will be cancelled forthwith and the amount of the scholarship paid will be recovered, at the discretion of the concerned State Government/ UT Administration. The student concerned will be blacklisted and debarred for scholarship in any scheme forever.

(iii) A transgender student is liable to refund the scholarship amount at the discretion of the State Government/ UT Administration, if during the course of the year, the studies for which the scholarship has been awarded, is discontinued by the student.

11. PUBLICITY OF THE SCHEME & INVITING APPLICATIONS

11.1 The Scheme will be implemented through State Governments/UT Administrations. All the State Governments/UT Administrations will, at the appropriate time, suitably publicise the Scheme and invite applications by issuing an advertisement in local language, in the leading newspapers of the State and through their respective websites and other media outfits. The applicant should submit the completed application to the prescribed authority, as mentioned below before the last date prescribed for receipt of applications.

11.2 State Government/UTs would prescribe a suitable application form in the local language and place it on its websites. School authorities will get these forms filled by the eligible transgender students and send them to Block / District level authorities. State Governments/UT Administrations will delegate powers to sanction scholarships under the scheme to appropriate District / Block level authorities/ Heads of Institution, as appropriate.

12. APPLICATION PROCEDURE

(i) An application for pre-matric scholarship should comprise of :

(a) One copy of the application for scholarship in the prescribed form (separate application forms should be prescribed for 'fresh' cases and renewal of scholarship by concerned States/UTs).

(b) One copy of the passport size photograph with signature of the student thereon (for fresh scholarship).

(c) A signed declaration by the parent/guardian that the child has shown symptoms of gender dysphoria.

(d) An income declaration by the self-employed parents/guardians, stating definite income from all sources by way of an affidavit on non-judicial stamp paper. Employed parents/guardians are required to obtain income certificate from their employer and for any additional income from other sources, they would furnish declaration by way of an affidavit on non-judicial stamp paper.

(e) A receipt of acknowledgement of the scholarship in the previous year along with the application form duly counter-signed by the Head of the Institution/School concerned, if the applicant was in receipt of a scholarship under this scheme in the preceding year.

(ii) Application, complete in all respects, shall be submitted to the Head of the Institution/School, being attended or last attended by the candidate and shall be forwarded by the Head of Institution, after scrutiny and with its recommendation, to the sanctioning authority, mentioned in para 11.2.

13. MODE OF DISBURSAL OF SCHOLARSHIP

In order to ensure timely and correct payment of scholarship amount to the beneficiaries, State Governments/UT administrations should ensure payment of scholarship through their accounts in post offices/banks. All State Govts/UT Administrations will implement a computerized management system of scholarships, including 'e-payment' system. In case of a minor, the account in the bank/post office should be a joint account with mother or father if mother is not alive or the guardian, as the case may be.

14. PATTERN AND CONDITIONS OF CENTRAL ASSISTANCE (CA)

14.1 The Scheme is a Centrally Sponsored Scheme and will be implemented by the State Governments and Union Territory Administrations, which will receive 75% of the central assistance from Government of India for expenditure under the Scheme. The balance 25% should be borne by the State Governments/ Union Territories. Hence, they should make necessary provision in their budget. The Central Government will release 50% of the Central share on allocation of the budget in the beginning of the financial year and the remaining 50%(after taking into account unspent balance, if any) will be released on receipt of proposal from States/UTs and utilization certificate of the assistance provided in the previous Financial Year.

14.2 Upto 1.5 % of the total Central expenditure towards Scholarship, would, be utilized on administrative expenditure, Management, Monitoring & Evaluation etc. The funds would be utilized for this purpose, by the Central Government or it would be released to States/UTs, over and above the Scholarship amount, on the basis of proposals received from them in this regard. However, no new posts would be created under this component.

15. MONITORING

State Governments/ Union Territory Administrations implementing the scheme will:

- i) furnish data of beneficiaries and expenditure under the scheme, to the Government of India, regularly in the half yearly progress reports. Financial assistance given under the scheme shall not be utilized for any other purpose.
- ii) create beneficiaries' database which may be integrated with UIDAI by (a) embedding Aadhaar numbers (UID numbers) in it, (b) using the UIDAI enabled bank account (UEBA) for crediting the scholarships and (c) using the UIDAI authentication services for beneficiary identification.
- iii) ensure that an institution-wise list of awardees, with necessary particulars, for award of scholarships is displayed on the web-site of NIC at the District level.
- iv) designate Grievance Redressal Officers (GROs) at the State and District levels to redress transgender students' scholarship-related grievances.

16. CHANGE IN THE PROVISIONS OF THE SCHEME

The provisions of this Scheme can be changed/revised at anytime at the discretion of the Government of India.

CENTRALLY-SPONSORED
SCHEME OF
POST MATRIC SCHOLARSHIPS
FOR TRANSGENDER STUDENTS
(XIth and above)

GOVERNMENT OF INDIA
MINISTRY OF SOCIAL JUSTICE &
EMPOWERMENT

CENTRALLY SPONSORED SCHEME OF POST MATRIC SCHOLARSHIP
FOR TRANSGENDER STUDENTS FOR STUDIES IN INDIA

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GOVERNMENT OF INDIA

MINISTRY OF SOCIAL JUSTICE & EMPOWEMENT

SCHEME OF POST MATRIC SCHOLARSHIPS FOR TRANSGENDER STUDENTS FOR STUDIES IN INDIA

1. BACKGROUND

Article 14 guarantees to all persons equality before law. Article 19(1) ensures for all citizens freedom of speech by expression. Article 21 guarantees life of dignity to all persons. Article 15(1), 15(2), and 16(2) in express terms prohibit discrimination on the ground of sex. In view of above, education is common to all which is to be made available to persons of all genders including transgender persons. Hence, educational scholarship to transgender students who are living in different parts of the country has been planned.

II. Objective

The objective of the scheme is to provide financial assistance to the Transgender students studying at post matriculation or post-secondary stage to enable them to complete their education.

III. Scope

These scholarships are available for studies in India only and are awarded by State Governments /Union Territories where the applicant is studying.

IV. Conditions of Eligibility

- i. The scholarships are open to nationals of India.
- ii. These scholarships will be given for the study of all recognized post-matriculation or post-secondary courses pursued in recognized institutions with the following exceptions:

"Scholarships are not awarded for training courses like Aircraft Maintenance Engineer's Courses and Private Pilot license Courses. Courses at Training - Ship Dufferin (Now Rajendra), courses of training at the Military College, Dehradun, courses at Pre-examination Training Centres of all India and State levels."
- iii. Only those candidates, who are transgender and who have passed the Matriculation or Higher Secondary or any higher examination of a recognised University or Board of Secondary Education, will be eligible.
- iv. Candidates who after passing one stage of education are studying in the same stage of education in different subject e.g. I.Sc. after I.A. or B.Com. after B.A. or M.A. in other subject will not be eligible.

- v. Students who, after having completed their educational career in one professional line, e.g. L.L.B. after B.T./B.Ed. will not be eligible.
- vi. Students studying in Class XI of the Higher Secondary School courses of the XII Class of the Multipurpose High School will not be eligible for it being a continuous school course. However, in cases where Xth class examination of such courses is treated as equivalent to Matriculation and students who after passing Xth class join other courses, such students will be treated as post-matric students and will be eligible for the award of scholarships.
- vii. Students pursuing Post Graduate courses in medicine will be eligible if they are not allowed to practice during the period of their course.
- viii. Students who after failing or passing the under graduate/post-graduate examinations in Arts/Science/Commerce join any recognised professional or Technical certificate/diploma/degree courses will be awarded scholarships if otherwise eligible. No subsequent failure will be condoned except courses in Group 'I'.
- ix. Students who pursue their studies through correspondence courses are also eligible. The term correspondence includes distant and continuing education.
- x. Employed students whose income combined with the income of their parents/guardians does not exceed the maximum prescribed income ceiling are made eligible to post-matric scholarships to the extent of reimbursement of all compulsorily payable non-refundable fees.
- xi. All children of the same parents/guardians will be entitled to receive benefits of the scheme.
- xii. A scholarship holder under this scheme will not hold any other scholarship/stipend. If awarded any other scholarship/stipend, the student can exercise his/her option for either of the two scholarships/stipends, whichever is more beneficial to him/her and should inform the awarding authority through the Head of the Institution about the option made. No scholarship will be paid to the student under this scheme from the date he/she accepts another scholarship/stipend. The student can however, accept free lodging or a grant or adhoc monetary help from the State Government or any other source for the purchase of books, equipment or for meeting the expenses on board and lodging in addition to the scholarship amount paid under this scheme.
- xiii. Scholarship holders who are receiving coaching in any of the pre-examination training centres with financial assistance from the Central Government/ State Government will not be eligible for stipend under the coaching schemes for the duration of the coaching programme.

Note 1: It is mentioned under the item IV (conditions of eligibility) of this scheme that the scholarship will be given for the study of all recognised post-matriculation or post-secondary courses pursued in recognised institutions, the list of courses grouped (I to IV) below is only illustrative and not exhaustive. The State Governments/Union Territory Administrations are themselves competent to decide the appropriate grouping of courses at their level.

V. Annual Parental/Guardian's Income

Scholarships will be paid to the students whose parents'/guardians' annual income from all sources does not exceed Rs. 2,50,000/- (Rupees Two lacs fifty thousand only).

Note 1: So long as either of the parents is alive, only income of the parents, as the case may be, from all sources has to be taken into account only and of no other member even though they may be earning. In the form of income declaration, income is to be declared on this basis. Only in the case where both the parents (or husband in the case of married but unemployed girl student) have died, the income of the guardian who is supporting the student in his/her studies has to be taken. Such students whose parent's income is affected due to unfortunate death of one of earning parents and resultantly comes within the income ceiling prescribed under the scheme, shall become eligible for scholarship, subject to their fulfilling other conditions of eligibility, from the month in which such sad incident takes place.

Applications for scholarships from such students can be considered even after lapse of the last date of receipt of applications, on compassionate grounds.

Note 2: House rent allowance received by the parents of a student shall be exempted from the computation of 'income' if the same has been permitted to be exempted for the purpose of Income tax.

Note 3: Income certificate is required to be taken once only i.e. at the time of admission to courses which are continuing for more than one year.

Note 4: Income Ceiling would be revised once in every two years linking it with Consumer Price Index for Industrial Workers for the month of October of the year, preceding the year of revision and will be made effective from April.

VI. Value of Scholarship

The value of scholarship includes the following for complete duration of the course:-

- i. maintenance allowance,
- ii. reimbursement of compulsory non-refundable fees,

(i) The maintenance allowance for hostellers and day scholars per month will be as follows :

Item	Day Scholars	Hostellers
The study of all recognized post-matriculation or post-secondary courses in recognized institutions in India only (list mentioned in group I to IV below is only illustrative, not exhaustive)	550	1200

Groups

Group I

(i) Degree and Post Graduate level courses in Medicine (Allopathic, Indian and other recognized systems of medicines), Engineering, Technology, Planning, Architecture, Design, Fashion Technology, Agriculture, Veterinary & Allied Sciences, Management, Business Finance /Administration, Computer Science/ Applications.

(ii) Commercial Pilot License (including helicopter pilot and multiengine rating) course.

- (iii) Post Graduate Diploma courses in various branches of management & medicine.
- (iv) C.A./I.C.W.A./C.S./I.C.F.A. etc.
- (v) M. Phil., Ph.D. and Post Doctoral Programmes (D. Litt., D.Sc. etc.), Group I, Group II and Group III courses
- (vi) L.L.M.

Group II

- (i) Professional Courses leading to Degree, Diploma, Certificate in areas like Pharmacy (B. Pharma), Nursing (B. Nursing), LLB, BFS, other para-medical branches like rehabilitation, diagnostics etc., Mass Communication, Hotel Management & Catering, Travel/Tourism/Hospitality Management, Interior Decoration, Nutrition & Dietetics, Commercial Art, Financial Services (e.g. Banking, Insurance, Taxation etc.) for which entrance qualification is minimum Sr. Secondary(10+2).
- (ii) Post Graduate courses not covered under Group I eg. MA/M Sc/M.Com/M Ed./M. Pharma etc.

Group III

All other courses leading to a graduate degree not covered under Group I & II eg. BA/B Sc/B Com etc.

Group IV

All post-matriculation level non-degree courses for which entrance qualification is High School (Class X), e.g. senior secondary certificate (class XI and XII); both general and vocational stream, ITI courses, 3 year diploma courses in Polytechnics, etc.

Note 1: Normally the term 'Hostel' is applicable to a common residential building and a common mess for the students run under the supervision of the educational institution authorities. In case the college authorities are unable to provide accommodation in the college Hostel, an approved place of residence can also be treated as Hostel for the purpose of this scheme. The place will be approved by the Head of the Institution after due inspection and keeping in view the rules and regulations laid down by the University, if any. In such a case, a certificate to the effect that the student is residing in an approved place of residence, as he is unable to get accommodation in the college hostel should be furnished by the Head of the Institution.

It is further clarified that such deemed hostels should consist of such accommodation as is hired at least by a group of 5(five) students living together, usually with common mess arrangements.

(ii) Reimbursement of compulsory non-refundable Fees

Scholars will be paid enrolment/registration, tuition, games, Union, Library, Magazine, Medical Examination and such other fees compulsorily payable by the scholar to the institution or University/Board. Refundable deposits like caution money, security deposit will, however, be excluded.

Note : Compulsory non-refundable fee charged by recognised institutions against free and paid seats of recognised courses can be fully reimbursed as per the fee structure approved by the competent State/Central Government authority. However, while sanctioning scholarship against paid seats, State Governments should make the income verification compulsory.

VII. Selection of Candidates

- i. All the eligible Transgender candidates will be given scholarships subject to eligibility conditions as mentioned in para IV and V above.
- ii. Candidates belonging to one State but studying in other State will be awarded scholarships by the State/UT in which they are studying.

VIII. Duration and Renewal of Awards

- i. The award once made will be tenable from the stage at which it is given to the completion of course subject to good conduct and regularity in attendance. It will be renewed from year to year provided that within a course which is continuous for a number of years, the scholar secures promotion to the next higher class irrespective of the fact whether such examinations are conducted by a University or the Institution.
- ii. If a transgender scholar pursuing any of the Group I courses fails in the examination for the first time, the award may be renewed. For second and subsequent failure in any class, the student shall bear his/her own expenses until he/she secures promotion to the next higher class.
- iii. If a transgender scholar is unable to appear in the annual examination owing to illness and on account of any other unforeseeable event, the award may be renewed for the next academic year on submission of medical certificate and/or other required sufficient proof to the satisfaction of the Head of the Institution and his/her certifying that the scholar would have passed had he appeared in the examination.
- iv. If according to the Regulations of a University/Institution, a transgender student is promoted to the next higher class even though he/she may not have actually passed in lower class and is required to take examination of the junior class again after sometime, he/she will be entitled to scholarship for the class to which he/she is promoted if the student is otherwise eligible for scholarship.

IX. Payment

- i. Maintenance allowance is payable from 1st April or from the month of admission, whichever is later, to the month in which the examinations are completed, at the end of the academic year (including maintenance allowance during holidays), provided that if the transgender scholar secures admission after the 20th day of a month, the amount will be paid from the month following the month of admission.
- ii. In case of renewal of scholarships awarded in the previous years, maintenance allowance will be paid from the month following the month upto which scholarship was paid in the previous year, if the course of study is continuous.
- iii. The State Government /Union Territory Administration, where the students are studying, in accordance with the procedure laid down by them in this regard, will pay the scholarship money to the selected students.
- iv. Scholarship will not be paid for the period of internship/housemanship in the M.B.B.S. course or for a practical training in other course if the student is in receipt of some remuneration

during the internship period or some allowance/stipend during the practical training in other course.

X. MODE OF DISBURSAL OF SCHOLARSHIP

In order to ensure timely payment of scholarship amount to the transgender beneficiaries, the State Government/UT administrations are requested to avoid cash payment of scholarship amount and are required to issue instructions to all concerned that payment of scholarship should be made to transgender beneficiaries through their accounts in post offices/banks.

XI. Other Conditions for the Award

- i. The scholarship is dependent on the satisfactory progress and conduct of the scholar. If it is reported by the Head of the Institution at any time that a scholar has by reasons of his/her own act of default failed to make satisfactory progress or has been guilty of misconduct such as resorting to or participating in strikes, irregularity in attendance without the permission of the authorities concerned etc., the authority sanctioning the scholarship may either cancel the scholarships or stop or withhold further payment for such period as it may think fit.
- ii. If a transgender student is found to have obtained a scholarship by false statements, his/her scholarship will be cancelled forthwith and the amount of the scholarship paid will be recovered, at the discretion of the concerned State Government/UT. The transgender student concerned will be blacklisted and debarred for scholarship in any scheme forever.
- iii. A scholarship awarded may be cancelled if the scholar changes the subject of the course of study for which the scholarship was originally awarded or changes the Institution of study without prior approval of the State Government/UT. The Head of the Institution shall report such cases to them and stop payment of the scholarship money. The amount already paid may also be recovered at the discretion of the concerned State Government/UT.
- iv. A transgender scholar is liable to refund the scholarship amount at the discretion of the State Government, if during the course of the year, the studies for which the scholarship has been awarded, is discontinued by the transgender person.
- v. The provisions of this scheme can be changed at anytime at the discretion of the Government of India.

XII. Announcement of the Scheme

All the State Governments/UT Administrations will announce in May-June, the details of the scheme and invite applications by issuing an advertisement in the leading newspapers of the State and through their respective websites and other media outfits. All requests for application forms and other particulars should be addressed to the State Government/Union Territory Administration in which the transgender scholars are studying. The applicant should submit the completed application to the prescribed authority before the last date prescribed for receipt of applications.

XIII. Procedure for Applying

- i. An application for scholarship should comprise:
 - a. One copy of the application for scholarship in the prescribed form (separate application forms should be prescribed for 'fresh' cases and renewal of scholarship by the concerned States/UTs).

- b. One copy of the passport size photograph with signatures of the transgender student thereon (for fresh scholarship).
 - c. One attested copy of certificates, diploma, degree etc. in respect of all examinations passed.
 - d. A self-declaration by the transgender candidate that he/she is a transgender person if he/she is 18 years or above, or a declaration by the transgender person's parents/guardians if the student is below 18 years of age.
 - e. An income declaration by the self-employed parents/guardians, stating definite income from all sources by way of an affidavit on non-judicial stamp paper. Employed parents/guardians are required to obtain income certificate from their employer and for any additional income from other sources, they would furnish declaration by way of an affidavit on non-judicial stamp paper.
 - f. A receipt in acknowledgement of the scholarship in the previous year on the form attached to the application only duly counter-signed by the Head of the Institution concerned, if the application was in receipt of a scholarship under this scheme in the preceding year.
- ii. Application complete in all respects shall be submitted to the Head of the Institution, being attended or last attended by the candidates and shall be addressed to an officer specified for this purpose by the Government of State/Union Territory where the student is studying, in accordance with the instructions issued by them from time to time.

XIV. Funding Pattern of the Scheme

The Scheme is implemented by the State Governments and Union Territory Administrations, which will receive 75% central assistance from Government of India for the total expenditure under the scheme. The remaining 25% is to be borne by concerned States/UTs. Hence, they are required to make provision in their own budget. The Central Government will release 50% of the Central share on allocation of the budget in a beginning of the financial year and the remaining 50% (after taking into account unspent balance, if any) will be released on receipt of proposal from States/UTs and utilization certificate of the assistance provided in the previous Financial Year.

All the State Governments and Union Territory Administrations implementing the scheme will:

- i. Furnish data of beneficiaries and expenditure under the scheme, to the Government of India, regularly in the half yearly Reports. Financial assistance given under the scheme shall not be utilized for any other purpose.
- ii. Designate Grievance Redressal Officers (GROs) at the State and District levels to redress transgender students' scholarship-related grievances.

**SCHEME OF
FINANCIAL SUPPORT TO
PARENTS OF TRANSGENDER CHILDREN**



सत्यमेव जयते

Government of India

**MINISTRY OF SOCIAL JUSTICE & EMPOWERMENT
GOVERNMENT OF INDIA**

Ministry of Social Justice and Empowerment

Scheme for Supportive Money to the Parents of Transgender Children

I. Introduction

The Transgender persons face stigma and discrimination in almost every sphere of their life including within the group, health facilities, education, employment etc., social schemes (housing, banks etc). Transgender persons are physically, verbally and sexually abused. Extreme social exclusion diminishes self-esteem and sense of social responsibility in them.

Article 41 of the Constitution of India enjoins the States to make effective provision for securing the right to work, to education and to public assistance in cases of unemployment, old age, sickness and disablement and in other cases of undeserved want within the limit of its economic capacity and development. Article 14 also guarantees to all persons equality before the law. Article 19(1) ensures for all citizens freedom of speech and expression. Article 21 expresses protection of life and personal liberty to all persons. Article 15 (1), 15(2) and 16 (2) in express terms prohibit discrimination on the ground of sex.

II. Status of transgender children

Most families do not accept if their child starts behaving in ways that are considered inappropriate to the expected gender role. Consequently, family members may threaten, scold or even assault their child from behaving or dressing-up like a girl or boy. Some parents may outright disown and evict their own child for crossing the prescribed gender norms of the society and for not fulfilling the roles expected from them. Parents may provide several reasons for doing so: bringing disgrace and shame to the family; diminished chances of their child getting married in the future; and perceived inability on the part of their child to take care of the family.

III. Need for supportive money

Awareness and information is needed among parents to support their gender-nonconforming or transgender children, setting aside their discomfort and deeply held normative attitudes. Parents should be alert to the risk of the children facing bullying and other violence outside the home – in the extended family, at schools, on the playground, and support them accordingly. They also need to take cognizance of the escalation in stress and discrimination faced by a transgender child as he/she grows into adolescence.

Counseling and other mental health services that affirm the child's gender identity are needed for the child as well as their parents. Support groups help parents to (i) overcome misconceptions, understand the difference between sex, sexuality, gender, and intersex variations (ii) realize that they, as parents, are not alone (iii) that their children's gender-nonconformity is not the result of bad parenting (iv) be able to work through their negative feelings of anger, disbelief, shock, or disappointment in a safe space. Additionally, existing forums such as the Anganwadi Centres and Self-Help Groups may be oriented on transgender issues, and involved in providing information to parents of gender-nonconforming youth.

Considering the above aspects, the Ministry has formulated a Scheme to provide supportive money to the parents of transgender children in order to support such parents in successfully bringing up their transgender children against societal intolerance, stigma, discrimination and violence. Present scheme shall also act as a feeder program for the Schemes of pre and post matric scholarship.

IV. Features of the Scheme

i) Name of the Scheme

Scheme for supportive money to the parents of transgender children

ii) Eligibility criteria

For purpose of claiming Central assistance, the following criteria shall apply:

- i. Parent must certify on an affidavit that they have a child showing gender non-confirming behavior.
- ii. The age of the child shall be less than 18 Years.
- iii. In case of death of the parent, supportive money will be made available to the guardian subject to production of the relevant Certificate of guardianship obtained from Competent Authority.

iii) Funding pattern of the scheme

The State Governments/UT administrations will receive 100% Central Assistance from the Government of India for the total expenditure under the scheme. The Central Government will release 50% of the Central share on allocation of the budget in the beginning of the financial year and the remaining 50% (after taking into account unspent balance, if any) will be released on receipt of proposal from States/UTs and utilization certificate of the assistance provided in the previous Financial Year.

The Central Assistance under the scheme will be provided at the rate of Rs 1000/-(rupees one thousand only) per transgender parent per child per month.

The scheme proposes to cover about 5000 beneficiaries (parents of transgender children) in a year. However, the Central Assistance to higher number of beneficiaries can be given if the States/UTs identify more number of eligible beneficiaries and seek assistance for the same from the Ministry.

The Ministry of Social Justice & Empowerment may also conduct awareness programmes through the recognized institutions in this regard for which the cost shall be borne from the budgetary provision of the scheme.

iv) Mode of Payment

The supportive money will be credited into a post office or scheduled commercial bank account of the beneficiary (parent of the transgender child).

V. **Computerisation of database and operationalisation of the scheme**

In order to enhance transparency and accountability in the implementation of the scheme, the details of every beneficiary should be maintained in a computerised database. A system should be devised so as to credit the amount of pension payable to each beneficiary directly into his account either in a post office or in a scheduled commercial bank. The list of beneficiaries shall be furnished to the Ministry for placing on the Ministry's website.

VI. **Monitoring of the scheme**

All the State Governments/ UT Administrations implementing the scheme will furnish data of beneficiaries and expenditure under the scheme, to the Government of India regularly in the half yearly Reports. The States/UTs will streamline disbursements so that the payments are made timely, will also have a mechanism for a more transparent system of sanction, adopt a system of annual verification of beneficiaries, conduct field inspections, visits etc to ascertain that the Central Assistance reaches bonafide beneficiaries and to get feedback on the implementation of the scheme. The Gram Panchyats/Municipalities are expected to play an active role in the identification of the beneficiaries under the scheme. Further, the due Central Assistance is released to States/UTs subject to availability of Utilization Certificate and taking into account unspent balance with them.

CENTRALLY-SPONSORED SCHEME

OF

ASSISTANCE FOR SKILL

DEVELOPMENT TRAINING TO

TRANSGENDER PERSONS



सत्यमेव जयते

Government of India

**MINISTRY OF SOCIAL JUSTICE & EMPOWERMENT
GOVERNMENT OF INDIA**

Ministry of Social Justice and Empowerment

**SCHEME OF ASSISTANCE FOR SKILL DEVELOPMENT TRAINING TO
TRANSGENDER PERSONS**

1. OBJECTIVE

The main purpose behind the scheme of providing assistance to States/UTs for skill development trainings among the transgender persons is, to improve the educational and socio-economic conditions of these persons so as to enable them to start income generating activities on their own or get gainfully employed in some sector or the other.

2. TARGET GROUP AND ELIGIBILITY CRITERIA

(a) A beneficiary should be a transgender person above 18 years of age. A copy of the transgender identity card, issued by the Competent Authority, designated by respective State Governments/UT administrations is required.

(b) The beneficiaries whose parents'/ legal guardians' income from all sources including the income of the beneficiary does not exceed Rs. 2.50 lakh annually will be eligible for availing the benefit under the scheme. (This condition is not mandatory if a transgender person is not living with his parents/legal guardians).

3. IMPLEMENTING AGENCY:

The scheme is implemented through the State Governments and Union Territory administrations.

4. FUNDING PATTERN OF CENTRAL ASSISTANCE:

The Scheme is implemented by the State Governments/Union Territory Administrations, which will receive 75% central assistance from the Government of India for the total expenditure under the scheme. The remaining 25% is to be borne by concerned States/UTs. Hence, they are required to make provision in their own budget. The Central Government will release 50% of the Central share on allocation of the budget in the beginning of the financial year and the remaining 50% (after taking into account unspent balance, if any) will be released on receipt of the proposal from States/UTs and utilization certificate of the assistance provided in the previous Financial Year. The funds should be spent exclusively for the purpose for which it is meant.

All the State Governments and Union Territory Administrations implementing the scheme shall furnish data of beneficiaries and expenditure under the scheme, to the Government of India, regularly in the half yearly Reports. Financial assistance given under the scheme shall not be utilized for any other purpose.

5. TYPE OF ACTIVITIES COVERED

The Central Government will provide assistance under the skill development scheme to about 5000 transgender persons in a year so as to enable them to start income generating activities either through self-employment or wage-employment. However, the Central

Assistance to higher number of beneficiaries can be given if the States/UTs identify more number of eligible beneficiaries and seek assistance for the same from the Ministry.

The assistance will be provided to the extent of Rs 15,000 per transgender trainee per course comprising of 200 hours and maximum of thirty trainees in a course. In order to encourage the transgender community to come forward to avail the benefits of this scheme, an additional amount of Rs 1000 as stipend will be provided per trainee per course per month. The funding pattern of central assistance will be as stated in para 4 above. A list of illustrative activities is given in the annexure. This list is for illustrative purposes only and is not exhaustive. The States/UTs shall arrange to train the transgender persons through reputed and recognised institutes. These training institutes shall be mandated in providing jobs to the transgender persons to the extent of 70% of trained persons.

In the event of Ministry of Social Justice & Empowerment itself executing the programme through the recognised institutions, full cost shall be borne from the budgetary provision of the scheme.

6. LOAN WITH SUBSIDY FOR SELF EMPLOYMENT VENTURES

- (i) Loans upto a maximum cost of Rs 5 lakh will be admissible under the scheme for the activity/trade for which the beneficiary had taken the training.
- (ii) The moratorium period to start the repayment of loan will be two years. The period of repayment of loan, including moratorium period will be five years. The State Channelizing Agencies (SCA) to be specified by the Government of India separately would distribute the funds within a period of three months after receiving the application from the eligible transgender persons.
- (iii) The rate of interest chargeable from the beneficiaries will be as follows:
 - a) For projects upto Rs 25,000/- - 5% per annum
 - b) For projects above Rs 25,000/- - 6% per annum
- (iv) Where the rate of interest chargeable by the banks on loans will be higher than the rates prescribed in the scheme, interest subsidy to the extent of the difference will be given to the banks by respective SCA. The SCAs will be required to pay this amount to banks on monthly basis so that there is no case of charging of compound interest by banks on the interest subsidy portion.
- (v) Credit linked back-end capital subsidy will be provided to the beneficiaries in a scaled manner, as follows :

Range of Project Cost(Rs)	Rate of subsidy
Upto 2,00,000	50% of project cost
2,00,000 to 5,00,000	Rs 1 Lakh + 33.3 % of project cost between Rs 2-5 lakh

- (vi) Subsidy will be back-ended. Banks/lending agencies would disburse the full project cost including subsidy to the beneficiaries as loan. The operation of the subsidy amount by the bank will be as follows :

- (a) The subsidy admissible to the beneficiaries under this scheme should be kept in the Subsidy Reserve Fund Account beneficiary-wise, instead of in term deposit in the name of the beneficiary. Banks etc. should apply no interest on the Subsidy Reserve Fund Account. In view of this, for the purpose of charging interest on the loan, the subsidy amount should be excluded. The balance lying to the Credit of Subsidy Reserve Fund Account will not form part of deferred tax liabilities (DTL) for the purpose of SLR/CRR.
- (vii) The repayment schedule of loan would be drawn in such a way that the subsidy kept under Subsidy Reserve Fund would be sufficient for adjustment towards loan repayment equivalent to capital subsidy amount. The beneficiary would be required to repay the loan portion of the project as per repayment schedule prescribed under the scheme. Beneficiaries will not be entitled for any benefit of subsidy, if the loan is fully repaid before a certain fixed period, specified by the lending agency, depending upon the activity. The availability of the benefit of subsidy to beneficiaries would be contingent on their proper utilization of loan for the sanctioned project.
- (viii) Lending agencies would issue loan passbook to beneficiaries. These pass book should, inter alia, contain details such as the date of sanction of loan, amount of loan sanctioned, subsidy to be adjusted in the final instalment of repayment, rate of interest, due date of instalment etc.
- (ix) Beneficiaries will be required to avail second and subsequent loan from banks if required, without capital subsidy and interest subsidy and other grants under the scheme.
- (x) The Finance & Development Corporations under the Ministry of Social Justice and Empowerment or any other agency identified under the scheme, will facilitate/co-ordinate for loans and subsidies to ensure optimum benefits to the beneficiaries. These Corporations/identified agency will have freedom to meet expenditure under the scheme out of their own funds, which will be reimbursed to them. Further, the Finance & Development Corporations will have option to provide loan to the target group at the rates prescribed in the scheme out of their own funds and recover them. Such amounts, however, will not be reimbursable from Government. In such cases, they will be entitled to claim assistance for training, interest subsidy (if required), capital subsidy etc as provided under the scheme.
- (xi) The scheme will be implemented at National level through Finance & Development Corporations under the Ministry of Social Justice and Empowerment or other identified agencies for this purpose. At the State level, the implementing agencies will be the State Channelizing Agencies (SCA) specified for the purpose. It is also provided to encourage involvement of reputed micro-finance institutions and NGOs for micro finance schemes through SHGs.
- (xii) The existing schemes of various Ministries like Ministry of Labour and Employment, District Rural Development Agency etc should be optimally used for training of beneficiaries.
- (xiii) In case of diversion of funds by the beneficiary for their other needs, the banks can initiate action as per their policy and rules in this regard. In case it is found that any beneficiary has diverted the subsidy for any purpose, other than for which the assistance was provided, the beneficiary shall be liable to repay the

entire amount of subsidy immediately with a penal interest of 9% per annum.
Further, the applicant shall not be eligible for any assistance under the scheme.

LIST OF ILLUSTRATIVE ACTIVITIES/TRADES

1. CARPENTARY
2. COMPUTER CENTER
3. CRAFT CENTER
4. DIARY MAKING TRAINING
5. ELECTRICIAN TRAINING
6. FRUIT PRESERVATION TRAINING
7. GEM CUTTING TRAINING
8. MOTOR WINDING & FITTING TRAINING
9. PHOTOGRAPHY TRAINING
10. PLUMBING TRAINING
11. PRINTING, COMPOSING & BOOK BINDING TRAINING
12. SCOOTER / MOTOR CYCLE / AUTORIKSHAW REPAIR TRAINING
13. SPINNING & WEAVING TRAINING
14. TYPING & SHORTHAND CENTER
15. TIE & DIE TRAINING
16. LEATHER ART TRAINING
17. SPRAY PAINTING & DENTING TRAINING
18. WELDING & FITTER TRAINING
19. TV, VCR, RADIO REPAIR TRAINING.
20. TAILORING TRAINING
21. BEAUTY PARLOUR
22. COOKING/CATERING SERVICES

Note: The above list is not exhaustive but merely an illustrative list of activities.