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SCHOOL & MASS EDUCATION DEPARTMENT

NOTIFICATION

The 25th March, 2015

Sub: Guidelines for payment of *ex-gratia* grant towards accident relief for students from Student Welfare Fund.

No.6224-V-SME(P)-12/2015/SME.— After the implementation of the RTE Act, it is mandatory on the part of the State to provide Free and Compulsory Education to the children in the age group of 6-14 up to Class-VIII level. Therefore, it is the responsibility of the State to provide safety net for the welfare of the students.

There is no coverage for elementary Students i.e. from class-I to VIII under any Insurance policy. The numbers of students reading from class-I to VIII constitute around 57.00 Lakhs.

There is a student Safety Insurance Scheme in place for students of Secondary Education in the State. The students strength at Secondary level is about 12.00 lakhs. As per the guidelines of the Policy each student contribute Rs.2/- *per annum* towards premium. This policy is basically administered by the District Education Officers but there is no detailed information about the performance of the policy at the district level. Experience shows that the claims of compensation are very few and delayed.

These students often meet with serious accidents during transportation, while playing in the school buildings, due to natural calamity and food poisoning etc. In recent past many unfortunate incidents have taken place for which many PILs have been filed before Hon'ble High Court and in Human Right Commissions. The Hon'ble Courts in many of the decisions ordered the Department to disburse the compensation towards the victims. The State Government has therefore, paid compensation amount from the Chief Minister

Relief Fund and in form of decretal dues . In view of this a full fledge umbrella scheme to cover the students of Government & Government Aided Schools in the State is felt necessary.

Considering these aspects Government after careful consideration have decided to implement the scheme to provide *ex gratia* grant for the students who met with accidents in the schools or while travelling to and from the schools and when involved in school related activities.

The details of the scheme are as below:—

1. The Scheme:

- (a) The scheme will be called as "**payment of ex gratia grant for students from Student Welfare Fund**".
- (b) The scheme will be applicable to all the girls and boys students of class-I to X of Government & Government Aided Schools including SSD Department schools during the school days and when involved in school related activities.
- (c) All the medical expenses will be borne by CMRF/Red Cross or OSTF as per the existing norm. Students need not pay any treatment charges in Government Hospitals.
- (d) This scheme will come in to effect from 1st April, 2015.
- (e) In case of accident of the students the permissible *ex gratia* grant amount and the documents to be submitted will be as under.

Sl. No.	Accident Particulars	<i>Ex gratia</i> grant Amount(Rupees)	Documents to be submitted in triplicate along with the proposal.
(1)	(2)	(3)	(4)
(i)	Death or Permanent handicapped (permanent incapacitated) due to Road Accident on the way and way back to School, accidents in the school building & Food poisoning due to consuming mid-day-meal or accident occurred during any school related activities - Collector is to decide based on the report of CDMO .	Rs 2,00,000/-	i. FIR ii. Enquiry report of DEO. ii. Report of CDMO (in case of permanent handicapped)

(1)	(2)	(3)	(4)
(ii)	Any major accident which need the victim to shift out of the district to the better Hospital /Medical Colleges.	Up to Rs 30,000/- towards incidental / travelling charges. Treatment in Government hospitals will be done free of costs.	Report of BEO /DEO & Recommendation of the Chief Medical Officer.
(iii)	Any accident in which the child is admitted and treated at the District Head Quarter Hospital and requires care more than 03 days.	Up to Rs 10,000/- towards incidental / travelling charges. Treatment in Govt. hospitals will be done free of costs.	Report of the BEO/DEO and recommendations of Medical Officer.

2. Mode of sanction and payment.

- i. The responsibility of making proposals of student *ex gratia* grant is that of their parent and Headmaster of concerned school / Block Education Officer/ District Education Officer.
- ii. On death or permanent handicapped of student, under this scheme the amount of *ex gratia* grant shall be paid as per following priority.
 - a. Student's mother
 - b. Student's father in case mother does not survive.
 - c. If both the parents do not survive then any guardian identified by the Collector.

3. Monitoring and procedure to be followed:

- (a).The District SSA Committee under the Chairmanship of Collector will monitor the scheme.
- (b) Procedure and duties and responsibility of the concerned.
 - (i) Based on the report of Headmaster, BEO will submit the claim to the DEO in the prescribed application form. **(Annexure-I)**
 - (ii) The District Education Officer in turn will take the approval of Collector for sanctioning within 03 days.
 - (iii) The District Education Officer will disburse funds to the parents / guardian as specified at Para. 2(b).
 - (iv) In case of treatment, drawl from the available funds shall be utilized and same shall be reimbursed within 15 days.

- (v) For implementation of the scheme the District Education Officer shall be Drawing and Disbursing Officer. As per the budgetary allocation he /she will draw based on the sanction of the Collector.
- (vi) In case of the *ex gratia* disbursement against death, student's parent / legal heir to be paid through account transfer .
- (vii) The responsibility of effective implementation of the scheme and monitoring will be that of Director, Secondary Education (O) who will review and submit the report to Government quarterly. During monthly review meetings this agenda shall be reviewed

4. Source of Funding:

- i. The expenditure under this scheme shall be met out of the available grant to S&ME Department in that particular year under the Head of Account "*Demand No-10-2202 General Education-Non plan-02-Secondary Education-800 Other Expenditure-2792-Ex-gratia and Compensation-29014-Payment of Ex-gratia and Compensation*".
- ii. The Higher Education Department letter No-5965/HE., dated the 26th February, 1993 is partially modified to the above extent.
- iii. This will come to effect from 1st April, 2015.
- iv. For any dispute the decision of the Collector of the district is final.

By Order of the Governor

USHA PADHEE

Commissioner-*cum*-Secretary to Government

