

2/6197/2017/Sch.6 Section

MOST IMMEDIATE

D.O. No. 15-17/2017-Sch.4

अनिल स्वरूप

सचिव

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Secretary

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सत्यमेव जयते

भारत सरकार

Government of India

मानव संसाधन विकास मंत्रालय

Ministry of Human Resource Development

स्कूल शिक्षा और साक्षरता विभाग

Department of School Education & Literacy

124 'सी' विंग, शास्त्री भवन, नई दिल्ली-110 001

124 'C' Wing, Shastri Bhawan, New Delhi-110 001

1st September, 2017

Kindly refer to Sh. R.K. Jain, Member, National Disaster Management Authority (NDMA), Ministry of Home Affairs letter No. 05/83/2016/NDMA/ CBT dated the 24th August, 2017 (a copy of the letter sent to the Chief Secretary of Govt. of NCT of Delhi is enclosed for reference) regarding implementation of the School Safety Guidelines issued by the National Disaster Management Authority (NDMA) in order to comply with the Hon'ble Supreme Court of India's Order dated 14-8-2017 in W.P. No. 483 of 2004 – Sh. Avinash Mehrotra Vs. Union of India & Ors.

2. The NDMA formulated the National Disaster Management Guidelines on School Safety Policy in 2016 with a vision of Safety of school children. The NDMA has already shared a copy of these guidelines with all the States and U.Ts. for dissemination and implementation at appropriate levels in the States / U.Ts. **It may not be out of place to emphasise that the Guidelines on School Safety Policy, 2016, prepared by the NDMA, are Statutory in nature and are statutorily required to be complied with scrupulously without any deviation.** All the requirements to ensure safety of children in schools mentioned in the said Policy of 2016 are statutory in nature and everyone involved in the process of ensuring safety of children are statutorily bound by the same.

3. The Hon'ble Supreme Court, vide its order dated 14th August, 2017 in W.P. No. 483 of 2004 – Sh. Avinash Mehrotra Vs. Union of India & Ors., has directed that the School Safety Guidelines issued by NDMA have to be implemented in letter and spirit by all concerned authorities. All the State Govts./UT Administrations are, therefore, required to take all the requisite measures to implement the School Safety Guidelines issued by the NDMA to comply with the directions of the Hon'ble Supreme Court in the matter. As already indicated by the NDMA, vide their letter under reference, the effective implementation of the School Safety Policy is possible only if the compliance with the said policy is ensured at the level of District Disaster Management Authority, constituted under Section 25 of the National Disaster Act, 2005, which consists of the Collector or District Magistrate or Deputy Commissioner, as its Chairperson and includes elected representatives and Superintendent of Police, Chief Medical Officer, etc. as its members. **It is, therefore, requested that suitable instructions may be issued to the Chairpersons of the District Disaster Management Authorities functioning in your State / U.T. to ensure strict compliance with the said Policy immediately.**

4. Further, as per the judgement of the Hon'ble Supreme Court, the National Disaster Management Authority and the Ministry of Human Resource Development (Deptt. of School Education and Literacy) will jointly monitor the implementation of the said guidelines at the National level through periodical meetings for each State / U.T. and

periodical reviews. It is, therefore, requested that, as advised by the NDMA vide their letter under reference, State / U.T. specific action plan along with timeframe for implementation of the Policy Guidelines may please be prepared and submitted to the NDMA and this Department by 24th September, 2017, positively. It is also requested that the District Education Officer of each District in the State/ U.T. may be nominated as nodal officers for ensuring adherence and compliance of the aforesaid guidelines in all the schools, including CBSE affiliated schools, functioning in the State / U.T. The names and particulars of these nodal officers may be compiled for the state/UT and intimated to NDMA and this Department latest by 24th Sept, 2017.

5. It may please be noted that in accordance with the aforesaid orders of Hon'ble Supreme Court, it shall be the responsibility of the Chief Secretary / Administrator to ensure due discharge of functions by the Disaster Management Authority as well as the District Education Officer as a nodal officer and also to send quarterly progress reports in respect of actions taken on implementation of the School Safety Guidelines to NDMA and this Department regularly.

→ B 49/17 (38)

Yours sincerely,
Sd/-
(Anil Swarup)

To

1. Chief Secretaries/Administrators of States/UTs (By name)

(38)
B 49/17

Copy to:

1. Principal Secretary/ Secretary School Education of all States/UT's
2. Sh. R.K. Jain, IAS (Retd.), Member, National Disaster Management Authority (NDMA), Ministry of Home Affairs, NDMA Bhawan, A-1, Safdarjung Enclave, New Delhi-110029.

Per follow up
LH
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Anil Swarup
(Anil Swarup)

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Copy to:

AS (SE) for information & appropriate
action.

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