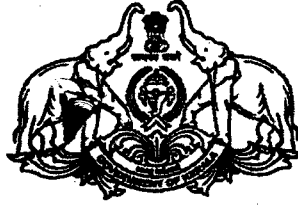


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കേരള സർക്കാർ
Government of Kerala
2019



Regn.No. KERBIL/2012/45073
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കേരള ഗസറ്റ് KERALA GAZETTE

അസാധാരണം
EXTRAORDINARY

ആധികാരികമായി പ്രസിദ്ധപ്പെടുത്തുന്നത്
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27th December 2019

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GOVERNMENT OF KERALA

Social Justice (B) Department

NOTIFICATION

G. O. (P) No. 13/2019/SJD.

Dated, Thiruvananthapuram, 2nd November, 2019

16th Thulam, 1195.

S. R. O. No. 1012/2019

In exercise of powers conferred by sub-section (4) of Section 8 read with sub-section (4) of section 29 of the Sexual Harassment of Women at Work Places (Prevention, Prohibition and Redressal) Act, 2013 (Central Act 14 of 2013), the Government of Kerala, in consultation with the Accountant General, Kerala hereby make the following Rules, namely: —

RULES

1. *Short title and commencement.*—(1) These rules may be called the Kerala Sexual Harassment of Women at Work Places (Prevention, Prohibition and Redressal) Act Grant-in-aid Rules, 2019.

(2) It shall come into force on such date as the Government may by notification in the official gazette appoint.

2. *Definitions.*—(1) In these rules unless the context otherwise requires, —

- (a) “Act” means the Sexual Harassment of Women at Work Places (Prevention, Prohibition and Redressal) Act, 2013 (Central Act 14 of 2013).
- (b) Accountant General means the Accountant General of Kerala.
- (c) Agency means the agency constituted or designated by the Government for utilization by grants, under sub-section (2) of section 8 of the Act.
- (d) “Controlling Officer” means the Director of Women and Child Development.
- (e) “Government” or “State Government” means the Government of Kerala.
- (f) “Grant” means such sums of money as the Central Government may make to the State Government after due appropriation made by the Parliament by law in this behalf, for being utilized for the payment of fees or allowances to the Chairperson and members of the local committees referred to in sub-section (4) of the section 7 of the Act.
- (g) “Section” means a section of the Act.

(2) Words and Expressions used but not to defined in these rules shall have the meaning assigned to them in the Act.

3. *Transfer of and utilization of Grants.*—

- (1) The State Government shall transfer the grants made by the Central Government to the Directorate of Women and Child Development, which is the agency constituted under sub-section (2) of section 8 of the Act.
- (2) The sum so allocated shall be remitted to a separate Head of account operated by the Director of Women and Child Development.

- (3) The accounts shall be maintained in the double entry accounting format by the Controlling Officer.
- (4) The Controlling Officer shall appropriate the grants to the District Officers designated, for the payment of fees and allowances to the Chairman and Members of the Local Committee referred to in sub-section (4) of the section 7 of the Act, for holding the proceedings of the Local Committee.
- (5) The District Officers shall, well in advance, apply for such amount as may be required as grant for implementing the provisions of the Act, in their respective jurisdiction, in the manner specified in rule 4.
- (6) The fund may be released to the District Officers by the Controlling Officer after assessing their requirement.
- (7) The District Officers shall maintain separate accounts for the grants released under these rules.
- (8) Unutilized amount, if any, provided for the purpose by the Government in each financial year shall be surrendered by the Controlling Officer of the agency to the State Government at the end of the respective financial year.

4. *Manner of Receiving Funds.*—The District Officers shall prepare detailed budget estimates to the agency, for the implementation of the provisions of the Act in their districts on or before 31 October of every year and the agency shall disburse an amount considering the allotment made to the concerned head by the Government of India, to the District Officers considering their proposal from the plan fund in the form of cheque to them. As and when 80% of the allotted amount is utilized, the District Officers, with supporting documents, can claim balance amount from the fund and the agency can release the same subject to the availability of funds.

5. *Manner of conducting Audit of Accounts.*—(1) The agency shall maintain proper book of accounts and other relevant records and prepare an annual statement of accounts and place the same for the audit of the Accountant General, Kerala or any other person duly authorized by him for the purpose.

(2) The Accounts of the Agency shall be audited by the Accountant General every year and any expenditure incurred in connection with such audit shall be payable by the agency.

(3) The Accountant General or any person appointed by him in connection with the audit of the accounts of the Agency under the Act shall have the same rights and privileges and authority for the limited purpose of such audit as the Accountant General generally has in connection with the audit of Government accounts and, in particular, shall have the right to demand production of books of accounts, connected vouchers and other documents and papers and to inspect any of the District Officer.

(4) The District Officers shall maintain proper accounts and other relevant records and prepare annual accounts for the verification of the Accountant General and the authorities entrusted by the agency.

(5) The authorities entrusted by the agency and the Accountant General shall have same powers in the matter of accounts as mentioned in sub-rule (3) above in the case of accounts of District Officers.

(6) The accounts of the agency as certified by the Accountant General or any person authorized by him in this behalf, together with audit report thereon, shall be forwarded annually to the Government Statement before 30th September of succeeding year.

By order of the Governor,

BIJU PRABHAKAR,
Special Secretary to Government.

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

Sub-section (1) of section 8 of the Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013 provides that the Central Government may, after due appropriation made by parliament by law in this behalf make to the State Government grants of such sums of money as the Central Government may think fit, for being utilized for the payment of fees or allowances referred to in sub-section (4) of section 7. Sub-section (2) of section 8 mandated constitution of an agency for the same and sub-section (4) mandated conditions for keeping of the fund and audit of the said fund. Hence the Government of Kerala have decided to frame necessary rules for the above purpose.

The notification is intended to achieve the above object.
