



Abstract

Social Welfare and Nutritious Meal Programme Department – Creation of "The Tamil Nadu Child Victim Compensation Fund under the Protection of Children from Sexual Offences Act, 2012" with an initial amount of ₹ 2 crore for awarding interim compensation and compensation to the victim children under the Protection of Children from Sexual Offences Act, 2012 – Orders - Issued.

Social Welfare and Nutritious Meal Programme [SW.5(2)] Department

G.O. (Ms) No.33

Dated: 03.10.2020

சார்வரி, புரட்டாசி 17

திருவள்ளூர் ஆண்டு 2051

Read:

- 1 Minute of the Law and Order Meeting held on 26.08.2019.
- 2 From the Commissioner of Social Defence, Letter No.10746/D4/2019, dated 07.01.2020.

ORDER:

In the letter second read above, the Commissioner of Social Defence has sent a proposal to create "The Tamil Nadu Child Victim Compensation Fund under the Protection of Children from Sexual Offences Act, 2012" as instructed by the Chief Secretary during the Law and Order Meeting held on 26.08.2019. The Commissioner of Social Defence has requested to issue orders to establish a separate fund as **"Tamil Nadu Child Victim Compensation Fund under the Protection of Children from Sexual Offences Act, 2012"** by making initial allocation of ₹ 14.96 crore as recurring expenditure and to approve the Rules for operation of the fund and also to credit the amount of ₹ 14.96 crore into the Savings Bank to be opened for this purpose and to open a separate new head of account to incur the above expenditure.

2. The Government after careful consideration direct that a fund called "The Tamil Nadu Child Victim Compensation Fund under the Protection of Children from Sexual Offences Act, 2012" be created for awarding interim compensation of a sum of ₹ 20,000/- and a quantum of compensation (Minimum ₹ 50,000/- and Maximum ₹ 10,00,000/-) as detailed in annexure to the victim children under the Protection of Children from Sexual Offences Act, 2012.

3. The rules governing the composition and administration of the "The Tamil Nadu Child Victim Compensation Fund under the Protection of Children from Sexual Offences Act, 2012" will be issued separately.

(p.t.o.)

4. The Government also sanction a sum of ₹ 2.00 crore (Rupees Two crore only) as initial amount contribution to "The Tamil Nadu Child Victim Compensation Fund" created in para 2 above.

5. The expenditure sanctioned in para 4 above shall be debited under the following head of account:-

"2235 - Social Security and Welfare - 02. Social Welfare - 102 Child Welfare - State's Expenditure KK The Tamil Nadu Child Victim Compensation Fund - 310 contributions 01 - contribution to specific fund".

(IFHRMS DPC 2235-02-102-KK-31001)

Old (D.P. Code: 2235-02-102-KK-1013)

6. The expenditure sanctioned in para 4 above shall constitute an item of "New Service" and the approval of the Legislature shall be obtained in due course of time by an inclusion in the Supplementary Estimates for the year 2020-2021. Pending approval of the Legislature, the expenditure may initially be met by drawl of an advance from the Contingency Fund. The Commissioner of Social Defence is directed to calculate the actual amount required for the period upto next supplementary Estimates and apply for sanction of the same as advance from the Contingency Fund to Finance (BG-I) Department directly in Form 'A' appended to the Contingency Fund Rules, 1963 along with a copy of this order. Orders for sanction advance from the Contingency Fund will be issued from Finance (BG-I) Department. The Commissioner of Social Defence shall also send necessary draft explanatory notes for inclusion of this expenditure in the Supplementary Estimates for the year 2020-2021 at the appropriate time without fail.

7. The Commissioner of Social Defence is the Estimating, Reconciling and Controlling Authority of the above New head of Account. The Pay and Accounts Officer / Treasury Officer concerned is requested to open the above new head of account in their books.

8. This orders issues with the concurrence of Finance Department vide its U.O.No.33466/Fin.(SW)/2020, dated 01.10.2020 and with ASL No.630 (Six Hundred and Thirty)

(By order of the Governor)

S. Madumathi
Secretary to Government.

To
The Commissioner of Social Defence, Chennai -10.
The Accountant General, Chennai - 18.

11.	Loss of any limb or part of body resulting in below 20% permanent disability	₹ 1 Lakh	₹ 2 Lakh
12.	In case of pregnancy on account of Sexual Assault	₹ 3 lakh	₹ 4 Lakh
13.	Loss of Foetus i.e. Miscarriage as a result of Assault or loss of fertility	₹ 2 Lakh	₹ 3 Lakh

S. Madumathi
Secretary to Government

Annexure to

G.O.(Ms) No.33, Social Welfare and Nutritious Meal Programme [SW.5(2)]

Department, dated 03.10.2020

**Quantum of compensation of the victim children under the Protection of
Children from Sexual Offences Act, 2012**

Sl.No. (1)	Particulars of offence (2)	Minimum Limit of Compensation (3)	Maximum Limit of Compensation (4)
1.	Penetrative Sexual Assault	₹ 4 Lakh	₹ 7 Lakh
2.	Aggravated Penetrative Sexual Assault	₹ 5 Lakh	₹ 10 Lakh
3.	Sexual Assault	₹ 1 Lakh	₹ 2 Lakh
4.	Aggravated Sexual Assault	₹ 2 Lakh	₹ 4 Lakh
5.	Grievous Physical Injury or any mental Injury requiring rehabilitation	₹ 1 Lakh	₹ 2 Lakh
6.	Pornography	₹ 50,000	₹ 1 Lakh
7.	Loss of life	₹ 5 Lakh	₹ 10 Lakh
8.	Loss of any Limb or part of body resulting in 80% permanent disability	₹ 2 Lakh	₹ 5 Lakh
9.	Loss of any Limb or part of body resulting in 40% and below 80% permanent disability	₹ 2 Lakh	₹ 4 Lakh
10.	Loss of any Limb or part of body resulting in above 20% and below 40% permanent disability	₹ 1 Lakh	₹ 3 Lakh

(p.t.o.)