



JAMMU & KASHMIR STATE LEGAL SERVICES AUTHORITY

STATE PLAN OF ACTION PROJECT PLAN FOR FOCUS IMPLEMENTATION YEAR 2019-20

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J&K STATE LEGAL SERVICES AUTHORITY
STATE PLAN OF ACTION FOR THE YEAR 2019-20

INTRODUCTION;

The experience has been that the National Plan of Action have helped not only to streamline the activities of the Legal Services Authority but also to step-up their activities. Though much remains to be done, there is no gain saying that, the legal Services activities have expanded manifold and has most certainly shifted from the conventional legal aid in the Courts, to assistance to access to justice, that phrase meaning more than mere access to courts or even to dispute resolution.

All this has happened on account of the NALSA's various Schemes, including for Legal Services to Disaster Victims through Legal Services Authorities, Scheme of Para-Legal Volunteers (PLVs) and the NALSA's (Legal Aid Clinics) Scheme, 2010. Setting up of legal literacy clubs in Schools and Colleges have helped in not only encouraging the students to inculcate legal and constitutional temper but also contributed to society by bringing to the notice of the Authorities concerned, of any violation of legal rights or avoidance of duties.

With the setting up of ADR Centres there is need to strengthen the ADR mechanism and streamline activities in the ADR Centres. However, people approaching the courts for redressal of their rights is a healthy trend and must be

encouraged. Simultaneously, therefore, the legal assistance rendered in the Courts must be upgraded in terms of quality.

On an action taken reports on the Plan and Calendar of Activities, it appears that the J&K State Legal Services Authority needs to gear up a little more in the implementation of the NALSAs Schemes and Regulations in the year 2019-20. In this background, the State Legal Services Authority Plans to implement the following Schemes during the financial year 2019-20.

<i>S.No.</i>	<i>Name of the Schemes</i>
	<i>Project for inaccessible areas of the State</i>
1	<i>A scheme for Legal Services to Disaster Victims through Legal Services Authorities.</i>
2	<i>NALSA (Victims of Trafficking and Commercial Sexual Exploitation) Scheme, 2015</i>
3	<i>NALSA (Legal Services to the Workers in the Unorganised Sector) Scheme, 2015</i>
4	<i>NALSA (Child Friendly Legal Services to Children and their Protection) Scheme, 2015</i>
5	<i>NALSA (Effective Implementation of Poverty Alleviation) Scheme, 2015</i>
6	<i>NALSA (Legal Services to the Victims of Drug Abuse and Eradication of Drug Menace) Scheme, 2015</i>
7	<i>NALSA (Legal Services to Senior Citizens) Scheme, 2016</i>
8	<i>NALSA (Legal Services to Victims of Acid Attacks) Scheme, 2016</i>
9	<i>NALSA Para – Legal Volunteers Scheme through enhanced training, mentoring and monitoring.</i>
10	<i>Encourage ADR methods of Lok Adalat, Mediation,</i>

	<i>Conciliation and Plea-bargaining.</i>
11	<i>Mental Health Care Act</i>
12	<i>J&K Victim Compensation Scheme, 2013</i>

1. A scheme for Legal Services to Disaster Victims through Legal Services Authorities.

National Legal Services Authority has framed a comprehensive Scheme for providing legal services to the victims of disasters through the District Legal Services Authorities. The Scheme provides for strategic intervention by the Legal Services Authorities for ensuring immediate help to the victims, co-ordinating the activities of different government departments and NGO's for bringing relief measures, enabling the victims to get the benefits of the different beneficial measures and amounts of solatium announced by the Government, restoration of lost records like title deeds, identity cards, Certificates, passport etc., and for providing assistance to the victims in restoring their lost livelihood. The State Legal Services Authorities are expected to establish Core groups in all districts under the control of the District Legal Services Authorities to spring into action in the event of disasters- whether manmade or natural- much before the disasters strike.

2. Implementation of (Victims of Trafficking and Commercial Sexual Exploitation) Scheme, 2015.

Victims of trafficking for Commercial Sexual exploitation face a great deal of trauma not just following such trafficking but also after their rescue. They need to be

protected against the traffickers who would want them to come back or not pursue their case. There are also livelihood issues and if a viable alternative is not given, chances of being re-trafficked are high. The J&K Legal Services Authority intends to take following steps for implementation of the Scheme in the State.

- a) Provide legal assistance to the victims of trafficking and sexual exploitation at the time of rescue and thereafter during trial.
- b) Facilitate the accessing of the District Legal Services Authorities for award of Victim Compensation.
- c) To monitor and act as social auditors of the existing facilities available for rehabilitation of rescued victims of Sexual exploitation and trafficking.
- d) To organize awareness camps in the Community through the panel lawyers and para-legal volunteers about the issues of trafficking particularly in vulnerable areas and among vulnerable groups.
- e) To ensure that the DLSAs can act as converging nodes so that the government Schemes meant for the marginalized actually reach them and such access to the government support does have a positive impact in preventing trafficking and falling prey to traffickers.

3. Strengthening of the J&K Legal Services Authority (Legal Services to the Workers in the Un-organised Sector) Scheme, 2015

The distinguishing feature of the unorganized sector is non-applicability of most of the labour laws and other regulations providing for decent working conditions job security and social security to the workers. The unorganized Workers lack collective bargaining power and are therefore susceptible to excessive exploitation. They work under poor working conditions and receive far lower wages/ remuneration as compared to the organized sector.

Majority of unorganized workers are employed in agriculture. Other major categories include construction workers in small enterprises, workers employed through contractors even in large enterprises, artisans/Craftsmen, home based workers, workers depending upon forest produce, fisheries, self-employed workers like rickshaw pullers, auto drivers, Coolies etc. The legislations provide for social securities for old-age, health care and assistance in the event of death, marriage and accidents etc. The combined effect of the above factors is that many of them are generally, forced to lead an undignified and servile life.

The State Legal Services Authority proposes that the District Legal Services Authorities may take steps for conducting surveys for identifying unorganized workers, Services of law Students and Para-legal Volunteers also can be availed of for conducting such Surveys. The survey should indicate whether the

workers belonging to each category have made efforts to avail of the benefits of the Scheme / programme of the Government. Every effort shall be made to ensure that all deserving unorganized workers are brought to avail of the benefits. The SLSA intends to organize awareness camps in collaboration with the Labour Department of State Government at District / Tehsil level about different welfare schemes that are in vogue for un-organized workers in the State so as to reap the benefits of the Schemes.

4. Implementation of Child Friendly Legal Services to Children and their Protection Scheme, 2015.

The Children are amongst the most vulnerable sections in any society. They represent almost one third of the worlds population and unless they are provided with proper amenities, the opportunity of making them grow into responsible citizens of tomorrow will slip out of the hands of the present generation. It is our obligation to the young generation to open up all opportunities including the legal services for every child to unfold his/her personality and rise to full stature Physical, mental, moral and spiritual. The J&K SLSA intends to organize awareness camps at District/ Tehsil level about rights and privileges of Children and to inculcate values in children so that they become good citizens in future.

5. Implementation of Effective Implementation of Poverty Alleviation Schemes) Scheme, 2015.

The Legal Services Authorities Act, underscores that the legal services authorities are concerned with the weaker sections of the society and imposes a duty on them to ensure that opportunities for securing justice are not denied to any citizen by reason of economic or other disabilities.

Very often intended beneficiaries of poverty alleviation and social security measures are unable to access the benefits due to severe lack of capabilities, social structures, economic marginalization, social values, cultural norms discrimination etc. In this context, the role of legal services authorities must be proactive one where measures designed to alleviate poverty must be brought to the attention of the intended beneficiaries. J&K SLSA intends to hold awareness camps about Poverty Alleviation Schemes at District & Tehsil Level for marginalized, poor and down trodden people.

6. Implementation (Legal Services to the Victim of Drug Abuse and Eradication of Drug Menace) Scheme 2015

It is an open secret that drugs have spread their dreaded tentacles to innocent children, adolescent, youth and women. The horrible dimension, which this menace has acquired, can be gauged from the average age of initiation of drugs which is as low as nine-ten years. The Legal Services Institutions have a significant role for reduction

play in supply and demand of drugs, de-addiction and rehabilitation .J&K SLSA intends to hold awareness camps at District and Tehsil level in collaboration with Education and Health Departments and Police about the ill effects of drug abuse and how to eradicate drug menace in the State.

7.NALSA (Legal Services to Senior Citizens) Scheme, 2016.

A Person of the age of 60 years or above is regarded as Senior Citizens. Despite the existence of various legal provisions and Schemes for Senior Citizens, their benefits have reached very few Senior Citizens. Often the senior citizens are unaware of their entitlements and/or they are in too destitute a condition to be able to access the said benefits. They are not only deprived of their properties but also subjected to all forms of abuse ripping them of their dignity as well. For the widows who are senior citizens or for the retired senior citizens, it often becomes a herculean task to get their pension and other benefits. The laws and the schemes lay down the entitlements of the senior citizens and if the senior citizens have any difficulty in availing their entitlements under the laws and the Schemes, it is felt by NALSA that Legal Services Institutions have a significant role to play in ensuring access to the benefits of the Schemes and the Legal Provisions to the Senior Citizens.

8. NALSA (Legal Services to Victims of Acid Attacks) Scheme, 2016.

The Preamble of the Legal Services Authorities Act, emphasized that the Legal Services Authorities are concerned with the Weaker Sections of the society and imposes a duty on them to ensure that opportunities for securing justice are not denied to any citizen by reason of economic or other disabilities. The main objectives of the Scheme are as follow:

- i. To strengthen legal aid and representation at the national, State, District and Tehsil levels for victims of acid attacks in availing the benefits of the various legal provisions and schemes for compensation which exist;
- ii. To enable the victims of acid attacks to get access to medical facilities and rehabilitative services;
- iii. To create and spread awareness about the entitlements of the victims of acid attacks through the District Legal Services Authorities, Tehsil Legal Services Committees, Panel Lawyers, Para Legal Volunteers and Legal Services Clinics;
- iv. To enhance capacities at all levels of panel lawyers, Para legal volunteers, volunteers in legal services clinics, Government officers tasked with the implementation of the various schemes, service providers, Police personnel and NGOs by organizing training, orientation and sensitization programmes; and
- v. The ultimate objective of the Scheme is to ensure that the Victims of acid attacks are appropriately rehabilitated in the society and live a life of dignity.

9. Strengthening of the Para-Legal Volunteers Scheme through enhanced training, mentoring and monitoring.

In the past year, a number of Para-Legal Volunteers (PLVs) have been trained. However, IIIrd Module of Training has been released by NALSA and fresh trainings will need to be imparted to make the PLVs more effective in their work. Strict monitoring of their activities is the need of the hour. At the same time mentoring and hand-holding would be necessary if the PLVs have to establish themselves within the community as sources of help and solace to the community. The J&K SLSA intends to organize training programmes of PLVs at District head quarters to sanitize the PLVs about their role in spreading legal awareness in the State about the marginalized groups.

10. Encourage ADR methods of Lok Adalat, Mediation, Conciliation and Plea-bargaining.

Out of 22 districts ADR Centres have been set up and made functional in eight districts and in eight districts are under construction and are expected to be completed in the next financial year.

Once the ADR Centres are established, there must be an emphasis on spreading awareness in the

community about the various ADR methods and the benefits of non-adjudicatory methods of dispute resolution. Lok Adalats, Mediation, Conciliation and Plea-bargaining must be made familiar to the community at large. Thus, not only Civil matters but also compoundable and non-compoundable criminal cases which are part of matrimonial disputes could be disposed off and to that extent the burden with the courts could be reduced. People should be encouraged to adopt the ADR methods before coming to the Court even at the pre-litigation stage, by reference to the Lok Adalat or Mediation or Conciliation. In this regard J&K SLSA intends to organize awareness camps to encourage people to resort to reconciliatory methods of adjudication.

Project for focus implementation for the year 2019-2020

J&K SLSA intends to continue the project plan for focus implementation i.e adopt awareness about, **“Project for inaccessible Areas”** and **Legal Services to Senior Citizens** as projects for focus implementation for year 2019-2020.

What J&K SLSA intends to do:

1. Project for inaccessible areas

J&K State Legal Services Authority intends to hold awareness campaigns for filing of cases by the people of inaccessible areas of the State. These seminars/campaigns shall be held at Tehsil and District level by Tehsil Legal Services Committees and District Legal Services Authorities and on a pilot basis Kishtwar, Baramulla and Leh districts have been adopted in collaboration with District Administration and Department of Posts.

2. Legal Services to Senior Citizens

J&K State Legal Services Authority intends to hold awareness campaigns for implementation of various legal provisions and Schemes for Senior Citizens. The benefits have reached very few Senior Citizens, as most of them are unaware of their entitlements and/or they are in too destitute a condition to be able to access the said benefits. They are not only deprived of their properties but also subjected to all forms of abuse ripping them of their dignity as well. For the widows who are senior citizens or for the retired senior citizens, it often becomes a herculean task to get their pension and other benefits. The laws and the schemes lay down the entitlements

of the senior citizens and if the senior citizens have any difficulty in availing their entitlements under the laws and the Schemes, it is felt by NALSA that Legal Services Institutions have a significant role to play and they can play a pivotal role in ensuring access to the benefits of the Schemes and the Legal Provisions to the Senior Citizens. Besides ensuring the benefits of the welfare schemes reach those senior citizens who are inmates of the "Old Age Homes" the J&K SLISA under the patronage of its Patron-in-Chief and Chairmanship of its Executive Chairman has been striving hard to facilitate setting up of two "Day Care Homes" under the name of "Ahata-e-Waqar" at Jammu and Srinagar, wherein the senior citizens would be provided all types of legal, medical, Police /Security, psychological, social sports, meditation, recreation, yoga and community support shall be provided, during day time. These Homes shall be run by the Social Welfare Department with the active support of J&K SLISA, who shall set up a Help Desk of Legal Services to ensure that all the benefits available to the senior citizens are ensured to them.

Sd/-

Member Secretary
J&K State Legal Services Authority

J&K STATE LEGAL SERVICES AUTHORITY



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CALENDAR OF ACTIVITIES FOR THE YEAR 2019-20

STATE LEGAL SERVICES AUTHORITY
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PLAN FOR THE MONTH OF APRIL, 2019

1.	To organize awareness about Victims of Trafficking and Commercial Sexual Exploitation.
2.	Lok Adalat for Matrimonial & Civil Cases.
3.	To Organize Legal Literacy Classes in Jails on the following subject;- (a) Rights of Prisoners and under Trials. (b) Plea Bargaining.
4.	Legal Awareness /effective legal assistance to children who come in conflict with the law or in need of care and protection.

PLAN FOR THE MONTH OF May, 2019

1.	Observance of “International Labour Day” on 1 ST . May.
2.	Organise legal awareness programmes on laws relating to rights of Transgender and Senior Citizens.
3.	Awareness programme for Prevention of Child Labour/ Child abuse in Legal Literacy Clubs.
4.	General Lok Adalat for MACT & Labour disputes.
5.	Organise awareness camps on “Save Girl Child” (Beti Bachao Beti Padhao)
6.	Observance of “Anti Tobacco Day” on 31 st May.
7.	To organize awareness programme about welfare schemes in inaccessible areas.

PLAN FOR THE MONTH OF June , 2019

1.	Organize Legal Awareness Camp for Workers in the Unorganized Sector.
2.	Observance of the “World Environment Day” on 5 th June in Schools & Colleges.
3.	General Lok Adalat for Bank and Criminal Compoundable cases.
4.	Conduct refresher training programme for Retainer Lawyers / Panel Lawyers in Kashmir Division .
5.	Observance of “World Day against Child Labour” on 12 th June.
6.	To hold review Committee meetings for Under Trial Prisoners at each District Headquarter.

PLAN FOR THE MONTH OF July , 2019

1.	Organize workshop / advanced training programme for existing PLVs working in the clinics by the DLSAs.
2.	National Lok Adalat on 13/7/2019,
3.	To conduct Legal Literacy Classes in High Schools and Colleges on anti-ragging laws/ rights of Children and related laws.
4.	To conduct awareness programme for Mentally Ill and Disabled Persons and Legal Services to Victims of Acid Attacks .
5.	Organise awareness camp for various Social Security Schemes like Suraksha Bheema Yojana. Geevan Jyoti Yojana and other Social Welfare Schemes of the State.

PLAN FOR THE MONTH OF August, 2019

1.	organize Legal Awareness Camps in the Backward/Tribal areas on <i>Protection and Enforcement of Tribal Rights</i> .
2.	General Lok Adalat for Labour and Land Acq. Cases.
3.	Organise awareness Camps on the rights of Women and on protection of Women from Domestic Violence(PWDV) Act.
4.	Organise awareness camps on the availability on the different welfare and social security Scheme and Legal Services to the Victims of Drug Abuse and Eradication of Drug Menace
5.	Conduct refresher training programme for Retainer Lawyers / Panel Lawyers in Jammu Division .

PLAN FOR THE MONTH OF Sept , 2019.

1.	To Organize Awareness Camps on the following:- (a) ADR methods/ Lok Adalats and its benefits (b) Fundamental Duties of the Citizens.
2.	National Lok Adalat on 14/9/2019.
3.	To organize awareness programme about welfare schemes in inaccessible areas.
4.	To Organize Awareness camp regarding legal provisions and Schemes for Senior Citizens .
5.	Monitoring the working of Legal Aid Clinics, and Legal literacy campaigns in Jails on Prisoners Right and Civil laws.
6	To hold review Committee meetings for Under Trial Prisoners at each District headquarter.

PLAN FOR THE MONTH OF October , 2019

1.	Observance of “Senior Citizen’s Day” on 1st. October.
2.	Visit to Jail and Police Station by PLVs /Retainer Lawyers for interacting with inmates and study their problems.
3.	Lok Adalat for Money Recovery Cases and Revenue Cases.
4.	Observance of World Mental Health Day on 10 th Oct.
5.	Organize training/ sensitization programme of Mediations.
6.	DLSAs/TLSCs to furnish the demand of grants for the next financial year 2020-21 (head wise).

PLAN FOR THE MONTH OF Nov, 2019

1.	Observance of National Legal Services Day on 9 th November.
2.	Observance of “Children’s Day” on 14 th Nov.
3.	Lok Adalat for Criminal Compoundable cases.
4.	Observance of Law Day on 26 th Nov.
5.	Visit of Psychiatric Nursing Homes to promote, protect and ensure the full and equal enjoyment of human rights and fundamental freedoms of the mentally ill persons.

PLAN FOR THE MONTH OF Dec , 2019

1.	Observance of “World HIV /AID’s Day on 1st December.
2.	Observance of “Disability Day” on 3 rd December.
3.	National Lok Adalat on 14/12/2019 for all matters.
4.	Meeting of the Monitoring Committees set up under the (Free and Competent Legal Services) Regulations,2010 at each District head Quarter involving Tehsil Committees.
5.	To hold review Committee meetings for Under Trial Prisoners at each District headquarter.

PLAN FOR THE MONTH OF January , 2020

1.	Organise Awareness camps for the workers in the unorganized sector for creating awareness amongst them about the different welfare schemes and social security measures available.
2.	Organise legal literacy regarding Victims of Trafficking and Commercial Sexual Exploitation.
3.	Awareness for Child Friendly Legal Services to Children and their Protection.
4.	Awareness about Legal Services to Victims of Acid Attacks and Legal Services to Disaster Victims.

PLAN FOR THE MONTH OF February , 2020

1.	Organise awareness camps in villages on the availability on the different welfare and social security Schemes.
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2	Legal Awareness about Senior Citizens.
3.	Organise Lok Adalat for MACT and Bank Cases.
4.	To furnish detailed work done statement by all DLSAs / TLSCs for the year 2019.

PLAN FOR THE MONTH OF March , 2020

1.	Observance of International Women's Day on 8 th March, Special programmes will be organized on Women's rights and violence against Women.
2	Lok Adalat for all matters.
3.	The DLSA's to organize legal literacy classes in jails. Plea Bargaining should be included as one of the subjects of legal literacy.
4.	DLSA / TLSC's to send the yearly Expenditure Statement of State Funds, NALSA Funds , and other work done Statements to State Legal Services Authority at the end of the month

