

J&K STATE LEGAL SERVICES AUTHORITY
STATE PLAN OF ACTION FOR THE YEAR
2017-18

INTRODUCTION:-

The State Plan of Action helped to streamline the activities of Legal Services Authority resultantly the marginalized groups of the society have been benefitted tremendously and their distant dream to get access to Justice has been filled up.

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 NALSA's Schemes and Regulations in the year 2017-18. In this background, the State Legal Services Authority Plans to implement the following Schemes during the financial year 2017-18.

<i>S.No.</i>	<i>Name of the Schemes</i>
1	<i>NALSA (Victims of Trafficking and Commercial Sexual Exploitation) Scheme, 2015</i>
2	<i>NALSA (Legal Services to the Workers in the Unorganised Sector) Scheme, 2015</i>
3	<i>NALSA (Child Friendly Legal Services to Children and their Protection) Scheme, 2015</i>
4	<i>NALSA (Legal Services to the Mentally Ill and Disabled Persons) Scheme, 2015</i>
5	<i>NALSA (Effective Implementation of Poverty Alleviation) Scheme, 2015</i>
6	<i>NALSA (Protection and Enforcement of Tribal Rights) Scheme, 2015</i>
7	<i>NALSA (Legal Services to the Victims of Drug Abuse and Eradication of Drug Menace) Scheme, 2015</i>
8	<i>NALSA (Legal Services to Senior Citizens) Scheme, 2016</i>

9	<i>NALSA (Legal Services to Victims of Acid Attacks) Scheme, 2016</i>
11	<i>Encourage ADR methods of Lok Adalat, Mediation, Conciliation and Plea-bargaining.</i>

1. 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)** Compensation to the victims under Victim Compensation Scheme.
- 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) About government Schemes meant for the marginalized groups of the society and how to reap benefits under these schemes.

2. 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/Craftsman, home based workers, workers depending upon forest produce, fisheries, self-employed workers like rickshaw pullers, auto drivers, Coolies etc. The legislations providing 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 Authority may take

steps for conducting surveys for identifying unorganized workers, Services of law Students and Para-legal Volunteers also can be taken 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 are intends to organize awareness camps in collaboration with the labour department at District / Tehsil level about different welfare schemes that are in vogue for un-organized workers in the State and how to reap the benefits of the Schemes.

3. 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 opportunities, 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 its personality and rise to its 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.

4. Implementation of (Legal Services to the Mentally ill and Mentally Disabled Persons) Scheme, 2015.

It is obligatory for our legal system to ensure that human rights and fundamental freedoms of persons with disability (including mentally ill persons and persons with mental disabilities) are enjoyed on equal basis with others and to ensure that they get equal recognition before the law and equal protection of the law. The convention further requires us to ensure effective access to justice for persons with disabilities on an equal basis with others. J&K SLSA intends to take the service of PLVs manning the legal aid Clinics to identify the persons with mental disabilities and then the Chairperson of DLSAs and TLSCs shall in collaboration with health department ensures that these mentally ill persons are provided psychiatric consultation. Awareness programmes are also intended to be organized to sensitize the general public about the rights of mentally ill persons to be treated in psychiatric hospitals and also not to be ill-treated.

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

The Legal Services Authorities Act, 1997 under scores 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 a 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 of (Protection and Enforcement of Tribal Rights)Scheme,2015.

Despite all efforts made to improve the socio-economic conditions of tribes it is still a fact that the life situations of Schedule Tribes have improved only marginally. The Human Development index of the STs is much lower than the rest of the population. The gap in the literacy rate is high, There are more ST families below the poverty line than those that of the rest of the population and they have not been able to reach the envisaged level of development, where they could benefit from the opportunities offered by a fast expanding economy.

In this back drop the NALSA felt the need to draw up a Scheme for Tribal people. The Scheme is named at ensuring access to Justice to the Tribal people in India. The access to justice would be facilitated in its connotations i.e access to rights, benefits, legal aid, other legal services etc. so that the assurance of the Constitution of justice social, economic and political is meaning fully experienced

by the tribal population in the State. J&K SLSA intends to hold awareness camps at District and Tehsil level in the District where the population of STs is high about their rights and about different social welfare schemes for STs and how to reap the benefits of these schemes.

7. 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 on 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 to play in supply and demand reduction and de-addiction and rehabilitation .J&K SLSA intends to hold awareness camps at Diostrict and Tehsil level in collaboration with education department ,Police about the ill effects of drug abuse and how to eradicate drug menace in the State.

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

Despite the existance 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 off 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.

J&K State Legal Services Authority intends to hold awareness Camps at District and Tehsil Level in collaboration with Social Welfare Department about the rights of Senior citizens and about Social Security Schemes that are in vogue in the state for the benefit of Senior Citizens. J&K State Legal Services Authority also intends to impress upon the opening of Old Age home in each District and in this regard meetings with Commissioner Secretary Social Welfare Department are intend to be held in near future.

9. 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 or 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, 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.

In this regard J&K SLSA intends to hold awareness camp at District and Tehsil level in collaboration with Education Department, Social Welfare Department Police and health Department.

10. 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, curriculum has been revised 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.

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

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 criminal cases which are of short 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 and its benefits.

Project for focus implementation for the year 2017-2018

J&K SLSA intends to continue the project plan for focus implementation i.e awareness about, "Save

Girl Child” “Child Labour” and Jail Lok Adalats as projects for focus implementation for year 2017-2018.

What J&K SLSA intends to do:

J&K State Legal Services Authority intends to hold awareness campaigns about Save Girl Child (Beti Bachao). The **Beti Bachao** activities include seminars, poster campaigns, wall paintings, billboards and television commercials and short animations and video films. These seminars/campaigns shall be held at Tehsil and District level by Tehsil Legal Services Committee and District Legal Services Authority in collaboration with education and health department. T.V. Programme and Radio programme are also intended to be held in All India Radio and Doodarshan Kender Srinagar/Jammu.

Child Labour:

There are more than 12.6% million labour children in India including J&K State with a hope. They never have chance to go to school or enjoy the company of friends or relatives. These children can be found everywhere in Dhabas, sweeping in houses , exposed to hazardous chemicals and rolling in factories, selling aggarbatties, working in brick kilns, fields etc. They are children who have lost the chance of study, lost to hope for better life, lost a dream.

J&K SLSA tends to hold awareness camps at District and Tehsil levels about child labour to aware the people about this menace.

Holding of Jail Lok Adalats

Lok Adalats for settlements of compoundable criminal cases shall be held in the jails where under-trial prisoners are lodged. District Legal Services Authorities/ Tehsil Legal Services Committees shall arrange to send the officers, para legal volunteers, panel lawyers etc to visit the jails, Observation Homes in the district and to collect the details and case numbers relating to the under-trial prisoners. After collecting details of the cases relating to the compoundable offences, the District Legal Services Authority/Tehsil Legal Services Committee shall liaise with the Presiding Officer of the Court and get such cases referred to the Lok Adalat. Lok Adalat for such cases shall be organized, as far as practicable in the Jails. The District Legal Services Authority shall ensure that Lok Adalats are organized as frequently as possible.

**Member Secretary
J&K State Legal Services Authority**

J&K STATE LEGAL SERVICES AUTHORITY



CALENDAR OF ACTIVITIES FOR THE YEAR 2017-18

STATE LEGAL SERVICES AUTHORITY
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PLAN FOR THE MONTH OF APRIL, 2017

1.	To organize awareness about Victims of Trafficking and Commercial Sexual Exploitation.
2.	National Lok Adalat .
3.	To Organize Legal Literacy Classes in Jails on the following subject;- (a) Rights of Prisoners and under Trials. (b) Plea Bargaining.
4.	Awareness about Legal Services to Disaster Victims.

PLAN FOR THE MONTH OF May, 2017

1.	Observance of “International Labour Day” on 1 ST . May.
2.	Organise legal awareness programmes on laws relating to rights of Transgender.
3	Awareness programme for Prevention of Child Labour/ Child abuse and rights of “ Senior Citizen’s ”
4.	General Lok Adalat for different types of cases
5.	Organise awareness camps on “Save a Girl Child” (Beti Bachao Beti Padhao)
6.	Observance of “Anti Tobacco Day” on 31 st May.

PLAN FOR THE MONTH OF June , 2017

1.	Organize Legal Awareness Camp for Workers in the Unorganized Sector.
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2.	Observance of the “World Environment Day” on 5 th June in Schools & Colleges.
3.	National Lok Adalat .
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 , 2017

1.	Organize workshop / advanced training programme for existing PLVs working in the clinics by the DLSAs.
2.	To conduct Legal Literacy Classes in High Schools and Colleges on anti-ragging laws/ rights of Children and related laws.
3.	Conduct refresher training programme for Retainer Lawyers / Panel Lawyers in Jammu Division.
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, 2017

1.	organize Legal Awareness Camps in the
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	Backward/Tribal areas on <i>Protection and Enforcement of Tribal Rights</i> .
2.	To conduct National Lok Adalat .
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

PLAN FOR THE MONTH OF Sept , 2017.

1.	To Organize Awareness Camps on the following:- (a) ADR methods/ Lok Adalats and its benefits (b) Fundamental Duties of the Citizens.
2.	Organise General Lok Adalat relating to Criminal Compoundable matters and Matrimonial disputes.
3.	To Organize Awareness camp regarding legal provisions and Schemes for Senior Citizens .
4.	Monitoring the working of Legal Aid Clinics, and Legal literacy campaigns in Jails on Prisoners Right and Civil laws.
5	Visit to Jail and Police Station by PLVs /Retainer Lawyers for interacting with inmates and study their problems.
6	To hold review Committee meetings for Under Trial Prisoners at each District headquarter.

PLAN FOR THE MONTH OF October , 2017

1.	Observance of “Senior Citizen’s Day” on 1st. October.
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2.	Organise National Lok Adalat .
3.	Observance of World Mental Health Day on 10 th Oct.
4.	Organize training/ sensitization programme of Mediations.

PLAN FOR THE MONTH OF Nov, 2017

1.	Observance of National Legal Services Day on 9 th November.
2.	Observance of “Children’s Day” on 14 th Nov.
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 , 2017

1.	Observance of “World HIV /AID’s Day on 1st December.
2.	Observance of “Disability Day” on 3 rd December.

3.	National Lok Adalat.
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 , 2018

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 , 2018

1.	Organise awareness camps in villages on the
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	availability on the different welfare and social security Schemes.
2.	Organise Lok Adalat for MACT and Bank Cases.
3.	To furnish detailed work done statement by all DLSAs / TLSCs for the year 2017.

PLAN FOR THE MONTH OF March , 2018

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.	The DLSA's to organize legal literacy classes in jails. Plea Bargaining should be included as one of the subjects of legal literacy.
3.	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

