



**Government of Jammu and Kashmir
Social Welfare Department
Civil Secretariat, J&K**

Subject:- Implementation of the Jammu & Kashmir Integrated Social Security Scheme Rules, 2022.

Reference:- (i) Administrative Council Decision No.123/10/2022 dated 29-08-2022.
(ii) Finance Department's concurrence vide UO No.FD- Code/21/2022-03-447 dated 13-06-2022.
(iii) Department of Law, Justice & Parliamentary Affairs concurrence vide UO No.LAW-SL/79/2022-10 dated 20-07-2022.

**Government Order No. 156 –JK(SWD) of 2022
Dated:- 08 -09-2022**

In pursuance to the Administrative Council's decision referred to above, sanction is, hereby, accorded to the implementation of the Jammu & Kashmir Integrated Social Security Rules, 2022 appended as Annexure to this order with immediate effect.

By Order of the Lieutenant Governor.

-Sd-

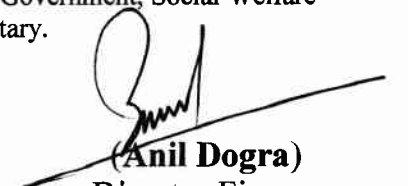
Sheetal Nanda, IAS
Commissioner Secretary to the Government,
Social Welfare Department

Dated:- 08 -09-2022

NO:-SWD-Acctt/173/2021

Copy to the:-

1. All Financial Commissioners.
2. Principal Secretary to the Hon'ble Lieutenant Governor.
3. All Principal Secretaries to the Government.
4. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
5. All Commissioners/ Secretaries to the Government.
6. Divisional Commissioner Kashmir/ Jammu.
7. Director, Archives, Archaeology and Museums, J&K.
8. All Head of Departments/ Managing Directors/ Chief Executives of State PSU's/ Autonomous Bodies/ Societies.
9. All District Development Commissioners.
10. General Manager, Government Press, Srinagar/Jammu for publication in Government Gazette.
11. OSD to Hon'ble Advisor (B), for information.
12. State Informatics Officer, J&K Unit for information.
13. Private Secretary to Chief Secretary, J&K for information of Chief Secretary.
14. Private Secretary to Commissioner Secretary to the Government, Social Welfare Department for information of Commissioner Secretary.
15. I/C website. SWD.
16. Government Order File (W2scs).


(Anil Dogra)
Director Finance
Social Welfare Department



सत्यमेव जयते

GOVERNMENT
OF
UNION TERRITORY
OF
JAMMU & KASHMIR

“Integrated Social Security Scheme Rules, 2022”

To provide social security by way of grant of monthly pension to Old Aged Persons, Widows, , Divorcees, Physically and Intellectually Challenged (Divyangjans) and Transgender persons who have meager support or no source of livelihood and to ensure saturation, transparency, wider coverage & objectivity in the same, the Government hereby make the following rules:-

1. Short Title, Commencement and Application-

- i. These rules may be called the Jammu and Kashmir Integrated Social Security Scheme Rules, 2022.
- ii. These shall be applicable throughout the Union Territory of Jammu and Kashmir.
- iii. These shall come into force from the date of their issuance.

2. Definition:- In these rules unless the context otherwise requires:-

- i. 'Union Territory' means the Union Territory of Jammu and Kashmir.
- ii. 'Government' means the Government of Jammu and Kashmir.
- iii. 'Administrative Department' means the Social Welfare Department in Civil Secretariat.
- iv. 'Nodal Agency' means Directorate of Social Welfare Jammu/Kashmir.
- v. 'District Social Welfare Officer' means the Officer of the Social Welfare Department posted as In-charge of a District.
- vi. 'Tehsil Social Welfare Officer' means the Officer of the Social Welfare Department posted as In-charge of a Tehsil.
- vii. 'Old Aged person' for purpose of grant of Old Age Pension (OAP) means a person who:-
 - a. Is of 55/ 60 years or more in age in the case of a woman/man respectively.
 - b. Is a holder of PHH/AAY ration card.
- viii. 'Widow/ Divorcee' for purpose of grant of Widow Pension means-
 - a. 'Widow' means a woman whose husband has died, who has not married again and is not receiving any other pension/ monthly assistance from the Government.
 - b. 'Divorcee' means a woman who is legally divorced and not receiving maintenance from her divorced husband and has not married again.
 - c. She is a holder of PHH/AAY ration card.
 - d. Her age is more than the legally prescribed marriageable age.
- ix. 'Divyangjan' means person(s)
 - a. Having 40% or above physical or intellectual disability to be certified by the District Health Authority.
 - b. She/He is a holder of NPHH /PHH/AAY ration card.
 - c. She/He is a holder of UDID card and should possess certificate of identity from District Magistrate.
- x. 'Transgender Person' means a person holding a NPHH/PHH/AAY ration card whose gender does not match with the gender assigned to that person at birth and includes trans-man or trans-woman (whether or not such person has undergone Sex reassignment surgery or Hormone therapy or laser therapy or such other therapy), person with intersex variations, genderqueer and person having such socio-culture identities as kinner, hijra, aravani and jogta.

- xi. 'Pension' means an amount sanctioned under these rules in the shape of monthly payment at the rates approved by the Government.
3. Extent of assistance: - The amount of pension for each category shall continue to be Rs. 1000/ per month unless revised by the Social Welfare Department after due approval by competent authority.
4. Procedure:-
- i. Application for grant of Pension under Integrated Social Security Scheme (ISSS) shall be submitted online alongwith all necessary documents as per Annexure-A appended to these rules to Tehsil Social Welfare officer who shall verify the same within 15 days and recommend to District Social Welfare officer or revert to the applicant in case of deficiencies.
 - ii. The District Social Welfare officer shall submit the clear/eligible applications to Director Social Welfare Jammu/Kashmir for sanctioning within 15 days.
 - iii. The Director(s), Social Welfare Jammu/Kashmir shall approve/reject the case within 15 days of receipt of the case.
 - iv. DSWOs and TSWOs shall ensure the expeditious processing of pension applications within the prescribed timelines after due verification with regard to eligibility and genuineness/correctness of documents.
 - v. The Director(s) Social Welfare Jammu/ Kashmir shall be the authority to sanction financial assistance on the basis of recommendations of the concerned District Social Welfare officer.
 - vi. The amount of Pension shall be directly credited into the account of the beneficiary through DBT Mode by the Director Social Welfare concerned after sanction.
 - vii. The Pensioners shall upload the Life Certificate on annual basis in the month of January.
 - viii. The Widow pensioner shall upload the unmarried certificate duly signed by a Gazetted Officer after every three years.
 - ix. All the existing beneficiaries shall also be required to submit the prescribed documents as per Annexure-A. The respective DSWOs/TSWOs shall provide all kind of handholding to the existing beneficiaries. The entire exercise shall be completed within three months from the date of issuance of these rules. Fresh sanction orders shall be issued in favour of the existing beneficiaries.
 - x. No officer shall accumulate cases at her/his level and shall forward all eligible cases within the prescribed timelines without fail, even if a single case is received. All levels of functionaries would ensure that at all times the pensions are at a saturation level and there is "Zero Pendency".
5. Payment:-
- a. The Pension shall be payable from the succeeding month of the sanction of pension by the sanctioning authority.
 - b. The amount of Pension shall be directly credited into the account of the beneficiary through DBT Mode.

6. Review and Monitoring:-

- a. The DSWO concerned shall make random checks to keep vigil upon the strict implementation of the rules. She/He shall submit a report after every six months mandatorily to Director Social Welfare.
- b. The District Development Commissioner shall from independent teams to verify that the rules are being implemented in their true spirit and periodically check the eligibility of beneficiaries. She/He can seek the help of any independent agency for random checks on the scheme implementation.
- c. If the District Development Commissioner and her/his teams have doubt about the eligibility of a beneficiary despite having the category of ration card as required under these rules. They would ensure that the ration card category is suitably modified.
- d. The resolutions passed by the respective Gram Sabha/Ward Committees during Social Audit will serve as deterrent that no ineligible person receives the financial assistance.
- e. In order to bring transparency and accountability, all the details of pensioners of a particular ward/panchayat shall be displayed through wall paintings at a prominent place in the Panchayat.
- f. As part of Social Audit, meeting of Gram Sabha/Ward Committee will be conducted after every quarter for identification of any left over eligible beneficiary and weeding out of ineligible cases (in the event of Death/re-marriage/change in financial condition/migration outside the UT etc). Accordingly, a resolution will be passed by Gram Sabha/Ward Committee, copy of which shall be kept in Panchayat/ward office as well as in District Social Welfare Office for future reference. Such Social Audit meetings shall be organized by DSWOs in coordination with Assistant Commissioner Development/Assistant Commissioner Panchayat once in a quarter without fail.

7. Finances:-

- a. The respective directorates shall keep the sufficient budgetary provision while framing the budget estimates for the purpose taking into account the number of beneficiaries under each category for the previous year.

8. Interpretation:-

- a. In case of any dispute arising over interpretation of these rules, the decision of the Social Welfare Department shall be binding on all concerned

9. Repeal and Savings:-

- a. The Jammu and Kashmir Integrated Social Security Rules, 1994 are hereby repealed.
- b. Notwithstanding such repeal, any order made or actions taken under the provisions of the rules so repealed shall be deemed to have been made or taken under corresponding provisions of these rules.


Commissioner/Secretary to Government,
Social Welfare Department

Documents required to be uploaded:-

<p>1. <u>For Old Age Pension</u></p> <ol style="list-style-type: none">Domicile CertificateProof of Residence (Voter Card/Electricity Bill/Aadhaar Card)Proof of Age (Date of Birth Certificate issued by School last attended or Municipal authority or SHO or through Medical Board)AA Y/PHH ration cardAadhaar CardFirst page of Bank Pass Book for Bank Account which is Aadhaar linkedAffidavit duly attested by Judicial Magistrate 1st Class to the effect that she/he is not in receipt of any pension/financial assistance from any other source.	<p>2. <u>For Widow Pension</u></p> <ol style="list-style-type: none">Domicile CertificateProof of Residence (Voter Card/Electricity Bill/Aadhaar Card)Proof of Age (Date of Birth Certificate issued by School last attended or Municipal authority or SHO or through Medical Board)Death certificate of the husband in case of widowLegal evidence of divorce in case of divorcee and affidavit duly attested by Judicial Magistrate 1st Class to the effect that she is not in receipt of any maintenance allowance.Non-remarriage certificate by any Gazetted OfficerAA Y/PHH ration cardAadhaar CardFirst page of Bank Pass Book for Bank Account which is Aadhaar linkedAffidavit duly attested by Judicial Magistrate 1st Class to the effect that she is not in receipt of any pension/financial assistance from any other source.
<p>3. <u>For Disability Pension</u></p> <ol style="list-style-type: none">Domicile CertificateProof of Residence (Voter Card/Electricity Bill/Aadhaar Card)Disability certificate (40% and above) & UDID cardNPHH/PHH/AA Y Ration CardAadhaar CardFirst page of Bank Pass Book for Bank Account which is Aadhaar linkedAffidavit duly attested by Judicial Magistrate 1st Class to the effect that she/he is not in receipt of any pension/financial assistance from any other source.	<p>4. <u>For Transgender Pension</u></p> <ol style="list-style-type: none">Domicile CertificateProof of Residence (Voter Card/Electricity Bill/Aadhaar Card)Certificate of identity as transgender person from District Magistrate (Section 5 of The Transgender Persons (Protection of Rights) Act, 2019)NPHH/PHH/AA Y Ration CardAadhaar CardFirst page of Bank Pass Book for Bank Account which is Aadhaar linkedAffidavit duly attested by Judicial Magistrate 1st Class to the effect that the transgender person is not in receipt of any pension/financial assistance from any other source.