

Module 6 - Child Care Institutions (CCIs) under JJ Act

Session 2: Institutions for CNCP

Duration: 8:17 Minutes

Institutions for CNCP

Children's Home [Section 2 (19), JJ Act, 2015]

"Children's Home" means a Children's Home, established or maintained, in every district or group of districts, by the State Government, either by itself, or through a voluntary organisation or NGO, and is registered as such for the purposes specified in Section 50."

Open Shelter [Section 2 (41), JJ Act, 2015]

"Open Shelter" means a facility for children, established and maintained by the State Government, either by itself, or through a voluntary organisation or NGO under sub-section

(1) of Section 43, and registered as such, for the purposes specified in that Section."

Specialised Adoption Agency [Section 2 (57), JJ Act, 2015]

"Specialised Adoption Agency" means an institution established by the State Government or by a voluntary organisation or NGO and recognised under Section 65, for housing orphans, abandoned and surrendered children, placed there by order of the Committee, for the purpose of adoption."

'Fit Facility'

A facility being run by a governmental organisation or a registered voluntary organisation or NGO, prepared to temporarily take the responsibility of a child for a specific purpose and such facility is recognised after inquiry regarding the suitability of the facility and the organisation to take care of the child, as directed by the JJB or the CWC. {Section 2 (27) and Section 51}

'Fit Person'

Any person prepared to own the responsibility of a child, for a specific purpose, and such person is identified after inquiry made in this behalf and recognised as fit for the said purpose, by the CWC or the JJB, to temporarily receive a child for care, protection and treatment of such child for a specified period. {Sections 2 (28) Section 52}

What is the composition and purpose of Children's Home?

Children's Home (Section 50, JJ Act, 2015)

1. The State Government may establish and maintain, in every district or group of districts, either by itself or through voluntary organisations or NGOs, Children's Homes, which shall be registered as such, for the placement of CNCP for their care, treatment, education, training, development and rehabilitation.

2. The State Government shall designate any Children's Home as a home fit for children with special needs delivering specialised services, depending on requirement.
3. The State Government may, by rules, provide for the monitoring and management of Children's Homes including the standards and the nature of services to be provided by them, based on individual care plans for each child.

What is the composition and purpose of Open Shelter?

Open Shelter (Section 43, JJ Act, 2015; Rule 22, JJ Model Rules, 2016)

1. The State Government may establish and maintain, by itself or through voluntary organisations or NGOs, as many Open Shelters as may be required, and such Open Shelters shall be registered as such, in the manner as may be prescribed.
2. The Open Shelters shall function as a community-based facility for children in need of residential support, on short term basis, with the objective of protecting them from abuse or weaning them, or keeping them away from a life on the streets.
3. The Open Shelters shall send every month, information in the manner as may be prescribed, regarding children availing the services of the shelter, to the District Child Protection Unit (DCPU) and the Committee.
4. The Open Shelters shall be registered as provided under sub-section (1) of Section 41 of the JJ Act.
5. The services provided in the Open Shelters may include day care and night residential facilities including food, washing facilities and toilets, and any other facility as the State Government may deem fit.
6. The Open Shelter shall not refuse admission to any CNCP at any time.

What is the composition and purpose of Specialised Adoption Agency (SAA)?

Specialised Adoption Agency (Section 65, JJ Act, 2015)

1. The State Government shall recognise one or more institutions or organisations in each district as an SAA, in such manner as may be provided in the adoption regulations framed by the Authority, for the rehabilitation of orphaned, abandoned or surrendered children, through adoption and non-institutional care.
2. The State Agency shall furnish the name, address and contact details of the SAAs along with copies of certificate or letter of recognition or renewal to Authority, as soon as the recognition or renewal is granted to such agencies.
3. The State Government shall get every SAA inspected at least once in a year and take necessary remedial measures, if required.

What is the composition and purpose of Fit Facility?

Fit Facility [Section 51 & Section 37(c) & 37(g), JJ Act 2015, Rule 27, JJ Model Rules, 2016]

1. Fit facility” means a facility being run by a governmental organisation or a registered voluntary or NGO, prepared to temporarily own the responsibility of a particular child for a specific purpose, and such facility is recognised as fit for the said purpose, by the Committee, as the case may be, or the Board, under sub-section (1) of section 51.

2. Any facility for recognition as a fit facility shall:

- I. meet the basic standards of care and protection to the child;
- II. provide basic services to any child placed with it;
- III. prevent child placed with it to any form of cruelty or exploitation or neglect or abuse of any kind; and
- IV. abide by the orders passed by the Board or the Committee

3. An institution or organisation shall be recognised as a fit facility for purposes which may include:

- I. short term care;
- II. medical care treatment and specialised treatment;
- III. psychiatric and mental health care;
- IV. de-addiction and rehabilitation;
- V. education;
- VI. vocational training and skill development;
- VII. witness protection; and
- VIII. group foster care.

4. The services to be provided by the fit facility may include:

- I. food, clothing, water, sanitation and hygiene;
- II. mental health interventions including counselling;
- III. medical facilities including first aid and to facilitate specialised treatment;
- IV. formal age appropriate education including bridge education and continuing education and life skill education; and
- V. recreation, sports, fine arts and group work activities.

What is the composition and purpose of Fit Person?

Fit Person [Section 52 & Section 28(3) & 37(d), JJ Act 2015, Rule 28, JJ Model Rules, 2016]

1. Fit person means any person, prepared to own the responsibility of a child, for a specific purpose, and such person is identified after inquiry made in this behalf and recognised as fit for the said purpose, by the Committee or, as the case may be, the Board, to receive and take care of the child

2. The fit person shall:

- I. Have the capacity and willingness to receive the child; and
- II. Provide basic services for care and protection of the child.

3. The Board or the Committee or the Children's Court, depending on the need of the child and in consultation with the fit person shall determine the period for which a child shall remain with the fit person.
4. The child shall not be placed with a fit person for a period exceeding thirty days. The Board or the Children's Court in such cases where the period of placement of the child may exceed thirty days, refer the matter to the Committee for further orders in respect of the child.