

**GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT**

Department for WCDA & SC – Implementation of section 32 of the Rights of Persons with Disabilities Act, 2016 – Reservation of five percent seats for persons with benchmark disabilities in all Government institutions of higher education and other higher education institutions receiving aid from the Government and upper age relaxation of five years for admission in institutions of higher education - Orders -Issued.

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**DEPARTMENT FOR WOMEN, CHILDREN, DIFFERENTLY ABLED AND SENIOR CITIZENS (PROG-II)**

G.O.Ms.No.27

Dated: 14.05.2023

Read the followings:-

1. The Rights of Persons with Disabilities Act, 2016.
2. Judgment of Hon'ble Supreme Court of India dated 15-12-2017 in WP(C) No. 292 of 2006 and WP(C) No. 997 of 2013 in the matter of Disabled Rights Group & Anr. Vs Union of India & Ors.
3. Andhra Pradesh Rights of Persons with Disabilities Rules, 2023.

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**ORDER:**

The Government of India, in reference 1<sup>st</sup> read above, have enacted the Rights of Persons with Disabilities Act, 2016 repealing the Persons with Disabilities Act 1995 and the new Act came in to force from 19.04.2017.

2. The Hon'ble Supreme Court of India in WP(C) No. 292 of 2006 and WP(C) No.997 of 2013 in the matter of Disabled Rights Group & Anr. Vs Union of India & Ors. in its Judgment dated 15-12-2017 directed that all those institutions which are covered by the obligations provided under Section 32 of the Disabilities Act, 2016 shall comply with the provisions of Section 32 while making admission of students in educational courses of higher education each year.
3. Government of Andhra Pradesh in the reference 3<sup>rd</sup> read above, notified Andhra Pradesh Rights of Persons with Disability Rules, 2023 on 20.04.2023.
4. Now, therefore in exercise of powers conferred under section 32 of the Rights of Persons with Disabilities Act, 2016 read with Rule 17 of Andhra Pradesh Rights of Persons with Disabilities Rules, 2023 and in compliance with the directions of Hon'ble Supreme Court of India, the Government of Andhra Pradesh hereby order that:

5. All Government institutions of higher education and other higher education institutions receiving aid from the Government shall reserve not less than five percent seats for persons with benchmark disabilities.

6. The persons with benchmark disabilities shall be given an upper age relaxation of five years for admission in institutions of higher education.

7. As defined under section 2(r) of the RPwD Act 2016, "persons with benchmark disability" means a person with not less than forty percent of a specified disability where specified disability has not been defined in measurable terms and includes a person with disability where specified disability has been defined in measurable terms, as certified by the certifying authority. "Specified disability" means the disabilities as specified in the Schedule of the RPwD Act 2016.

8. The Special Chief Secretaries / Principal Secretaries / Secretaries, Heads of the Departments and District Collectors shall take necessary action accordingly.

(BY ORDER IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MUDDADA RAVI CHANDRA  
PRINCIPAL SECRETARY TO GOVERNMENT

To:

All the Departments of Secretariat.

All the Heads of the Departments.

All the Collectors & District Magistrates in the State.

The Commissioner, Information & Public Relations, A.P., Vijayawada with a request to give wide publicity.

**Copy to:**

The State Commissioner for Persons with Disabilities, A.P., Vijayawada.

The P.S to Principal Secretary to CM

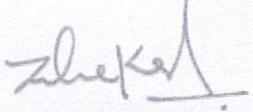
The PS to Minister, WCDA&SC.

The PS to Chief Secretary to Govt., of A.P.

The PS to the Principal Secretary to Government, WCDA&SC.

SC/SF

//FORWARDED:::BY ORDER//

  
ASSISTANT SECRETARY TO GOVERNMENT