

^{As}
[TO BE INTRODUCED IN THE SENATE]

A

BILL

further to amend the National Commission on the Rights of Child Act, 2017

WHEREAS it is expedient further to amend the National Commission on the Rights of Child Act, 2017 (XXXII of 2017) and for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. Short title and commencement. –(1) This Act may be called the National Commission on Rights of Child (Amendment) Act, 2020.

(2) It shall come into force at once.

2. Amendment of section 2, Act XXXII of 2017. - In the National Commission on the Rights of Child Act, 2017 (XXXII of 2017), hereinafter referred to as the said Act, in section 2,-

- (i) in clause (g) the word "and " occurring at the end shall be omitted;
- (ii) in clause (h) for the full stop occurring at the end semi colon and word " ; and " shall be substituted and thereafter, the following new clauses shall be inserted, namely:-

“(i) “unattended child” means a child who’-

- (i) has a parent or guardian who is unfit or incapacitated to exercise control over the child; or
- (ii) is beyond the parental control; or
- (iii) has lost his parents or one of the parents and has no adequate source of income; or
- (iv) is abandoned by the parents or guardian; and

(j) unconcerned Parent” means any person who, being a parent or a guardian or a person for the time being having the care of a child leaves that child-

- (i) without making reasonable provision for the supervision and care of the child; or
- (ii) for a period which is unreasonable having regard to all the circumstances; or
- (iii) under conditions which are unreasonable having regard to all the circumstances.”

3. Amendment of section 15, Act XXXII of 2017. - In the said Act, in section 15, after clause (f), a new clause (ff) shall be inserted, namely:-

- “(ff)** If a person, found unconcerned parent after enquiry by the commission of the unattended child, he shall be liable to punishment of simple imprisonment which may extend to six months and fine of ten thousand rupees. Whoever repeats the act of being unconcerned parents shall be punishable with simple imprisonment which may extend to three years and fine of fifty thousand rupees, unless he proves that he has reason to believe such act was not deliberate.”

STATEMENT OF OBJECTS AND REASONS

For fully developed nation it should be recognized that a child is crucial component. A child, by reason of his physical, mental and emotional immaturity, is in need of special safeguards, care and assistance, after birth, to enable him to participate in and contribute positively towards the attainment of the ideals of a civil society. In this perspective the role and responsibility of the family in society is vital. Family is one who can provide the necessary assistance and fully assume their responsibilities as the source of care, support, rehabilitation and development of children in society;

2. Thus need is felt to comprehensively deliberate and legislate upon child development and exploitation of neglected children. The situation clamors to introduce the said bill.

3. The bill has been designed to achieve the above said purpose.

SENATOR FAISAL JAVED
Member In charge