

Central Adoption Resource Authority
Ministry of Women & Child Development
R.K. Puram, New Delhi

Minutes of the 13th Meeting of the Steering Committee of Central Adoption Resource Authority (CARA) held on 23rd March, 2018 at 10:30 a.m. in the Conference Hall of CARA, West Block - 8, Wing - 4, 1st Floor, R.K. Puram, New Delhi - 110066.

1. Member Secretary, Steering Committee/CEO CARA welcomed the members and informed that the Minutes of the 12th Meeting, duly approved by the Chairperson of the Steering Committee, was circulated to all the members and that no comments was received from any member. The minutes as such were taken as confirmed.

2. Further the ATR on the decision taken in 12th meeting of the meeting was explained to the members by Member Secretary, Steering Committee. ATR was circulated vide Appendix A of the Agenda. Following discussion/decision were taken on the ATR of the last meeting :-

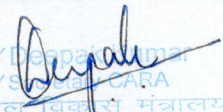
(a) A Technical Committee of CARINGS, comprising of NIC official and CARA official be formed to review and resolve all the issues to avoid any delay in the implementation of issues related to CARINGS module and proper coordination between NIC and CARA. The committee should meet on a weekly basis at CARA.

(b) Review of the priority being given to Single Women, over 40 years of age, registering for adoption - The Committee desired to know (i) the number of women, in this class, who have been referred a child (ii) the number of women, amongst these, who have taken a child in adoption and (iii) the number of women who are yet to receive a referral. Member Secretary was advised to place the matter in the next meeting alongwith the details sought.

(c) Review of the HSR format - It was decided that a committee may be formed for review of the HSR format and also for suggesting the methodology for the capacity building of the social workers conducting the home study and post placement assessment of the families. The composition of the committee was decided as follows :-

Dr. Neelima Mehta, Dr. Jayanti Dutta, a member each from a SAA in Delhi & a SAA in Haryana, Ms. Charu Makkad (Consultant, CARA). The committee shall give their recommendations within 30 days.

(d) Fine not paid by Prayas Bharti Trust, SAA from Patna and Udayan

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SOS Children's Village of India, SAA from Delhi and request for waiver by them - The Steering Committee directed that CARA should review the request in accordance to guidelines and a Speaking Order be forwarded to the SAAs for compliance, as deemed necessary.

(e) ATRs of the inspection reports of the inspections carried out in Nov-Dec 2017 - Chairperson of the Steering Committee directed that shortcomings observed during the inspections be brought out in the report and action must be taken for setting it right. He also directed that these be included in the Annual Report of CARA as this was also discussed during the meeting of COPLOT.

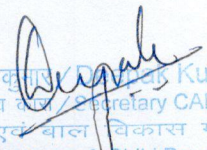
(f) Constitution of new Steering Committee- It was decided that the selection process of the new members (non ex officio) be concluded at the earliest, as per guidelines. Further, it was also decided that the process of grading and incentivising the SAAs be worked out in consultation with the Ministry.

(g) Extension of the tenure of tele counsellors for manning the toll free number - JS (FA) suggested an EoI may be called for outsourcing this management of the toll free services to a professional agency for handling the calls in a professional manner, in consultation with ministry, instead of directly employing untrained staff. In the interim, requisitioning the services of Childline for training the persons manning the toll free number was also discussed and it was decided which could also be explored.

(h) Update on the filling of the vacant post and strengthening proposal of CARA - It was suggested that option of requesting the SSC for getting Steno & clerks may be once again pursued before a final view is taken.

(i) Mr. Avinash Kumar, Member of Steering Committee has opined that Circular dated 13-02-18 relating to separation of siblings may give a wrong message to the society, as, by and large, all endeavours must be made to keep the siblings together and their separation should only be the last resort. CEO CARA explained that there wasn't any change in the existing policy and the siblings were separated only if it was essential in their best interests as envisaged in the Act & Regulations, based on the approval of the Steering Committee in its 12th Meeting. However it was decided that the circular may be reviewed in consultation with the ministry. Further, CARA was advised to place the policy matter, first, for the consideration of the ministry. It was also decided that in future all communications relating to policy matter shall be issued by the ministry.

3. The adoption statistics shared with the members, is enclosed as **Annexure II.**


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Agenda Item 1: Issues and concerns related to resuming Inter-country adoption programme by Australia with India.

4. CEO CARA apprised the members of the efforts undertaken to re-commence the Inter-country Adoption Programme with Australia as brought out in the Agenda. Further it was explained that the same hasn't progressed for the last one year despite CARA's effort by engaging with the Australian Central Authority and their Embassy in India. It was decided that this issue would be further pursued at the level of Ministry through MEA.

Agenda Item 2: Requirement of Dispensation of the separate Psychological Assessment Report in Inter country Relative Adoption cases.

5. Psychological Assessment Report has been made mandatory for the Inter-country PAPs since January 2018 for assessing their suitability. The proposal of not making it mandatory for the Inter-country PAPs in Relative Adoption cases was discussed by the committee and it was felt that the same shall remain applicable for them as well for ensuring the wellbeing of the children being placed in adoption outside the country.

Agenda Item 3: Undertaking from a friend in case of single parent instead of a relative.

6. After due deliberation it was decided that undertaking of relatives only be accepted for ensuring the best interests of the children being placed in adoption outside the country.

Agenda Item 4: Rehabilitation of Indian children in Kuwait through adoption.

7. Ambassador, Indian Embassy, Kuwait through his letter addressed the Secretary, MWCD had requested with regard to rehabilitation of two Indian children, who are in temporary custody with an Indian couple residing at Kuwait.

8. The brief of the case is that two children were born to a lady from Tamil Nadu, who was in Kuwait as domestic help. The birth of the children has been recorded with the Indian Embassy in Kuwait. The biological mother died leaving behind the two children and the Embassy placed them with an Indian couple, without any biological children of their own, on 04 Nov 2016. The husband of the biological mother also resides in Kuwait and is married to another woman. As reported by the Indian Embassy, the biological father has disowned these children, who are currently placed with the Indian parents by the Indian Embassy.

9. The Indian Embassy in Kuwait tried to locate the family of the biological

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mother in India, through Collector and District Magistrate, YSR District Kadapa, Andhra Pradesh but was informed that the family was extremely poor and the condition of the maternal grandmother of the children is precarious, as she is mentally unsound.

10. Further, the parents fostering the children in Kuwait have requested that they be permitted to adopt the children as they have been looking after them for the last one year and are constrained to stay in Kuwait till the children are given to them legally.

11. This has resulted in a peculiar situation, where the rehabilitation of the Indian children in a foreign country needs to be undertaken through our Embassy, which is the extension of our government abroad. It is pertinent to mention that there are no laws pertaining to adoption in Kuwait and it is incumbent upon the Government of India to consider rehabilitation of children as per our laws.

12. Based on the facts of the case and recommendation of the Indian Embassy, it was decided that the Indian Embassy in Kuwait may officially declare them foster parents, in the best interests of the children, as the children are being fostered by them for over an year. This becomes important as the children have been looked after by the family in Kuwait and it would be detrimental to the interests of the children to uproot them from the family in Kuwait and bring them back in institutional care in India and further explore their rehabilitation once again.

13. It was noted that in case of Adoptions, the Indian Embassy is mandated to discharge the responsibilities abroad as defined under Regulation 40 of the Adoption Regulations, 2017. As such it was decided that the Embassy at Kuwait may be requested to discharge the responsibilities vested with the Child Welfare Committee under Section 44 of the JJ Act, 2015, being the extension of the Government of India abroad. Further it was also decided that the assessment of the family and their inspection may be carried out by the Embassy in accordance to Rule 23 of the Model JJ Rule, 2016. It was also decided that the family's request for adopting the children may be considered after they have fostered the children for five years in accordance to Rule 44 (1) (v) of the Model JJ Rules, 2016.

14. It was also decided that the instant case shall not be taken as precedence, in future, and shall be a stand-alone case in view of peculiarity of the situation.

15. The passport of the children may be considered by the Embassy in consultation with the MEA.

Agenda Item 5: Ambiguity in Juvenile Justice (Care and Protection of Children) Act 2015 as observed by the Hon'ble High Court of Madhya

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Pradesh at Jabalpur and directions given in order dated 12/02/2018.

16. The Agenda Item was renamed as "Directions of Hon'ble High Court of Madhya Pradesh at Jabalpur vide order dated 12/02/2018 in Civil Revision No. 258/2017." Details placed by CEO CARA was discussed threadbare in the light of Memo dated 20.3.18 of Member of JJ Committee of the High Court of MP, received through email on 21 Mar 2018. It was decided that the submission of Steering Committee, as at **Annexure III**, shall be communicated by the Ministry.

Agenda Item 6: Action against the SAA UDAAN for numerous and persistent illegal activities reported and flouting Regulations with impunity for which Show Cause Notices have been issued but not responded to till date.

17. Since, this issue was linked to the Agenda Item 5, it was decided that this issue would be dealt by the Ministry independently. A committee chaired by JS (ASK) with Kiran Singh (Legal Member of Steering Committee) and an officer not less than Joint Director from DWCD, Government of MP was constituted for having a de-novo inquiry in the matter. US(RK) was appointed as the presenting officer for the inquiry.

Agenda Item 7: Request for giving priority to the North-Eastern PAPs by referring children of their States initially to them for a period of 30 days.

18. This agenda would be moved on file to the Ministry for examining the issue being a policy decision.

Agenda Item 8: Provisioning of "Third Gender/Transgender" Category to be introduced in the child admission/registration on CARINGS.

19. This agenda would be moved on file to the Ministry for examining the issue being a policy decision.

Agenda Item 9: Provisioning of "separated" Category in the parents online registration on CARINGS.

20. This agenda would be moved on file to the Ministry for examining the issue being a policy decision.

Agenda Item 10: Approval for hosting the newly developed CARA website, after its Security Audit.

21. The newly developed website could not be shown to the members and the same has been temporarily hosted for perusal of the members on www.cara.org.in. The members may give their suggestions by 15 Apr 2018 after which the security audit of the same would be carried out before it is

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hosted on the NIC server.

Agenda Item 11: Suggestions received from Mr Avinash Kumar, Member, Steering Committee of CARA.

22. On the first point of the downgrading of the seniority of the PAPs on refusal, it was explained by the CEO CARA that it was as per the Adoption Regulations, 2017. Further recommendation of Mr Avinash Kumar to have a mailbox for seeking suggestions from the public on the issues related to proposed amendments in the Regulations was accepted.

23. On the status of compliance of the Supreme Court order, JS (ASK) gave an update on the review being taken by the Ministry through the State Governments. Further CEO CARA gave the details of the CCI linkages with the SAA and the number of children from the CCIs registered in CARINGS (Annexure II refers).

24. As far as the Health Insurance of the children were concerned, it was informed that CARA had approached various Insurance Agencies. However no offer could be received, as, probably, the children's health insurance is always linked with the parents' health insurance. It was therefore that the possibilities may be explored by the Ministry in consultation with the Ministry of Health for having customised health plan for the children in the institutions.

Agenda Item 12: Ex-post facto Approval for extension of contract period towards service of Security Guards in CARA office and approval for provisioning of services for one year, through GeM.

25. This was deferred for the next meeting.

Agenda Item 13: Ex-post facto Approval for extension of contract period towards service of House Keeping for premises of CARA office and approval for provisioning of services for one year w.e.f. 1st April, 2018 through fresh tender.

26. This was deferred for the next meeting.

Agenda Item 14: Ex-post facto Approval for extension of contract period towards providing the Technical Staff for CARINGS project of CARA and approval for fresh contract w.e.f. 1st June, 2018 after following the due procedure as per GFR, 2017.

27. This was deferred for the next meeting.

Agenda Item 15: Extension in tenure of 03 Consultants for further period of one year or till the requirement is approved, whichever is earlier.

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28. This was for the information of the Steering Committee.

Agenda Item 16: Extension of tenure of 05 Programme Support Staff & 02 Service Support Staff in CARA as fresh contract for the period of one year or till the requirement is approved, whichever is earlier.

29. This was for the information of the Steering Committee.

Agenda Item 17: Reliving of Dr. Jagannath Pati, Joint Director for deputation to NCPDR.

30. This was for the information of the Steering Committee.

Agenda Item 18: Investment of fund available against provision of Gratuity and Leave Salary.

31. The detail as given in the agenda was explained to the members. However, JS&FA recommended that this may be moved on file for examining by the Ministry.

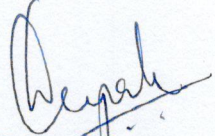
Agenda Item 19: Reallocation of funds in different expenditure heads of CARA.

32. This was agreed to in principle as the same would be placed before the Steering Committee after closing of the accounts for the Financial Year 2017-18 for its approval, before it is placed for audit of CA&G.

Agenda Item 20: Any other item with the approval of Chairperson.

33. There wasn't any other agenda. Meeting ended with a Vote of thanks to the Chair.


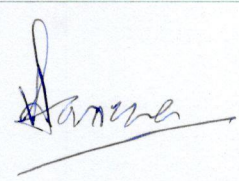
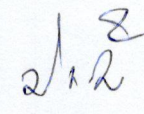
34. Details of the participant is attached at **Annexure I**.


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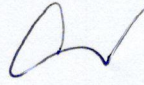
Thirteenth (13th) Meeting of the Steering Committee of Central Adoption Resource Authority (CARA) held on 23rd March, 2018 at 10:30 a.m. in the Conference Hall of CARA at West Block - 8, Wing - 4, 1st Floor, R.K. Puram, New Delhi.

ATTENDANCE SHEET

S.No.	Name & Designation	Position	Signature
1.	Shri Rakesh Srivastava Secretary, Ministry of Women & Child Development, Government of India, Shastri Bhawan, New Delhi	Chairperson (Ex-officio)	
2.	Ms. Aastha Saxena Khatwani Joint Secretary, Ministry of Women & Child Development, Government of India, Shastri Bhawan, New Delhi	Member (Ex-officio)	
3.	Ms. M.R. Tshering Joint Secretary & Finance Advisor Ministry of Women & Child Development, Government of India, Shastri Bhawan, New Delhi	Member (Ex-officio)	
4.	Shri Lahuraj Mali Commissioner, Women and Child Development, Government of Maharashtra, Pune, Maharashtra (Representing SARA, Maharashtra)	Member	
5.	Smt. Viziendira Boyi Director, Women Development & Child Welfare, Government of Telangana, Hyderabad, Telangana (Representing Sishu Griha, a SAA run by WCD Deptt., Government of Telangana)	Member	



6.	Ms. Gitashree Adhikari Karuna W.B. Women and Children Welfare Society, Howrah, West Bengal (Representing SAA recognized by Government of West Bengal)	Member	
7.	Shri Avinash Kumar O-51, Nivedita Kunj, Sector - 10, R.K. Puram, New Delhi (Adoptive Parent)	Member	Joined in the meeting through skype & on speaker phone.
8.	Ms. Samiha Grewal J-231, 1st Floor, Saket, New Delhi (Adoptee)	Member	
9.	Smt. Kiran Singh 201-A, Dell Block, 1/2, Vaibhav Khand, Indira Puram, Ghaziabad, Uttar Pradesh (Advocate)	Member	Kiran Singh
10.	Shri Deepak Kumar Chief Executive Officer / Secretary, Central Adoption Resource Authority West Block - 8, R.K. Puram, New Delhi	Member Secretary	Deepak

SPECIAL INVITEE :

S.No.	Name & Designation	Position	Signature
1.	Shri Ajay Tirkey Additional Secretary, Ministry of Women & Child Development, Government of India, Shastri Bhawan, New Delhi	---	

2. **Shri Rajesh Kumar**
Under Secretary,
MWCD,
GoI
Shastri Bhawan, New Delhi



3. **Smt. Kavita Shrivastava**,
Technical Director (Scientist - E),
National Informatics Centre.

**Meeting of Steering Committee of CARA on
23rd March 2018**

Adoption Statistics

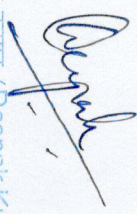
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Summary of SAAs as on 22th March 2018

Children in Home	5501
Foster Care	1969
Available for Adoption	2035
Special Needs Children(SNC)	995
Children Referred	108
Waiting For NOC	126

Parents waiting list (In-country)	20036
Parents waiting list (Inter-country)	860



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S.No	State/UTs	2-4 (Months)	4-6 (Months)	6-12 (Months)	Beyond 1 Year	Total
16	Jharkhand	0	2	8	4	14
17	Karnataka	14	4	5	2	25
18	Kerala	0	1	4	1	6
19	Lakshadweep UT	0	0	0	0	0
20	Madhya Pradesh	2	1	2	4	9
21	Maharashtra	46	10	9	5	70
22	Manipur	2	0	0	0	2
23	Meghalaya	4	2	4	0	10
24	Mizoram	0	0	0	0	0
25	Nagaland	0	0	0	0	0
26	Odisha	31	14	24	17	86
27	Puducherry UT	0	0	0	0	0
28	Punjab	4	3	0	0	7
29	Rajasthan	11	9	9	3	32
30	Sikkim	1	1	2	0	4
31	Tamil Nadu	11	15	19	4	49
32	Telangana	1	0	0	3	4
33	Tripura	1	2	2	0	5
34	Uttar Pradesh	13	10	9	14	46
35	Uttarakhand	0	0	0	0	0
36	West Bengal	45	9	46	40	140
Total		234	108	172	134	648

SAA - CCI Linkage (as on 22th March 2018)					
S.No	State/UTs (with no. of Districts & SAAs)	No. of CCIs linked with SAA	No. of Children in CCIs linked with SAA	No. of Children below 6 Years	No. of Children above 6 Years
1	Andhra Pradesh (13 Districts & 14 SAAs)	18	49	3	46
2	Arunachal Pradesh (20 Districts & 2 SAAs)	0	0	0	0
3	Assam (33 Districts & 22 SAAs)	29	297	23	274
4	Bihar (38 Districts & 23 SAAs)	7	26	2	24
5	Chandigarh (1 District & 1 SAA)	0	0	0	0
6	Chhattisgarh (27 Districts & 11 SAAs)	19	127	3	124
7	Delhi (11 Districts & 12 SAAs)	39	449	6	443
8	Goa (2 Districts & 2 SAAs)	0	0	0	0
9	Gujarat (33 Districts & 18 SAAs)	3	3	1	2

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S.No	State/UTs (with no. of Districts & SAAs)	No. of CCIs linked with SAA	No. of Children in CCIs linked with SAA	No. of Children below 6 Years	No. of Children above 6 Years
10	Harayana (22 Districts & 3 SAAs)	7	24	3	21
11	Himachal Pradesh (12 Districts & 01 SAA)	4	6	0	6
12	Jammu & Kashmir (22 Districts & 0 SAAs)	0	0	0	0
13	Jharkhand (24 Districts & 8 SAAs)	0	0	0	0
14	Karnataka (30 Districts & 29 SAAs)	36	121	12	109
15	Kerala (14 Districts & 18 SAAs)	5	23	20	3
16	Madhya Pradesh (51 Districts & 38 SAAs)	30	314	6	308
17	Maharashtra (36 Districts & 63 SAAs)	15	79	3	76
18	Manipur (09 Districts & 09 SAAs)	1	2	0	2
19	Meghalaya (11 Districts & 06 SAAs)	1	2	0	2

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20	Mizoram (08 Districts & 07 SAAs)	5	14	4	10
21	Nagaland (11 Districts & 04 SAAs)	2	2	1	1
22	Odisha (30 Districts & 24 SAAs)	54	405	49	356
23	Pondicherry UT (04 Districts & 04 SAAs)	3	12	0	12
24	Punjab (22 Districts & 09 SAAs)	9	23	8	15
25	Rajasthan (33 Districts & 36 SAAs)	2	4	2	2
26	Sikkim (4 Districts & 4 SAAs)	0	0	0	0
27	Tamil Nadu (32 Districts & 16 SAAs)	19	58	2	56
28	Telengana (31 Districts & 11 SAAs)	3	8	1	7

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S.No	State/UTs (with no. of Districts & SAAs)	No. of CCIs linked with SAA	No. of Children in CCIs linked with SAA	No. of Children below 6 Years	No. of Children above 6 Years
29	Tripura (08 Districts & 09 SAAs)	4	14	0	14
30	Uttar Pradesh (75 Districts & 29 SAAs)	2	11	0	11
31	Uttarakhand (13 Districts & 08 SAAs)	1	5	0	5
32	West Bengal (23 Districts & 23 SAAs)	18	70	0	70
Total		336	2148	149	1999

Source : CARINGS

ADOPTION STATISTICS FOR THE MONTH OF February-2018											
S.No.	State	No. of children in SAAs/CCIs as on date			No. of new children registered in CARINGS during this month	No. of children declared legally free for adoption by CWC during this month	No. of children placed in adoption during this month			No. of Adoption Order pending in courts (AS on Date)	No. of Adoption Order obtained during this month
		Legally free	CNCP	Yet to be declared legally free			In-country (Pre-Adoption (NOC) Foster Care)	Inter-country (NOC)	Total		
1	Andaman and Nicobar Island	0	0	0	0	0	0	0	0	0	0
2	Andhra Pradesh	140	5	4	1	8	2	11	13	21	9
3	Arunachal Pradesh	3	0	2	0	0	0	0	0	0	0



दीपक कुमार / Deepak Kumar

सचिव कार्यालय / Secretary CARA

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S.No	State	No. of children in SAAs/CCIs as on date			No. of new children registered in CARINGS during this month	No. of children legally declared free for adoption by CWC during this month	No. of children placed in adoption during this month			No. of Adoption Order pending in courts (AS on Date)	No. of Adoption Order obtained during this month
		Legally free	CNCP Order	Yet to be declared legally free			In-country (Pre-Adoption Foster Care)	Inter-country (NOC)	Total		
4	Assam	59	27	61	7	3	6	2	8	18	5
5	Bihar	75	41	130	20	12	15	2	17	126	4
6	Chandigarh	8	6	3	4	1	0	0	0	1	0
7	Chhatisgarh	96	36	62	35	5	8	1	9	31	14
8	Dadar and Neger Haveli	0	0	0	0	0	0	0	0	0	0
9	Daman and Diu	0	0	0	0	0	0	0	0	0	0

S.No	State	No. of children in SAAs/CCIs as on date			No. of new children registered in CARINGS during this month	No. of children legally declared free for adoption by CWC during this month	No. of children placed in adoption during this month			No. of Adoption Order pending in courts (AS on Date)	No. of Adoption Order obtained during this month
		Legally free	CNCP Order	Yet to be declared legally free			In-country (Pre-Adoption Foster Care)	Inter-country (NOC)	Total		
10	Delhi	47	62	169	9	5	8	3	11	10	16
11	Goa	16	0	10	4	0	1	0	1	3	0
12	Gujarat	35	3	85	13	13	3	1	4	14	13
13	Haryana	14	9	25	5	2	2	0	2	5	6
14	Himaachal Pradesh	0	3	6	1	0	0	0	0	3	0
15	Jammu and Kashmir	0	0	0	0	0	0	0	0	0	0

दीपक कुमार / Deepak Kumar

सचिव कारा / Secretary CARA

महिला एवं बाल विकास विभाग संचालक
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S.No.	State	No. of children in SAAs/CCIs as on date			No. of new children registered in CARINGS during this month	No. of children declared legally free for adoption by CWC during this month	No. of children placed in adoption during this month			No. of Adoption Order pending in courts (AS on Date)	No. of Adoption Order obtained during this month
		Legally free	CNCP	Yet to be declared legally free			In-country (Pre-Adoption Foster Care)	Inter-country (NOC)	Total		
16	Jharkhand	53	113	54	16	10	8	2	10	35	9
17	Karnataka	127	88	84	30	19	20	1	21	47	18
18	Kerala	41	0	65	12	11	8	0	8	26	5
19	Lakshadweep	0	0	0	0	0	0	0	0	0	0
20	Madhya Pradesh	209	101	178	25	25	15	5	20	30	13
21	Maharashtra	305	111	584	60	53	74	13	87	125	30

S.No.	State	No. of children in SAAs/CCIs as on date			No. of new children registered in CARINGS during this month	No. of children declared legally free for adoption by CWC during this month	No. of children placed in adoption during this month			No. of Adoption Order pending in courts (AS on Date)	No. of Adoption Order obtained during this month
		Legally free	CNCP	Yet to be declared legally free			In-country (Pre-Adoption Foster Care)	Inter-country (NOC)	Total		
22	Manipur	5	36	5	1	0	0	0	0	2	0
23	Meghalaya	5	0	2	0	1	0	0	0	9	1
24	Mizoram	12	0	2	1	3	0	0	0	2	1
25	Nagaland	2	0	2	0	0	0	0	0	0	1
26	Orissa	300	11	124	18	16	6	11	17	119	22

दीपक कुमार
Secretary CARA

राजिव बहाल / Secretary CARA

सचिवालय एवं बाल विप्लव संयंत्र
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S.No.	State	No. of children in SAAs/CCIs as on date			No. of new children registered in CARINGS during this month	No. of children declared legally free for adoption by CWC during this month		No. of children placed in adoption during this month			No. of Adoption Order pending in courts (AS on Date)	No. of Adoption Order obtained during this month
		Legally free	CNCP	Yet to be declared legally free		In-country (Pre-Adoption Foster Care)	Inter-country (NOC)	Total				
27	Pondicherry	17	0	11	2	2	0	1	1	0	0	
28	Punjab	39	8	36	8	5	5	1	6	13	2	
29	Rajasthan	56	12	53	21	9	8	3	11	55	5	
30	Sikkim	5	0	9	4	4	1	0	1	5	0	
31	Tamilnadu	35	0	159	19	13	17	2	19	59	5	

S.No.	State	No. of children in SAAs/CCIs as on date			No. of new children registered in CARINGS during this month	No. of children declared legally free for adoption by CWC during this month		No. of children placed in adoption during this month			No. of Adoption Order pending in courts (AS on Date)	No. of Adoption Order obtained during this month
		Legally free	CNCP	Yet to be declared legally free		In-country (Pre-Adoption Foster Care)	Inter-country (NOC)	Total				
32	Telangana	144	142	128	140	7	5	3	8	7	5	
33	Tripura	11	27	18	1	1	0	0	0	5	2	
34	Uttar Pradesh	82	59	153	27	6	10	4	14	61	11	
35	Uttaranchal	11	2	6	0	0	0	0	0	2	1	
36	West Bengal	96	80	233	16	4	15	1	16	148	2	
	Total	2048	982	2463	500	238	237	67	304	982	200	

दीपक कुमार / Deepak Kumar

सचिव कार्यालय / Secretary CARA

महिला एवं बाल विकास संचालनालय

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Relative and Step Children Adoptions on 22nd March 2018)

S.No	State	In-Country Relative Adoption (2017-18)	Inter-country Relative Adoption (2017-18)	Step children Adoption (2017-18)
1	Andaman and Nicobar Island	0	0	0
2	Andhra Pradesh	0	1	0
3	Arunachal Pradesh	0	0	0
4	Assam	1	0	0
5	Bihar	0	1	0
6	Chandigarh	0	0	0
7	Chhattisgarh	0	0	0
8	Delhi	1	1	1
9	Goa	0	0	0
10	Gujarat	0	0	1
11	Haryana	4	0	0
12	Himachal Pradesh	0	0	0
13	Jammu and Kashmir	0	1	0

Relative and Step Children Adoption

S.No	State	In-Country Relative Adoption	Inter-country Relative Adoption	Step children Adoption
14	Jharkhand	0	0	1
15	Karnataka	2	2	0
16	Kerala	0	1	0
17	Madhya Pradesh	3	0	1
18	Maharashtra	1	0	2
19	Mizoram	21	0	0
20	Manipur	0	0	0
21	Meghalaya	1	0	0
22	Nagaland	0	0	0
23	Orissa	0	0	0
24	Pondicherry	0	0	0
25	Punjab	0	8	0
26	Rajasthan	0	0	0

दीपक कुमार
सचिव कारा / Secretary CARA



महिला एवं बाल विकास मंत्रालय
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Relative and Step Children Adoption

S.No	State	In-Country Relative Adoption	Inter-country Relative Adoption	Step children Adoption
27	Sikkim	0	0	0
28	Tripura	0	0	0
29	Tamilnadu	0	0	0
30	Telangana	2	0	1
31	Uttar Pradesh	3	2	1
32	Uttaranchal	0	0	0
33	West Bengal	0	0	0
Total		39	17	8



THANK
YOU

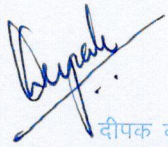
दीपक कुमार
Rajapak Kumar
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Annexure III as referred in Agenda No. 5 of the Minutes of the 13th Meeting of the Steering Committee of Central Adoption Resource Authority (CARA) held on 23rd March, 2018 at 10:30 a.m. in the Conference Hall of CARA.

Submission by Steering Committee of CARA, Ministry of Women and Child Development

1. With reference to the directions of Hon'ble Court of Madhya Pradesh, Jabalpur in the matter of CR No.258/2017 and CR No. 260/2017, it is most respectfully submitted that vide Order dated 12.02.2018, Steering Committee of CARA and CEO, CARA were directed to comply with the directions as contained in Para 53 of the order.
2. Further vide Memo No. Q/RJ//JJC/69 DATED 20.03.2018 attention of Steering Committee of CAARA has been drawn to the directions No. . 3, 4, 5, 6, 7, 9, 10, 16. and response of CEO, CAR thereto, vide letter dated 09.03.2018, and further this Ministry including Hon'ble Minister(WCD) has been requested to take appropriate action and submit response within 2 weeks from the date of receipt of the letter. It was also desired that direction No. 7 may be compiled within 7 days from the date of receipt of the letter. The letter dated 20.03.2018 was received from Registrar, JJC through e-mail dated 21.03.2018.
3. Based on the above directions, it is humbly submitted that, as desired, the issues were deliberated by the Steering Committee of CARA on 23.03.2018. And based on the deliberations, the submission with regard to direction No. 7 has been sent vide e-mail dated 29.03.2018(The copy of which is enclosed herewith for perusal). It is also submitted that 24th, 25th, 29th, 30th, 31st March and 1st April were closed holidays. Besides there were pressing engagement like Parliament issues, Financial year closing as well as meeting of JJ Committee under the chairpersonship of Hon'ble Justice Shri Madan B. Lokur on 24th March, 2018 at Cuttack. However, efforts have been made to comply with the directions of Hon'ble Court within the given time. Nonetheless inconvenience caused, unintentionally, if any, is deeply regretted.



4. Now, in continuation of e-mail dated 29.03.2018 of this Ministry relating to submission in respect of Direction No. 7, further submission with respect to other directions are submitted as below:

i. **“Direction No. 1:** *The orders passed by the Principal Judge, Family Court, District Chhindwara dated 21.12.2016 & 19.12.2016 are hereby set aside confirming the interim order of this Court dated 24.1.2018”*

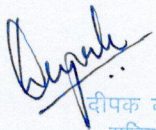
“ Direction No. 2: *.The "Court" defined under Section 2(23) of the J.J.Act is directed to follow the guideline as observed in Paragraph No.20 of this order. The application seeking adoption should not be treated to be an adversarial litigation and such application should be decided in view of the foregoing directions within a time frame.”*

Response: 1&2 - Direction of Hon'ble Court pertains to Family court.

ii. **“Direction No. 3:** *In view of the observations made in Paragraph Nos.29,30,33, 34,35,36,38 the stand of the Chief Executive Officer of CARA is not found fair and it is contrary to the provisions of the J.J.Act, J.J.Rules and Regulations, which is wholly unbecoming in a case where the noble cause of adequate upliftment of children by way of adoption was under consideration.”*

“Direction No. 4: *The Steering Committee or the Women & Child Development Department as the case may be may look into the aforesaid conduct and may have a vigil as specified under Section 69 of the J.J.Act and supervise the function of the CARA.”*

Response: 3& 4: In terms of Section 69 of the JJ Act 2015, the Steering Committee meet regularly to deliberate and decide on the issues relating to CARA as mandated under the Act. However, in the light of direction of Hon'ble Court, the frequency of the meeting of the Steering Committee shall be further enhanced. Besides keeping in view the spirit of the directions of Hon'ble Court , the observations as at para 29,30,33,34,35,36,38 and relevant issue was discussed threadbare. It was also observed that CEO CARA in his submissions to Hon'ble Court has stated that role of SAAs begins only after the child is reserved by the PAPs. Hon'ble court while citing sections 58(1), 58(2), 59(5) & 59(6) of the JJ Act has found the submission of CEO CARA contrary to the

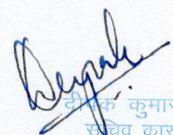


Act. Considering the gravity of the observation and to oversee that the functioning of CARA is regulated strictly as per the Act, the issue was discussed threadbare and the discussion is minutised for onward submission to Hon'ble Court.

It was observed that section 62 of the Act says that the documentation and other procedural requirements not expressly provided in this Act shall be as per adoption regulation framed by the Authority. Isolated reading of section 58(2), it appears, provides an impression that the SAAs will refer a child declared legally free to the PAPs. However keeping in view the spirit of Hague convention, section 32 of the JJ Act 2015 and to avoid trafficking and also to maintain transparency, the children are referred through on-line portal CARINGS in accordance to Adoption Regulations 2017 framed under JJ Act 2015. The SAAs referred in section 58(1) prepares the HSR etc of the PAPs, and the SAAs referred in section 58(2) are the ones where the child on the date of referral is residing. The two SAAs, referred under section 58(1) and 58(2) could be entirely different, which is generally the case, and not known to each other placed at miles away. (A copy of the flowchart of adoption process is also enclosed herewith for ready reference). However observation of Hon'ble Court is noted for further deliberation and clarification, in future, in accordance with the law of the land.

- iii. **“Direction No. 5:** *The action may be taken against the erring persons who made delay in furnishing the information by the Central Government or the State Government as the case may be.*”

Response: 5 : Module of SAA- CCI linkages is provided in CARINGS. Request for delinking and relinking was not received from any of the state/UT, earlier. Hence such a need was not felt earlier. However the request of State Govt was forwarded the same day to NIC by CARA. The request being only and first of its kind, required some time by NIC. However direction of Hon'ble Court is being forwarded to DG NIC for appropriate action at their end.



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iv. **“Direction No. 6:** After filing the reply of the show cause notice the SAA UDAN who reported a right cause to this Court may be examined by the officer higher than the C.E.O of CARA independently without his intervention and to take a final decision in accordance with law.”

Response: 6: The direction of the Hon'ble Court is noted for its compliance.

v. **“Direction No. 7:** In the facts, the CARA is directed through Steering Committee to make the referral of the children of SAA UDAN and other like SAA and CCI by way of immediate placement. In this regard, the older age sibling child must be given priority but immediate placement should not be delayed more than fifteen days from the date of communication of this order.”

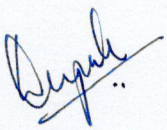
Response:7: Submission has been forwarded vide email dated 29.03.2018.(copy attached).

vi. **“Direction No. 8:** The Special Adoption Agencies are directed to discharge their duties as observed in Paragraph Nos.40 and 41 of this order.”

Response: 8: Directions of Hon'ble Court shall be communicated to the States/UTs for its compliance.

vii. **“Direction No. 9:** The Steering Committee of CARA or MW&CD are requested to look into the observations made in Paragraph Nos.42,43,44,45 of this order and to examine whether the Regulation 10(2) is ambiguous to the provisions of Section 58(2) and the other provisions of the J.J.Act and the Rules and if it is found so, remedial measure may be taken.”

Response: 9: It is once again reiterated that keeping in view the spirit of Hague convention and the JJ Act, all children , irrespective of their age, gender, region/religion, are provided equal opportunity for getting adopted within the country, in accordance to section 59(1) of the Act and Regulation 8 of Adoption Regulations 2017, as per the preference of the



PAPs. However to avoid trafficking, maintain transparency and also to provide equal opportunities to PAPs, the children are referred through on-line portal CARINGS in view of section 32 of the Act and Adoption Regulations, 2017. It is further submitted for kind information of the Hon'ble Court that Adoption Regulation framed under section 62 and section 68 of the Act has also been placed in the parliament on 10.03.2017 and 16.03.2017.

- viii. **“Direction No. 10:** *The Steering Committee of CARA is further requested to look into the observations made in Paragraph No.45 of this order and update the CARINGS application thereby it may be user friendly to SAA and PAPs for upliftment of the adoption in the country.”*

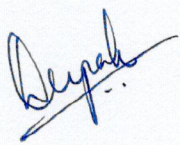
Response: 10: Efforts have been made that the technology used is people friendly for their comprehension and usage. However, as desired by Hon'ble Court further efforts will be made for its further simplification in consultation with NIC and also enhancing the frequency of need based trainings to the different stakeholders.

- ix. **“Direction No. 11:** *The State Government is directed to constitute the CWCs in each district if not already constituted within a period of three months from today.”*

“Direction No. 12: *The State Government is further directed to recognize SAA in each of the district otherwise the CCI-SAA linkage be made as early as possible within a period of one month from today.”*

Response: 11 & 12: Directions of Hon'ble Court shall be communicated to the States/UTs for its compliance.

- x. **“Direction No. 13:** *The CWCs are directed to act as per the provisions of Juvenile Justice (Care and Protection of Children) Act, 2015, the Juvenile Justice (Care and Protection of Children) Model Rules, 2016 and the Adoption Regulations, 2017 observing the directions issued by this Court in Writ Petition No.6163/2016 [Priya Yadav Versus State of M.P. & Others] decided on 23.11.2016 and the directions issued by*



Hon'ble the Apex Court on **9.2.2018 in Writ Petition (Civil) No.473/2005.**The said direction of Hon'ble the Apex Court is also required to be observed by the State Government."

"Direction No. 14: The CWCs in the matter of declaring the child legal free shall take early steps to dispose of the cases in accordance with the provisions of J.J.Act,2015 and the rules made thereunder within a time frame as specified and the orders must be passed as per quorum specified."

Response: 13 &14: Directions of Hon'ble Court shall be communicated to the States/UTs for onward transmission to CWCs and for its compliance by them.

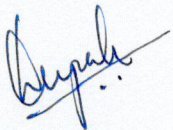
- xi. **"Direction No. 15:** The State Government is directed to constitute a Committee of SARA to discharge the efficient functioning of SARA within a period of three months from today."

Response: 15: Directions of Hon'ble Court shall be communicated to the States/UTs for its compliance.

- xii. **"Direction No. 16:** It is further observed that the Central Government, the State Government, CARA and Court are supposed to function as per the object and spirit of the Juvenile Justice (Care and Protection of Children) Act, 2015, the Juvenile Justice (Care and Protection of Children) Model Rules, 2016 and the Adoption Regulations, 2017."

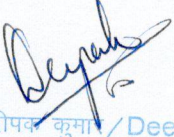
"Direction No. 17: It is, however, expected that all the stakeholders shall discharge their functions and duties in view of the foregoing directions and observations."

Response: 16 & 17: Directions of Hon'ble Court are noted by the Steering committee and Central Government for compliance. Further directions of Hon'ble Court shall be communicated to the States/UTs for onward transmission to CWCs and for its compliance by them.



5. The Steering Committee of CARA has also advised CEO, CARA and NIC to formulate a Technical Committee for CARINGS to review and resolve all the

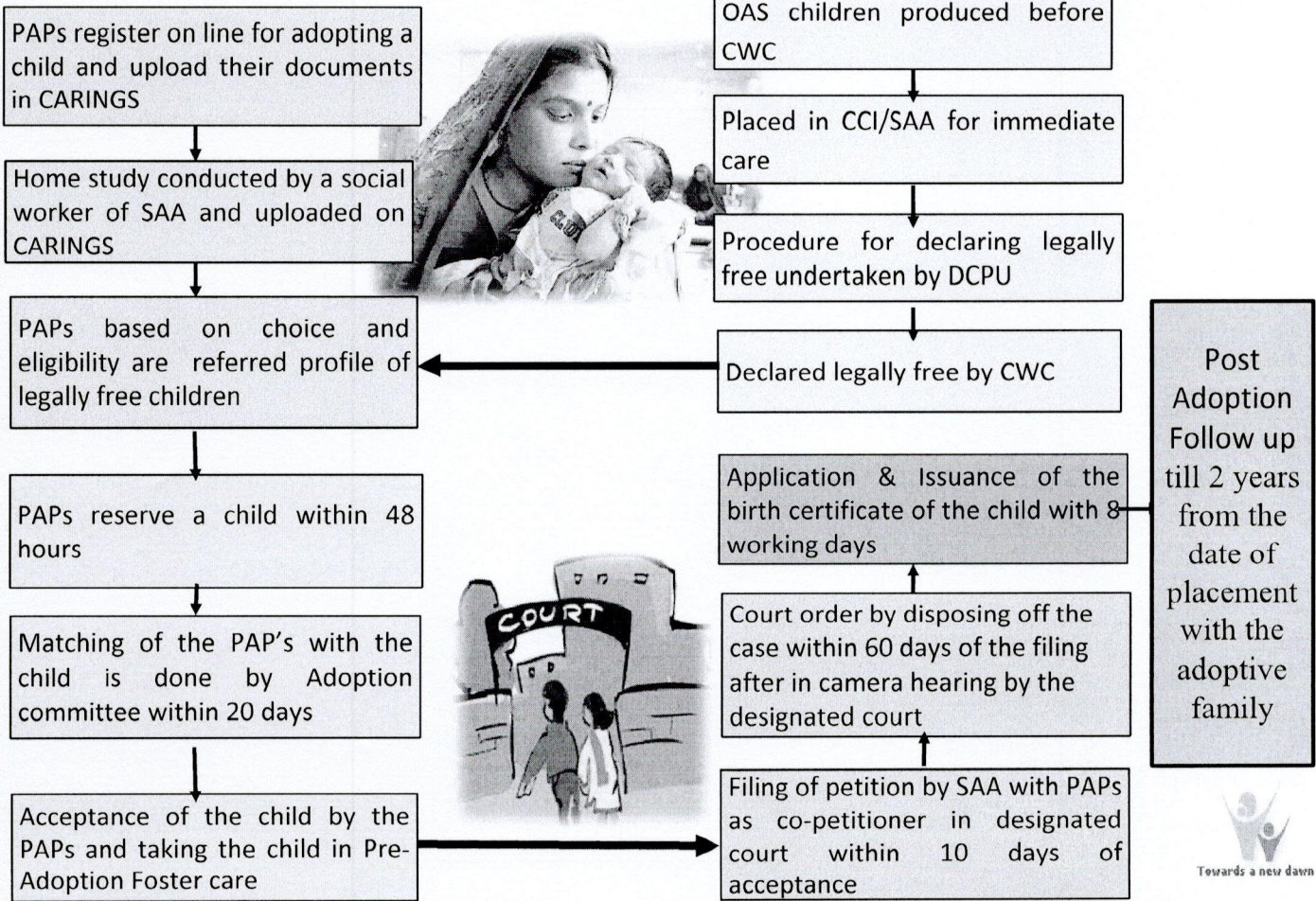
issues related to CARINGS module and for better coordination between NIC and CARA to avoid any delay in the implementation of issues. The committee has been advised to meet on a weekly basis at CARA. In addition to this, CEO, CARA has also been advised to maintain proper decorum while communicating with Hon'ble Court.



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In-country Adoption of OAS Children



दीपक कुमार / Deepak Kumar

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महिला एवं बाल विकास मंत्रालय

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Inter-country Adoption of OAS Children



Counselling and preparation of HSR of PAPs by the Social worker of AFAA or CA for Hague Signatory Countries and Indian Mission for others

Registration of PAPs in CARINGS by AFAA/CA/Indian Mission

Uploading of Documents by AFAA/CA/Indian Mission

Initial approval by CARA

Child Referral and Reservation through CARINGS

Child matching by SAA & acceptance by PAPs

NOC by CARA

Pre-Adoption Foster Care (only few PAPs exercise this option)

Court Order, Conformity Certificate, Passport, Visa & Exit Visa for the child

Child Arrival, Citizenship, Post-Adoption Follow-up till 2 years

दीपक कुमार / Deepak Kumar
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Response of the Steering Committee of CARA, Ministry of Women & Child Development, Union of India with reference to the directions of Hon'ble Court of Madhya Pradesh, Jabalpur in the matter of CR No.258/2017 and CR No. 260/2017 followed by Memo No. Q/RJ/WJC/69 dated 20.3.2018.

With reference to the directions of Hon'ble Court of Madhya Pradesh, Jabalpur in the matter of CR No.258/2017 and CR No. 260/2017 followed by Memo No. Q/RJ/WJC/69 dated 20.3.2018, it is most respectfully submitted that vide Memo No. Q/RJ/WJC/69 dated 20.3.2018, members of the Steering Committee have been directed as under:-

"Direction No. 7 in regard to immediate placement ought to be complied with within 7 days from the date of receipt of this letter."

2 Hon'ble Court vide Direction 7 of para 53 of Hon'ble Court's Order dated 12.02.2018, mentioned in the preceding para, has directed as under

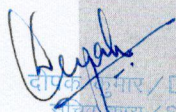
"In the facts, the CARA is directed through Steering Committee to make the referral of the children of SAA UDAN and other like SAA and CCI by way of immediate placement. In this regard, the older age sibling child must be given priority but immediate placement should not be delayed more than fifteen days from the date of communication of this order."

3 With reference to the directions of the Hon'ble Court, it is most humbly submitted that, as desired, the issue has been deliberated by the Steering Committee of CARA on 23.03.2018. Based on the deliberation, the status is submitted as below.

The status of the children referred by SAA Udaan through Madhya Pradesh Government is as per Annexure-I. With respect to this, the status as on date has been provided by NIC through CARA. The summarized position, as submitted by NIC through CARA is given in the table below.

Fact Sheet of Madhya Pradesh 102 Children

S.No.	Category	No. of Childre
1	Legally Free and Under Immediate Placement	80
2	Legally Free and Special Need Child	2
3	Reserved Children	7



दीपक कुमार / Deepak Kumar
सचिव कारा / Secretary CARA

महिला एवं बाल विकास मंत्रालय
Ministry of Women & Child Development
भारत सरकार / Government of India
ए. जे. खन्ना-8, विंग-4, प्रथम तल्ला, बारा, जे. पी.
ब्लॉक, ब्लॉक-8, विंग-4, प्रथम तल्ला, बारा, जे. पी.
नई दिल्ली / New Delhi-110008

4	Pre Adoption Foster Care	
5	Under Adoption Process with Inter Country PAPs (Signed MER and CSR uploaded by AFAA)	6 2
6	Court Order Issued	
7	Exit From Adoption Process	3
8	Total Children	2 102

Accordingly, It may be noted that all the 102 children referred by M.P. Government are appearing under appropriate categories.

4. Further, it is, also, most humbly submitted that as per Section 59 (1) of the JJ Act 2015 and Regulation 8 of Adoption Regulation 2017, Children declared legally free for adoption are to be given option of getting adopted by Indian families before getting referred to any foreigner. This provision is based on the spirit of Hague Convention which requires that a child may be provided opportunity for getting adopted in the place of their origin at first. And only in the event of child not getting adopted in his/her country, she/he may be referred to any foreigner PAP. In view of the same, all Children of more than 5 years of age, registered in CARINGS and declared legally free are referred to Indian PAPs for 30 days. In case they are not adopted by them, they get referred to foreign PAPs. If they still do not get adopted after total 15 referrals (either by Indian parent or foreign parents) they are placed in the 'Immediate Placement' category. (Copy of the Agenda as well as minutes of the Steering Committee in the meeting dated 30.08.2016 regarding "Immediate Placement" is annexed)

5. It may also be pointed out that "Immediate Placement" is actually a misnomer, as under this category those children who have been 'Hard to Place' in adoption despite 15 round of referrals are shown. It was decided to name this category as 'Immediate Placement' instead of 'Hard to Place' to avoid any stigma on the child flowing out of nomenclature.

Deepak

Central Adoption Resource Authority
Ministry of Women & Child Development

Minutes of the Third Meeting of the Steering Committee of Central Adoption Resource Authority (CARA) held on 30th August 2016 at 11:00 a.m. in the Conference Hall of Ministry of Women & Child Development, A-Wing, 6th floor, Shastri Bhawan, New Delhi

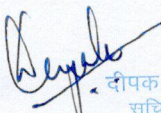
1. The following were present:-

- (a) Smt. Leena Nair, Secretary, Ministry of Women & Child Development, Government of India [Chairperson (Ex-officio)].
- (b) Smt. Rashmi Saxena Sahni, Joint Secretary, Ministry of Women & Child Development, Government of India, Shastri Bhawan, New Delhi [Member (Ex-officio)].
- (c) Smt. Sarita Mittal, Joint Secretary (FA), Ministry of Women & Child Development, Government of India, Shastri Bhawan, New Delhi [Member (Ex-officio)].
- (d) Shri Ravi Patil, Deputy Commissioner, Women and Child Development Government of Maharashtra [Representing SARA, Maharashtra].
- (e) Ms. Gitashree Adhikari [Representing Karuna, SAA, West Bengal].
- (f) Mr. Avinash Kumar [Adoptive Parent, New Delhi].
- (g) Ms. Samiha Grewal [Adoptee, New Delhi].
- (h) Smt. Kiran Singh [Advocate, Ghaziabad, Uttar Pradesh].
- (i) Shri Deepak Kumar, Chief Executive Officer, Central Adoption Resource Authority (CARA) [Member Secretary].

2. At the outset, Smt. Leena Nair, Chairperson of Steering Committee and Secretary, MWCD welcomed all the Members of the Steering Committee of Central Adoption Resource Authority (CARA).

Programme Matters

Item No. 1: Master Trainers Programme conducted by CARA (for information).


सचिव कारा

दीपक कुमार / Deepak Kumar
सचिव कारा / Secretary CARA

महिला एवं बाल विकास मंत्रालय
Ministry of Women & Child Development

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