

GOVERNMENT OF INDIA
MINISTRY OF SOCIAL JUSTICE & EMPOWERMENT
DEPARTMENT OF EMPOWERMENT OF PERSONS WITH DISABILITIES (DIVYANGJAN)
LOK SABHA

UNSTARRED QUESTION NO. 1463
TO BE ANSWERED ON 12.02.2019

Reservation Benefit under Divyang Quota

1463. DR. KIRIT SOMAIYA:

Will the Minister of SOCIAL JUSTICE AND EMPOWERMENT be pleased to state

- (a) whether it is true that less than 40 per cent disability disqualifies a differently abled person to get reservation benefit under divyang quota;
- (b) if so, the details thereof;
- (c) whether the Government is aware that if a person lost one of his eyes, the same is treated as 30 per cent disability and bars him/her to get the reservation benefits and if so, the details thereof;
- (d) whether it is not injustice to a person who lost one eye or who has no vision in one eye;
- (e) whether the Government is likely to reconsider its guidelines and revised the 40 per cent disability condition for giving benefit to a differently abled person who has lost vision in one of his/her eyes has or no vision in one eye; and
- (f) if not, the reasons therefor?

ANSWER

**MINISTER OF STATE FOR SOCIAL JUSTICE AND EMPOWERMENT
(SHRI KRISHANPAL GURJAR)**

- (a) & (b) The benefit of reservation in Government jobs is applicable only to persons with benchmark disabilities in terms of Section 34(1) of the Rights of Persons with Disabilities Act, 2016 (RPwD Act, 2016). As per Section 2(r) of the said Act, "person with benchmark disability" means a person with not less than forty per cent. of disability.
- (c) As per the guidelines for the purpose of assessing the extent of specified disability in a person notified by the Government on 04.01.2018, a person having 6/6 to 6/18 vision in better eye and with no light perception in worse eye after best possible correction is assessed as person with 30% disability. As such, such persons having full vision in one eye are not eligible for benefit of reservation in terms of Section 34(1) of the RPwD Act, 2016.
- (d) to (f) The guidelines for the purpose of assessing the extent of specified disability were framed on the basis of recommendation of an Expert Committee and were notified on 04.01.2018. Persons with disabilities across all categories of disabilities having lower degree of disability (less than 40%) can still perform functions to a large extent. As such there is no proposal to revise the assessment guidelines at this stage.