

DELHI TRANSPORT CORPORATION
(A GOVT. OF NCT OF DELHI)
I.P.ESTATE: NEW DELHI

No.Admn./IR Dept./2021/ 2377

Dated : 10/12/2021

Sub:- **Guidelines/instructions as per "The Transgender Persons
(Protection of Rights) Act, 2019.**

Enclosed please find guidelines/instructions as per "The Transgender Persons (Protection of Rights) Act, 2019 for necessary action.

Encl: As above


10/12/21

(Trilok Chand)
Manager(Admn.)

All HoDs,
All Dy.CGMs/All R.M.s,
All Depot Managers/Unit Officers

Copy to : OSD to MD- for kind information please.
: Manager(IT) to upload on DTC Website.

The following guidelines may be issued to all concern for strictly following the instructions as per **"The Transgender Persons (Protection of Rights) Act, 2019"**:

Chapter-II- PROHIBITION AGAINST DISCRIMINATION

"Protection against discrimination:- 3 No person or establishment shall discriminate against a transgender person on any of the following grounds, namely:-

- (b) the unfair treatment in, or in relation to, employment or occupations.
- (c) the denial of, or termination from employment or occupation.

Chapter-III- RECOGNITION OF IDENTITY OF TRANSGENDER PERSONS"

4(1) a transgender person shall have a right to be recognized as such, if accordance with the provision of this Act.

(2) A person recognized as transgender under sub-section (i) shall have a right to self-perceived gender identity.

5. A transgender person may make an application to the District Magistrate for issuing a certificate of identity as a transgender person, in such form and manner and accompanied with such documents, as may be prescribed.

6(1) The District Magistrate shall issued to the applicant under section 5, a certificate of identity as transgender person after following such procedure and in such form and manner, within such time, as may be prescribed indicated the gender of such persons as transgender.

(2) The gender of transgender person shall be recorded in all official documents in accordance with certificate issued under sub-section (1).

(3) A certificate issued to a person under sub-section (1) shall confer rights and be a proof of recognition of his identity as a transgender persons.

Change in gender

7 (1) After the issue of a certificate under sub-section (1) of Section 6, if a transgender persons undergoes surgery to change gender either as male or female, such person may make an application along with a certificate issued to that effect by the Medical Superintendent or Chief Medical Officer of the medical institutions in which that persons has undergone surgery to the District Magistrate for revised certificate, in such form and manner as may be prescribed.

(2) The District Magistrate shall, on receipt of an application alongwith the certificate issued by the Medical Superintendent or Chief Medical Officer and on being satisfied with the correctness of such certificate, issue a certificate indicating change in gender in such form and manner and within such time, as may be prescribed.

(3) The person who has been issued a certificate of identity under section 6 or a revised certificate under sub-section (2) shall be entitled to change the first name in the birth certificate and all such official documents relating to the identity of such person.

Provided that such change in gender and the issue of revised certificate under sub-section (2) shall not affect the rights and entitlements of such person under this Act.

OBLIGATION OF ESTABLISHMENT AND OTHER PERSONS

9. No establishment shall discriminate against any transgender person in any matter relating to employment including, but not limited to recruitment, promotion and other related issues.

10. Every establishment shall ensure compliance with the provisions of this Act and provide such facilities to transgender persons as may be prescribed.

11. Every establishment shall designate a person to be a Complaint Officer to deal with the complaints relating to violation of the provisions of this Act.

HEALTH CARE FACILITIES

15. The appropriate Government shall take the following measures in relation to transgender persons, namely:-

(b) to provide for medical care facility including sex assignment surgery and hormonal therapy;

(c) before and after sex reassignment surgery and hormonal therapy counseling;

(d) bring out a Health Manual related to sex reassignment surgery in accordance with the World Professional Association for Transgender Health guidelines;

(g) provision for coverage of medical expenses by a comprehensive insurance scheme for Sex Re assignment Surgery, hormonal therapy, laser therapy or any other health issues of transgender persons.

POWER OF APPROPRIATE GOVERNMENT TO MAKE RULES

(d) the form, period and manner for issuing revised certificate under sub-section (2) of Section 7;"

Legal change of name and gender is a three-step process. Namely 1. Get An Affidavit 3. Publish Newspaper Advertisement 3. Notify in The Gazette:-

4. Get An affidavit- One can get an affidavit for the change of name and gender from any notary duly attested.
5. Publish Newspaper advertisement-Choose any one local newspaper of your choice and submit a copy of the affidavit to place an Ad. You can easily do this online too, from the comfort of your home via <http://www.releasemyad.com>.
6. Notify in The Gazette-The final step is to notify the change of name and gender in the gazette. Gazette is like an official magazine of the Government (State/Central Government).

Regarding inclusion of Transgender Persons in all welfare schemes & to formulate health, education, vocational and professional training, social security, self employment scheme and for sensitization of all functionaries in principle and spirit of inclusion of transgender persons at all level of organization.


10/12/21
Manager (Admn.)