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REMINDER/MOST IMMEDIATE
BY SPEED POST

F.No.7-5/2012-CD III (Vol.II)
Government of India
Ministry of Women & Child Development

Shastri Bhavan,
New Delhi, 7th July 2014.

To

The Secretaries in charge of ICDS in all States/UTs (except Odisha, Rajasthan, Haryana, West Bengal, Delhi, HP, UP, Punjab and Goa)

Subject: Framing and notifying Rules under the National Food Security Act (NFSA), 2013.

Sir/Madam,

I am directed to refer to this Ministry's letter of even number dated 18.03.2014 followed by reminder dated 03.04.2014 on the subject mentioned above.

National Food Security Act (NFSA) has been promulgated by the Government of India vide Gazette Notification dated 10.09.2013. In pursuance of the provisions of Section 39 of the Act, the rules in respect of entitlements under ICDS Schemes, were drafted in consultation with Department of Food & Public Distribution and Ministry of Law and Justice and was forwarded to the States/UTs for their comments. The same is still awaited.

It is, therefore, requested that the comments on the draft rules framed under NFSA may be furnished to this Ministry immediately.

Yours faithfully,

e/c


(Gulshan Lal)
Director

15.07.2014
8/7/2014

(To be published in the Gazette of India, Part-II, Section 3 Sub-section (i))

Government of India
(Bharat Sarkar)
Ministry of Women and Child Development
(Mahila Avam Bal Vikas Mantralaya)

New Delhi, the 2014.

NOTIFICATION

G.S.R. – In exercise of the powers conferred by sub-section (1), read with clause (b) of sub-section (2) of section 39 of the National Food Security Act, 2013 (20 of 2013), the Central Government, in consultation with the State Governments, hereby makes the following rules to regulate the entitlements under the said Act for every pregnant woman and lactating mother and every child upto the age of six years (including those suffering from malnutrition), as per the nutritional standards specified in Schedule II to the said Act, namely:-

PART I – GENERAL PROVISIONS

1. *Short title and commencement.*- (1) *These rules may be called the Supplementary Nutrition (under the Integrated Child Development Services Scheme) Rules, 2013.*

(2) They shall come into force on the date of their publication in the Official Gazette.

2. *Definitions.* – In these rules, unless the context otherwise requires,-

- (a) “meal” means the meal as defined in clause (9) of section 2 of the Act;
- (b) “Act” means the National Food Security Act, 2013 (20 of 2013);
- (c) “section” means section of the Act;
- (d) words and expressions used herein and not defined but defined in the Act shall have the meanings respectively assigned to them in the Act.

PART II- ENTITLEMENT AND NUTRITIONAL STANDARDS

3. *Nature of entitlements.*- (1) These entitlements shall be provided under the Supplementary Nutrition Programme of Integrated Child Development Services Scheme (herein after referred to as the “ICDS”) of the Central Government.

(2) The Supplementary Nutrition under the ICDS is primarily designed to bridge the gap between the Recommended Dietary Allowance and the Average Daily Intake.

4. *Place of serving meal.*- (1) The meal shall be served at the nearest Anganwadi Centre.

(2) The ICDS is a self-selecting scheme and the entitlements, as mentioned in clause (a) of section 4, clause (a) of sub-section (1) of section 5 and section 6 shall be available to those who enrol themselves and visit the nearest Anganwadi Centre during its working hours as notified by the State Government or Union territory Administration from time to time.

5. *Supplementary Nutrition under ICDS.*- The Supplementary Nutrition under the ICDS for different categories of beneficiaries shall be as under:-

Sl. No.	Categories	Type of meal/food as per the nutritional standards specified in Schedule II to Act
(1)	(2)	(3)
1.(A)	Children (6-36 months)	Take Home Ration in the form that is palatable to the child which shall be given in the form of micro-nutrient fortified food or energy dense food or both.
1.(B)	Severely malnourished children (6-36 months)	Same type of food as above with food supplement of 800 calories of energy and 20-25 grams of protein.
2.(A)	Children (3-6 years)	Morning snacks in the form of milk, banana, egg, seasonal or any other fruits and hot cooked meal.
2.(B)	Severely malnourished children (3-6 years)	Additional 300 calories of energy and 8-10 grams of protein in the form of micronutrient fortified food or energy dense food or both.
3.	Pregnant women and lactating or nursing mothers	Take Home Ration in the form of micronutrient fortified food or energy dense food or both.

Note:- Exclusive breast feeding shall be promoted for children upto the age of six months.

6. *Nutritional standards.*-The nutritional standards shall be the same as provided in Schedule II to the Act and the Revised Nutritional and Feeding norms issued by the Ministry of Women and Child Development vide letter No.5-9/2005/ND/Tech (Vol.II), dated the 24th February, 2009.

PART III – MAINTAINANCE OF STANDARD AND QUALITY OF MEAL, THEIR ENFORCEMENT AND MONITORING

7. Preparation of “meal” and maintenance of its standard and quality.-

(1) The “meal” shall be prepared as per the guidelines, instructions or orders issued by the Government of India from time to time (taking into account the orders or guidelines issued by the Supreme Court or High courts), the Revised Nutritional and Feeding norms issued by the Government vide letter No.5-9/2005/ND/Tech (Vol. II)), dated 24th February, 2009, the provisions of Schedule II to the Act and any other law for the time being in force.

(2) The States and Union territories with the support of Food and Nutrition Board (*herein after referred to as “the Board”*) shall ensure the quality of Supplementary Nutrition with reference to the norms of food safety as well as nutrient composition.

(3) The Supplementary Nutrition shall conform to the standards laid down under the Food Safety and Standards Act, 2006 (34 of 2006) to ensure consistent quality and nutritive value of the intervention per serving and it shall also be ensured that the meal is prepared in kitchen sheds having adequate sanitation and safe drinking water so as to maintain hygienic conditions.

(4) It shall be the responsibility of the concerned Programme Officer and the Child Development Project Officer under the ICDS to ensure the quality of supplementary provision with reference to the norms of food safety as well as nutrient composition.

(5) The Board in collaboration with the States and Union territories shall carry out periodic checks and test the meal or get it tested through the Government Food Research Laboratory accredited or recognised by law, so as to ensure that the meal meets with the nutritional standards and quality specified in Schedule II to the Act.

(6) The authorised officers of the States and the Union territories shall conduct surprise checks and draw samples and get them tested through the above laboratories to ensure quality and nutrient value of the meal.

8. Responsibility to monitor and review arrangement for Supplementary Nutrition.-The respective States and Union territories and the Monitoring and Review Committees at the National, State, District, Block and Anganwadi level constituted vide the Ministry of Women and Child Development letter

No.16-8/2012-ME, dated the 31st March, 2011 shall be responsible to monitor and review the status of arrangement for Supplementary Nutrition, convergence with the line Departments to ensure water and sanitation facilities, ensure regularity of functioning of Anganwadi Centres, ensure regular supply of Supplementary Nutrition at Anganwadi Centres without disruptions, arrangement for fortification of Supplementary Nutrition and use of iodized salts, ensure monitoring and supervision visits by officials at different levels as per norms, method of delivery of supplementary food at Anganwadi Centres, engagement of Self Help Groups, ensure supply and quality of Supplementary Nutrition through them and all other issues relating to the above, as per their roles defined in the above guidelines dated the 31st March, 2011:

Provided that till the engagement of Self Help Groups, the supply of Supplementary Nutrition shall be ensured from such other sources or approved agencies in terms of the existing rules and regulations.

PART IV – COST NORMS AND COST SHARING

9. *Supplementary Nutrition norms.*- The Supplementary Nutrition shall be in conformity with the Revised Nutritional and Feeding norms issued by the Ministry of Women and Child Development vide letter No.5-9/2005/ND/Tech (Vol. II), dated the 24th February, 2009.

10. *Cost norms for Supplementary Nutrition.*- The cost norms for the Supplementary Nutrition for various categories of beneficiaries shall be as under:-

Sl. No.	Categories	Pre-revised rates	Revised rates (per beneficiary per day)
(1)	(2)	(3)	(4)
1.	Children (6-72 months)	Rs.4.00	Rs.6.00
2.	Severely malnourished children (6-72 months)	Rs.6.00	Rs.9.00
3.	Pregnant women and lactating or nursing mothers	Rs.5.00	Rs.7.00

Note:- The revised rates mentioned in column (4) above shall be applicable in the 400 districts notified for roll out of Strengthened and Restructured ICDS vide orders dated 22nd October, 2012, 26th December, 2012, 11th February, 2013 and 11th March, 2013 and the pre-revised rates mentioned in column (3) above shall be applicable in the remaining districts till 31st March, 2014 and thereafter revised rates as per column (4) above shall be applicable universally.

11. *Proportion of cost sharing of Supplementary Nutrition.*- The cost of Supplementary Nutrition under the ICDS, as per these rules, shall be shared by the Central Government and the State Governments in equal proportion in respect of all the States except the States of Assam, Arunachal Pradesh, Mizoram, Manipur, Meghalaya, Nagaland, Tripura and Sikkim where the Central Government shall bear ninety per cent. of the cost and the remaining ten per cent. shall be borne by such State Governments.

12. *Rules not in derogation of any Scheme.*- The provisions of these rules shall be in addition to and not in derogation of any existing Scheme implemented by the Central Government.

SECRETARY TO THE GOVERNMENT OF INDIA
[File No. 7-5/2012-CD-III]

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Government of India Press
(Bharat Sarkar Press)
Faridabad.

Copy forwarded for information to:

1. Secretary, Department of Food
2. Secretary, Ministry of Law and Justice (Legislative Department)

Under Secretary to the Government of India