

# Vision 2031

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# Who are we (persons with disabilities)? - Article 1

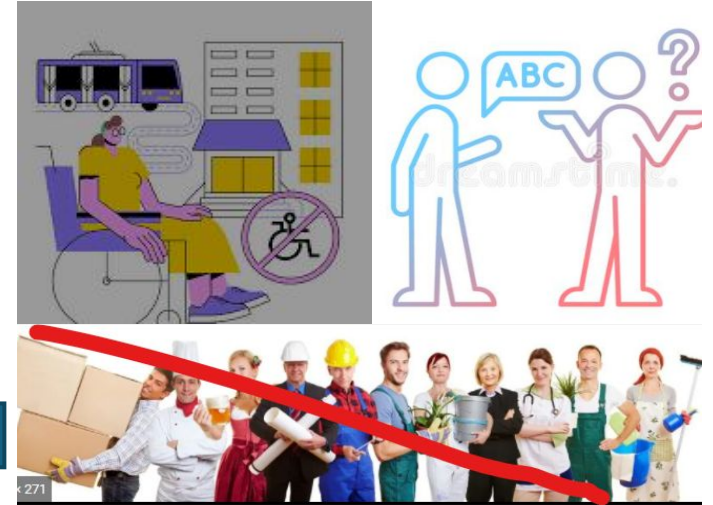
## -Understanding Disability



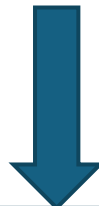
Persons with impairments



Disability is the interaction of person's impairment, barriers and lack of support services **restricting** participation on an equal basis with others



Barriers and lack of services



Lack of access to education, unemployment



Exclusion and marginalisation

# Key obligations of the state towards development leading to full and effective participation of all persons with disabilities – (Article I –Purpose)

Key obligations – Respect, Protect and Fulfil all human rights for all persons with disabilities

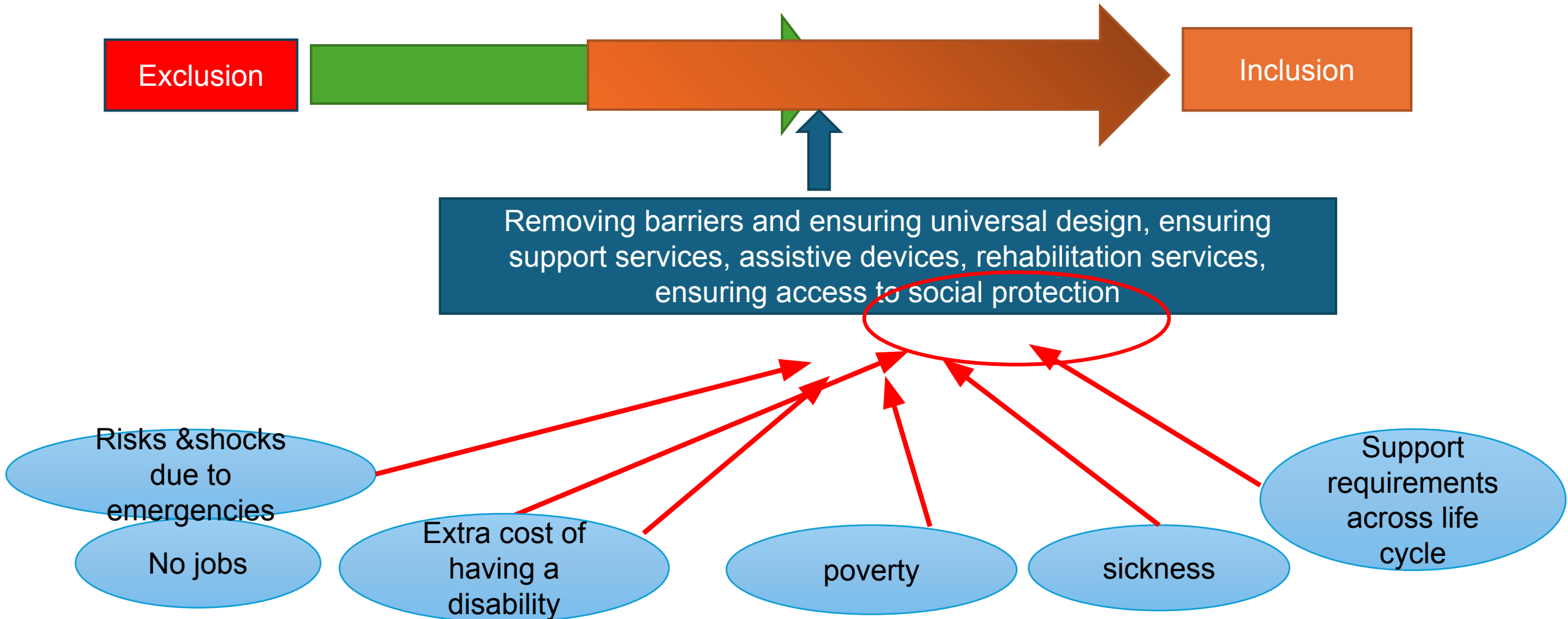
State should not discriminate persons with disabilities  
b(Do no harm)

State should protect against discrimination from non-state actors

State should take steps to ensure realisation of all human rights by all persons with disabilities

# Role of State - Understanding Fulfil

## -Exclusion to Inclusion



# General Principles

- Respect for inherent dignity, individual autonomy including the freedom to make one's own choices, and independence of persons;
- Non-discrimination;
- Full and effective participation and inclusion in society;
- Respect for difference and acceptance of persons with disabilities as part of human diversity and humanity;
- Equality of opportunity;
- Accessibility;
- Equality between men and women;
- Respect for the evolving capacities of children with disabilities and respect for the right of children with disabilities to preserve their identities.

# General Obligations

- To adopt all laws, policies, administrative processes to implement the rights of the convention
- To undertake research and development to ensure universal design of goods and services and infrastructure (considering amendment to procurement guidelines, laws and policies), availability of assistive devices
- Accessible information and communication
- Training and sensitisation
- Ensure maximum utilisation of available resources
- Ensure participation of persons with disabilities in all decision making processes
- Ensure implementation of the convention across the country
- To anything above and beyond the convention

# Duty of the Government - Article 19 – Right to live independently and being included in the community

recognize the **equal right** of all persons with disabilities to live in the community, with **choices equal to others**, and shall take **effective and appropriate measures** to facilitate full enjoyment by persons with disabilities of this right and their full inclusion and participation in the community.

- (a) Persons with disabilities have the opportunity to choose their place of residence and **where and with whom they live on an equal basis** with others and are **not obliged to live in a particular living arrangement**
- (b) Persons with disabilities have access to a **range of in-home, residential and other community support services, including personal assistance** necessary to support living and inclusion in the community, and to prevent isolation or segregation from the community;
- (c) **Community services and facilities** for the general population are **available on an equal basis** to persons with disabilities and are responsive to their needs.

# Duty of the Government - Article 19

## Ensure

- a. Involve persons with disabilities in all decision making processes
- b. Accessibility , affordability of community services in general
- c. Removal of barriers
- d. **Support services**
- e. Plans transition from institutions to community living for those who are already in institutional services
- f. Access to social protection programs considering the extra cost of disability
- g. Adequate budget allocation
- h. Data
- i. Ensuring monitoring and redressal
- j. Access to justice when there is discrimination

# Understanding support services

Persons with disabilities in order to live in the community require specific and range of support services. These services include:

- a. Paid **personal assistant** services **across life cycle** and for the **diversity of persons with disabilities** – individual specific, cannot be shared, choice and control with the individual with disability, accessible, available and affordable,
- b. Supported decision making
- c. Availability of support services in **all domains** such as education, employment, leisure and sport
- d. **Sign language** interpretation
- e. Services that **aim at adapting homes, product and equipments**
- f. **Service and maintenance of assistive devices**

# How can Government ensure such services?

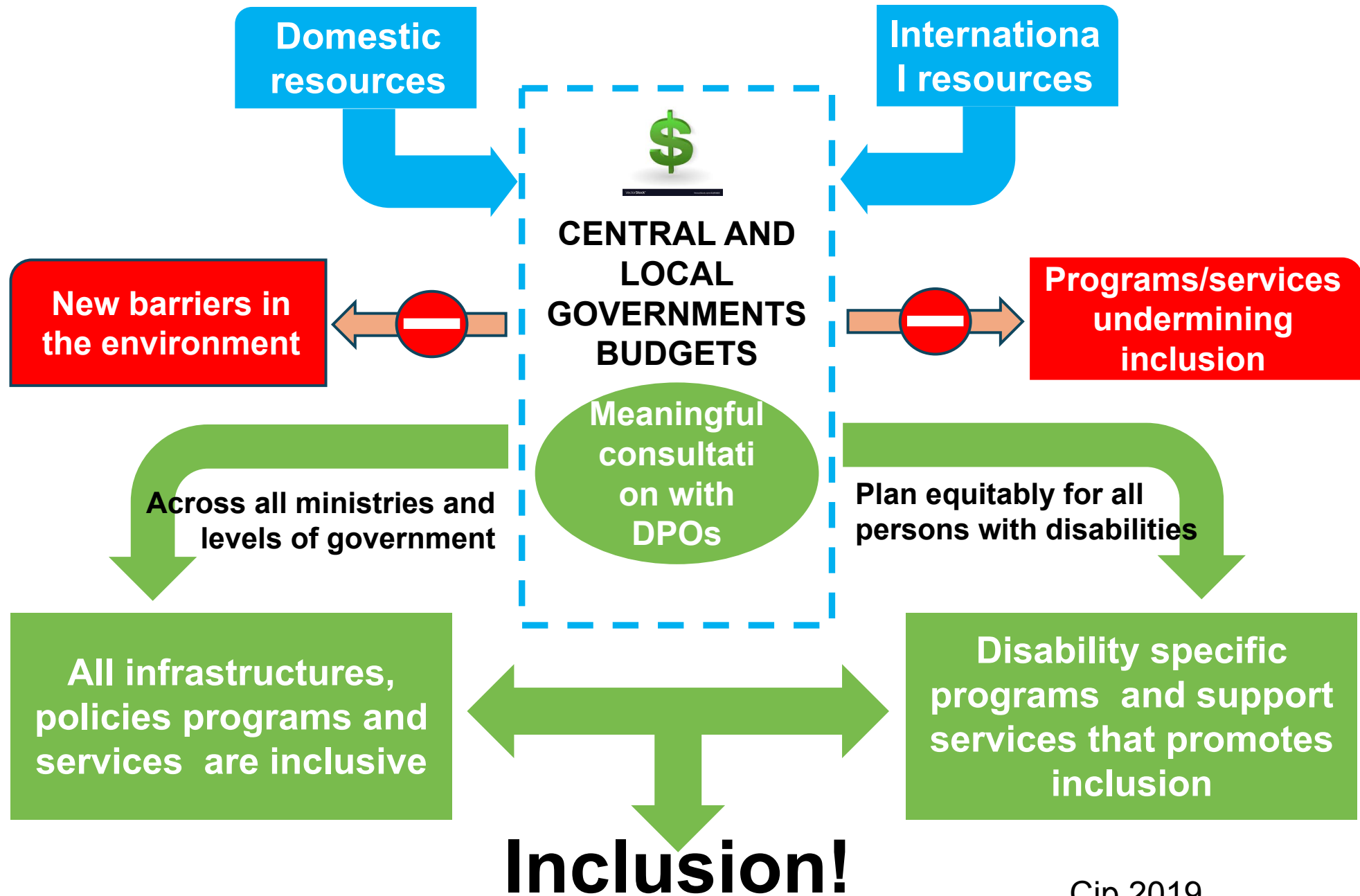
- New policies on specific support services
- Consultation with persons with disabilities
- Removal of restrictions in laws such as laws that denies legal capacity
- Having a specific budget allocation for ensuring such service
- Sensitisation and training of persons with disabilities and other key stake holders on the right to live independently and being included in the community, programs that offer support services in languages, means and modes that are accessible for all persons with disabilities.

# Further – the duty of the State include

1. Involvement, meaningful consultation and participation of persons with disabilities and their representative organisations in the budget making processes.
2. Utilisation of **maximum available resources** towards ensuring the realisation of socio, cultural and economic rights of all persons with disabilities. (Article 4 of CRPD)
3. Making Investments in ensuring access to assistive devices, support services, rehabilitation services, retrofitting of existing infrastructure for ensuring accessibility. (Article 4)
4. Ensuring that international cooperation, including international development programmes, is inclusive of and accessible to persons with disabilities (Article 32)

# Clarification on utilisation of maximum available resources

1. All expenditures **across sectors and services** of the Government are responsive and compliant with the principles of CRPD. Allocations towards persons with disabilities need not be bundled within one Ministry. For example allocation for accessibility of infrastructure should be part of the Public works departments and not social welfare.
2. All allocations should **lead to inclusion and not segregation** and exclusion.
3. **Accessibility** of services such as transportation, health, education is key to realisation of maximum available resources.
4. **Availability of financial and administrative data** on persons with disabilities must be available for meaningful engagement
5. **All expenditure should be gender sensitive and responsive to include the extra costs of disability.**
6. **Taxation policies** should be gender sensitive and sensitive to the extra costs of disability.



<p>Adequately funded (meet requirements)</p>				
<p>Law regulation program Partially Funded</p>				
<p>Law or regulation there but not funded</p>				
<p>No Law or regulation or program but Civil society</p>				
	<p>Deliberately Against rights of people with disabilities</p>	<p>Neutral but creates barriers</p>	<p>On the right track but not CRPD compliant</p>	<p>Full CRPD compliance</p>

Thank You