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**Abstract**

Social Welfare and Nutritious Meal Programme Department – Third Gender Welfare – Determination of the Community and Reservation in Employment for Third Gender – Orders – Issued.

Social Welfare and Nutritious Meal Programme [SW8 (2)] Department**G.O.(Ms) No.90****Dated 22.12.2017**

ஹேவிளம்பி, மார்கழி 7

திருவள்ளூர் ஆண்டு 2048

Read:

1. G.O. (Ms) No.127, Labour and Employment Department, dated 27.10.2014
2. G.O. (Ms) No.28, Backward Classes, Most Backward Class and Minorities Welfare Department, Dated 06.04.2015
3. G.O. (Ms) No.71, Social Welfare and Nutritious Meal Programme Department, Dated 06.11.2015

Read also:

4. From the Secretary, Tamil Nadu Public Service Commission, D.O.Letter No.4471/RND-D2/2013, dated 12.07.2016
5. From the Director of Social Welfare, Letter Roc.No.21096/WW.1(3)/2017, dated 31.07.2017

ORDER:-

In the Government Order first read above, orders were issued that Third Gender may register their names in Employment Exchange offices based on the certificate identifying them as Transgender issued by the Tamil Nadu Transgender Welfare Board (TGWB) and to sponsor their names for appointment in the vacancies reserved for women category namely 30% and as well as vacancies reserved for General Category (both Men and Women) namely 70%.

2. In the Government Order second read above, orders were issued classifying the "Transgender of Eunuch (Thirunangai or Aravani)" as Most Backward Class by including at Sl.No.36-C in the list of Most Backward Classes.

3. In the Government Order third read above, among other things orders were issued, that Transgender will be identified as 'Third Gender' apart from the Binary Gender System and they have the right to decide their self-identified gender as male or female or as the third gender.

4. The Secretary, Tamil Nadu Public Service Commission in the D.O. letter fourth read above has sought for following clarifications in this matter with regard to:-

- (i) Considering the Transgender under 30% reservation for Women

- (ii) Treating the Transgender candidates who have claimed communal status under Scheduled Caste/ Scheduled Caste (A)/ Scheduled Tribe by producing respective Community Certificate confirming their claim.

5. After careful examination, in consultation with the concerned departments and the Director of Social Welfare, the Government hereby issue the following order regarding the determination of community and reservation in employment for the Third Gender in order to streamline the procedures to be followed by the recruiting agencies like Tamil Nadu Public Service Commission, Teachers Recruitment Board, Uniformed Services Recruitment Board, Medical Recruitment Board, etc., and Employment Exchange offices / appointing authorities, in sponsoring / recruiting / selecting the Third Gender candidates for appointment in Government Service:-

Determination of the Community:-

- (i) The Third Gender candidates, who do not possess any community certificate may be considered under Most Backward Class as per G.O.(Ms).No.28, Backward Classes, Most Backward Class and Minorities Welfare Department, dated 06.04.2015.
- (ii) The Third Gender candidates who belong to Scheduled Caste/Scheduled Caste (A)/Scheduled Tribe communities, and possess community certificate as such, may be considered as per their respective community.
- (iii) The Third Gender candidates who belong to the communities other than Scheduled Caste/Scheduled Caste (A)/Scheduled Tribe and possess community certificate as such (not covered under point (i) above) may be considered as per their own community or as Most Backward Class whichever is advantageous to them as per their option and once the individual exercises option for community selection it should be crystallized and this option should not be changed in future.

Reservation in Employment:-

- (i) The Third Gender candidates who identify themselves as "Female" by self-declaration supported by the certificate (ID card) issued by the Tamil Nadu Third Gender Welfare Board (TNTGWB) may be considered against both 30% reservation for women as well as 70% reservation for the General category (both Men & Women).
- (ii) The Third Gender candidates, who identify themselves as "Male" or "Third Gender", may be considered against the 70% reservation for General category (both Men & Women) as the case may be.

The above concessions may be granted subject to production of certificate identifying them as Third Gender or Third Gender (Male) or Third Gender (Female) issued by the Tamil Nadu Third Gender Welfare Board (TNTGWB), as the case may be.

(By Order of the Governor)

K. Manivasan,
Principal Secretary to Government

To
✓ The Director of Social Welfare, Chennai-15
The Commissioner of Social Defence, Chennai-10

The Director, Integrated Child Development Services Scheme, Chennai-113
 The Secretary, Tamil Nadu Public Service Commission, Chennai-3
 All District Collectors
 All Departments of the Secretariat, Chennai-9
 The Commissioner of Backward Classes and Minorities Welfare, Chennai-5
 The Director of Most Backward Class and Denotified Communities, Chennai-5
 The Director of Adi Dravidar Welfare, Chennai-5
 The Director of Tribal Welfare, Chennai-5
 The Member Secretary, Tamil Nadu Backward Classes Commission, Chennai-4
 The Teacher Recruitment Board, Chennai-6
 The Tamil Nadu Uniformed Services Recruitment Board, Chennai-8
 The Medical Services Recruitment Board, Chennai -6
 The Director of Employment and Training, Chennai-32
 The Secretary to Government of India, Ministry of Social Justice and Empowerment, New Delhi

Copy to:

The Hon'ble Chief Minister's Office, Chennai-9
 The Senior Personal Assistant to the Minister for Social Welfare and Nutritious Meal Programme, Chennai-9
 All Sections in Social Welfare and Nutritious Meal Programme Department, Chennai-9
 Stock file/Spare copy

// Forwarded by Order //

V.T. Ganesh 27.12.17
 Section Officer

W.N. E.
 27.12.17

Directorate of Social Welfare,
 Saidapet, Chennai-15.

Dated: 29.12.2017.

Endt. Rec. No.: 21096/ww.I(3)/2017

Copy communicated.

To

All District Social Welfare
 Officers.

for Director of Social Welfare
 29/12/17